

## Section I

### Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:** 6A-4.004  
**RULE TITLE:** Florida Educator’s Certificates with Academic, Administrative, Degreed Vocational, and Specialty Class Coverages

**PURPOSE AND EFFECT:** The purpose of the rule development is to correct citation references to other statutes necessitated by the passing of Senate Bill 1908. Additional citations are added to clarify the requirements for the Professional Certificate and to correctly cite reference to the Athletic Coaching rule that has been amended. The effect will be a rule that is consistent with Florida Statutes and Florida Administrative Code.

**SUBJECT AREA TO BE ADDRESSED:** Educator certification requirements.

**SPECIFIC AUTHORITY:** 1001.02, 1012.55, 1012.56 FS.

**LAW IMPLEMENTED:** 1001.02, 1012.54, 1012.55, 1012.56 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Beverly Gregory, Chief, Bureau of Educator Certification, 325 West Gaines Street, Room 201, Tallahassee, Florida 32399-0400, (850)245-0431  
**TO REQUEST A RULE DEVELOPMENT WORKSHOP,** please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

6A-4.004 Florida Educator’s Certificates with Academic, Administrative, Degreed Vocational, and Specialty Class Coverages.

A Florida educator’s certificate is issued to an applicant with academic, administrative, degreed vocational, and specialty class coverages as specified below.

(1) Temporary certificate.

(a) The three-year nonrenewable temporary certificate may be issued to an applicant who does not qualify for the professional certificate but meets the following requirements:

1. Holds a valid Official Statement of Status of Eligibility as specified in Section 1012.56(1), ~~231.17(1)(b)~~; Florida Statutes, which reflects that the applicant has satisfied specialization requirements for the subject requested,

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

(2) Professional certificate. The professional certificate is the highest type of full-time certificate issued. The professional certificate is issued to an applicant who meets the requirements as specified in Sections 1012.56(1), ~~and~~ (2), (3), (5), and (6), Florida Statutes. However, if a subject area test has not been developed and the absence of such test prohibits an individual from obtaining a professional certificate or adding a subject to a professional certificate, the employing Florida district superintendent or chief administrative officer of a state supported or nonpublic school may verify the attainment of the essential subject matter competencies.

(3)(a) No change.

(b)1.through 2. No change.

3. Demonstrates mastery of professional preparation and education competence by one of the options specified in Section 1012.56(~~6~~)(5), Florida Statutes, and

4. through (4)(b)1. No change.

(b)2. Satisfies specialization requirements as specified in subsections (2) and (3) of Rule 6A-4.0282, F.A.C., and

3. Submits fingerprint reports as specified in subparagraph (1)(a)3., of this rule.

(5) Addition of subjects to a professional certificate. A subject may be added to a valid professional certificate when an applicant meets the following requirements:

(a) Completes application requirements as specified in Rule 6A-4.0012, F.A.C., and

(b) Demonstrates mastery of the subject matter as specified in Section 1012.56(~~5~~)(4), Florida Statutes, for each subject to be added to a professional certificate.

(6) through (7) No change.

Specific Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.02, 1012.54, 1012.55, 1012.56 FS. History—Amended 4-20-64, 4-8-68, 7-7-68, 4-11-69, 4-11-70, 9-17-72, 8-17-74, Repromulgated 12-5-74, Amended 11-9-76, 7-1-79, 8-27-80, 1-3-82, 4-26-84, 11-18-84, 6-18-85, Formerly 6A-4.04, Amended 12-25-86, 10-18-88, 9-12-89, 12-4-89, 4-15-91, 10-10-91, 5-3-94, 10-15-01, 12-27-04,\_\_\_\_\_.

**DEPARTMENT OF TRANSPORTATION**

**RULE NO.:** 14-43.001  
**RULE TITLE:** Regulation of Overhanging Encroachments

**PURPOSE AND EFFECT:** Rule 14-43.001, F.A.C., is amended and a revised application form is being incorporated by reference.

SUBJECT AREA TO BE ADDRESSED: Rule 14-43.001, F.A.C., is being amended, including incorporating a revised application form.

SPECIFIC AUTHORITY: 334.044(2), 337.407 FS.

LAW IMPLEMENTED: 337.406, 337.407, 479.01, 479.16, 768.28 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: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-43.001 Regulation of Overhanging Encroachments.

(1) Definitions.

(a) "Applicant" means any person or entity, including a local governmental entity, seeking permission for an overhanging encroachment.

(b) "Banner" means a length or sheet of cloth, fabric, plastic, or other flexible material bearing a message which may be either of the following:

1. "Pole Banner," means a banner which is located adjacent to the travel lanes of the roadway and is attached to a single existing permanent support.

2. "Street Banner," means a banner which extends over the travel lanes of the roadway and is attached to two or more existing permanent supports.

(c) "Canopy" means a permanent or semi-permanent, on-premise roof-like ~~encroachment~~ or projection partially extending over the right of way.

(d) "Department@ means the State of Florida Department of Transportation.

(e) "Local Governmental Entity" ~~means has the same meaning~~ as provided in Section ~~334.03(14) 44-45(1)(d)~~, F.S.

(f) "Overhanging Encroachment" ~~means for purposes of this rule includes~~ a sign, canopy, or banner, as these terms are herein defined, which is placed along and over any state roads which are within municipalities, or which are of curb and gutter construction outside municipalities.

(g) "Sign" ~~means has the same meaning~~ as provided in Section 479.01(17), F.S.

(2) Overhanging encroachments are prohibited on limited access facilities, including the Interstate System; Overhanging encroachments and are subject to the following conditions on non limited access facilities:

(a) No new supports may be located within state right of way.

(b) ~~Any overhanging encroachment M~~ must be allowed by the ~~affected~~ local governmental entity within whose jurisdictional boundaries the banners are to be placed.

(c) ~~Must be adjusted or removed at the owner's expense if the~~ Any overhanging encroachment ~~which~~ interferes with Department construction ~~must be adjusted or removed at the owner's expense.~~

(d) ~~Overhanging encroachments M~~ may not obstruct the view of any traffic signal, traffic device, or official sign, nor in any way interfere with motorists' ability to safely operate ~~their~~ vehicles.

(e) ~~Overhanging encroachments M~~ must comply with the setback or clearance requirements set forth in ~~paragraphs (2)(h) (3) and (2)(i) (4)~~ below. ~~The Department will notify the owner that the~~ Overhanging encroachment must be adjusted within 36 hours of notification to meet setback or clearance requirements, and, upon failure of the owner to make such adjustment, it ~~will shall~~ be removed by the Department. If the overhanging encroachment presents a safety hazard, the Department ~~will shall~~ remove it and notify the owner of the removal.

(f) ~~No overhanging encroachment M~~ may be erected or maintained in a manner which ~~would~~ interfere with the Department's maintenance, operation, or other use of a transportation facility.

(g) Upon removal ~~When an overhanging encroachment must be removed~~ by the Department, the owner may reclaim it within 30 calendar days from the date of removal, upon payment of any costs incurred by the Department in removing the overhanging encroachment.

~~(h)(3) Signs and Canopies. Signs and canopies are prohibited along and over limited access facilities, including the Interstate System. Signs and canopies which meet the criteria of Section 479.16(1), F.S., may only be placed along and over any other roads within corporate limits of a municipality, or outside municipalities where curb and gutter construction exists in compliance with the following conditions:~~

~~1.(a)~~ Where curb and gutter construction exists, the entire structure, including attachments and supports, must clear the sidewalk vertically by at least nine feet; the outside edge of the structure must be at least two feet behind a vertical line extending upward from the face of the curb; and the entire structure must comply with the Department's clear zone requirements set forth in Table 2.11.9 Clear Zone Widths and Table 2.11.10 Clear Zone Widths for Curved Alignments on Highways With Flush Shoulders (January 2000, Revised 1/01), incorporated herein by reference. Copies of these tables are available from the Department's Maintenance Office, 605 Suwannee Street, MS 52, Tallahassee, Florida 32399-0450.

~~2.(b)~~ Within municipalities where there is ~~not~~ ~~no~~ curb and gutter construction, the entire structure, including attachments and supports, may not extend more than six feet over the right of way; may not extend closer than 12 feet from the edge of the driving lane; must have a vertical clearance of at least 10 feet; and the entire structure must comply with the Department's clear zone requirements as set forth in Table 2.11.9 Clear Zone Widths and Table 2.11.10 Clear Zone Widths for Curved Alignments on Highways With Flush Shoulders (January 2000, Revised 1/01), incorporated herein by reference, referenced in (a) above. Copies of these tables are available from the Department's Maintenance Office, 605 Suwannee Street, MS 52, Tallahassee, Florida 32399-0450.

~~3. (e)~~ The design of ~~said~~ canopies or signs, as to bracing and attachments to buildings, shall be approved for safety features by the appropriate official of the local governmental entity within whose jurisdictional boundaries the banners are placed affected.

~~4.(d)~~ No canopy or sign shall be erected away from the site of the business which it promotes.

~~5.(e)~~ Lighting of signs and canopies shall conform to the requirements of Section 479.11(5), F.S.

~~(i)(4) Banners.~~ Banners may be placed along and over any non limited access state roads which are within municipalities, or which are of curb and gutter construction outside municipalities subject to the following conditions:

~~1.(a)~~ There must be wWritten authorization for the placement of banners from the local governmental entity within whose jurisdictional boundaries the banners are to be placed ~~must be provided.~~

~~2.(b)~~ Banners ~~may will~~ be ~~displayed~~ ~~allowed~~ for a period not to exceed 30 consecutive calendar days ~~and may.~~ Banners ~~will not be allowed to be displayed~~ within 180 days of the last day of its most recent display period.

~~3.~~ Placement of banners on frangible light standards or other frangible devices will require a load rating analysis, signed and sealed by a registered professional engineer, certifying that the specific light standards or devices used to support the banners will handle the additional load placed on the structures by the banner and attachments, and will not exceed the wind loading design requirements of the structure. Copies of load rating analyses previously submitted are acceptable for subsequent applications when specifications are the same.

~~4.~~ Banners may not be placed within 500 feet of a limited access interchange.

~~5.~~ Banners are not permitted where a Department construction project is planned or ongoing during the requested display period.

~~6.(e)~~ Street banners may be displayed ~~are allowed~~ for routinely recurring events, e.g., events occurring monthly or quarterly, unless otherwise provided in this rule, provided the banner is displayed for no more than three consecutive days per month, for 12 months.

~~7.~~ Street banners must be:

~~a.~~ Placed a minimum of 1,000 feet apart on the right of way of non limited access roadways; and

~~b.~~ At its lowest point vertically clear the pavement by at least 18 feet.

~~8.(d)~~ Pole banners must be:

~~a.~~ Placed a minimum of 1,000 feet apart on the same side of the travel lane on non limited access facilities outside the corporate limits of a municipality;:-

~~b.1.~~ At its ~~The~~ lowest point of the banner must be at least 14 1/2 feet above the pavement elevation;

~~c.2.~~ A pole banner must be ~~A~~ attached to a light standard or other such device which is permanently located in the right of way.

~~9.~~ Pole ~~b~~anners may not be attached to any utility pole.

~~(e)~~ Placement of banners on frangible light standards or other frangible devices will require a load rating analysis, signed and sealed by a registered professional engineer, certifying that the specific light standards or devices used to support the banners will handle the additional load placed on the structures by the banner and attachments, and will not exceed the wind loading design requirements of the structure. Copies of load rating analyses previously submitted are acceptable for subsequent applications when all specifications are the same.

~~(f)~~ Banners may not be placed within 500 feet of a limited access interchange.

~~(g)~~ Street banners may only be placed on the right of way of non limited access roadways and must vertically clear the pavement by at least 18 feet. Street banners must be a minimum of 1,000 feet apart.

~~10.(5)~~ Any object or device other than a banner, whether characterized as an ornament, decoration, display, or by other descriptive term, which is to be attached to a single existing permanent support must meet the requirements of this rule for pole banners.

~~(3)(6)~~ Applications for a sign or canopy an overhanging encroachment must be made in writing to the appropriate District Maintenance Office and shall include:-

~~(a)~~ Applications for overhanging signs and canopies shall include:

~~(a)1.~~ The name and address of the applicant.

~~(b)2.~~ A drawing of the sign or canopy, drawn to scale, including any message, logo, or emblem.

~~(c)3.~~ A sketch of the specific location of the sign or canopy, including height, location of supports, proximity to utility poles, and the identification of the state highway where the sign or canopy will be located.

~~(d)4.~~ Sketches or specific descriptions of the method to be used to affix the sign or canopy to the support structure(s).

~~(e)5.~~ Proof of compliance with resolutions of the any applicable local governmental entity within whose jurisdictional boundaries the banners are to be placed regulations.

~~(4)(b)~~ Applications for banners shall be made no later than 30 days and no earlier than 365 days prior to the requested installation date. The application shall be on Application to Place Banners on Non Limited Access Right of Way, DOT Form 575-070-18, Rev. 08/08 03/05, incorporated herein by reference. Copies of DOT Form 575-070-18 are available from the State Maintenance Engineer or any District Maintenance Engineer. The application shall include:

~~1.~~ The name, address, and telephone number of the applicant. Additionally, the name of the contact person must be supplied.

~~2.~~ A drawing of the banner(s), drawn to scale, including any message, logo, or emblem.

~~3.~~ A sketch of the specific location of the banner(s), including height, location of supports, proximity to utility poles, and the identification of the state highway where the banner(s) will be located.

~~4.~~ Sketches, photographs, or specific descriptions of the method to be used to affix the banner(s) to the support structure(s).

~~5.~~ The beginning and ending dates of the display period requested.

~~6.~~ Proof of compliance with the requirements of subsection (4)(c) and any local governmental regulations.

~~7.~~ Written authorization from the local governmental entity granting permission to the applicant for the installation of the banners. No banner shall be allowed when the local governmental entity has an ordinance prohibiting its installation.

~~8.~~ When the roadway requested for banner installation is under the ownership of an Expressway Authority, written authorization from the affected Expressway Authority granting permission to the applicant for the installation of the banners must be provided.

~~9.~~ A load rating analysis by a registered professional engineer. See (4)(e), above.

~~(e)~~ Banners will not be allowed where a Department construction project is planned or ongoing during the requested display period.

~~(d)~~ The applicant shall agree as follows:

~~1.~~ To the extent provided by law, the applicant shall indemnify, defend, and hold harmless the Department and all of its officers, agents, and employees from any claim, loss,

~~damage, cost, charge, or expense arising out of any act, error, omission, or negligent act by an applicant, its agents, or employees arising from activities associated herewith.~~

~~2.~~ When the Department receives a notice of claim for damages that may have been caused by the applicant in the performance of activities hereunder, the Department will immediately forward the claim to applicant. The applicant and the Department will evaluate the claim and report their findings to each other within 14 working days and will jointly discuss options in defending the claim. After reviewing the claim, the Department will determine whether to require the participation of the applicant in the defense of the claim or to require that the applicants defend the Department in such claim as described in this section. The Department's failure to promptly notify the applicant of a claim shall not act as a waiver of any right herein to require the participation in or defense of the claim by the applicant. The applicant shall bear all expenses of the Department in defense of the claim.

~~(e)~~ If the application is denied, the Department shall provide a Notice of Administrative Hearing Rights to the applicant.

~~(7)~~ Failure to comply with the provisions of this rule shall result in the issuance of a Notice of Intent to Deny the Application or a Notice of Noncompliance, which shall include a Notice of Administrative Hearing Rights.

~~(8)~~ Provision of any notice, denial, revocation, or Notice of Administrative Hearing Rights by the Department under this rule shall not constitute or create entitlement to an administrative hearing where such right does not otherwise exist.

Specific Authority 334.044(2), 337.407 FS. Law Implemented 337.406, 337.407, 479.01, 479.16, 768.28 FS. History—Amended 3-21-64, 5-9-70, 7-9-75, Formerly 14-43.01, Amended 8-3-99, 8-2-01, 5-30-05,\_\_\_\_\_.

**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."

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid Postsecondary Education Expense Board**

RULE NO.: RULE TITLE:

19B-4.001 Application

PURPOSE AND EFFECT: This rule is amended to reflect the updated form for the Florida Prepaid College Plan and Florida College Investment Plan New Account Application Form and the updated form for the Florida Prepaid College Plan Master Covenant.

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

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.  
 LAW IMPLEMENTED: 1009.98 FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:  
 DATE AND TIME: September 22, 2008, 2:00 p.m.  
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 19B-4.001 Application.  
 (1) No change.  
 (2) The Florida Prepaid College Plan and Florida College Investment Plan New Account Application, Form No. FPCB 2008-10 ~~2007-10~~, is hereby incorporated by reference and may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1). The Florida Prepaid College Plan ~~Program~~ Master Covenant, Form No. FPCB 2008-02 ~~2007-02~~, is hereby incorporated by reference and may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1).

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98 FS. History–New 3-29-89, Amended 2-6-90, 3-19-92, Formerly 4G-4.001, Amended 12-5-93, 5-31-95, 6-20-96, 10-20-96, 12-16-97, 2-18-99, 6-6-99, 2-8-00, 5-21-00, 1-3-01, 10-9-01, 11-27-02, 10-1-03, 1-29-04, 12-28-04, 6-2-05, 12-20-05, 1-1-07, 11-27-07, 12-17-07,\_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION  
 Florida Prepaid Postsecondary Education Expense Board**

RULE NO.: 19B-16.002  
 RULE TITLE: Application for Participation in the Program  
 PURPOSE AND EFFECT: This rule is amended to reflect the updated form for the Florida Prepaid College Plan and Florida College Investment Plan New Account Application.  
 SUBJECT AREA TO BE ADDRESSED: The Florida College Investment Plan application for participation.  
 SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.  
 LAW IMPLEMENTED: 1009.981 FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:  
 DATE AND TIME: September 22, 2008, 2:00 p.m.  
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 19B-16.002 Application for Participation in the Program.  
 (1) No change.  
 (2) The Florida Prepaid College Plan and Florida College Investment Plan New Account Application, Form No. FPCB 2008-10 ~~2007-10~~, is hereby incorporated by reference. The form may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1).  
 (3) No change.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981 FS. History–New 11-27-02, Amended 1-29-04, 12-28-04, 6-2-05, 12-20-05, 1-1-07, 11-27-07,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-208.403  
 RULE TITLE: Random Drug Testing of Employees  
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide clarity as to the process following a positive drug test by noncertified staff versus certified staff and employees in trainee status.  
 SUBJECT AREA TO BE ADDRESSED: Random drug testing of employees.  
 SPECIFIC AUTHORITY: 944.09, 944.474 FS.  
 LAW IMPLEMENTED: 112.0455, 944.09, 944.474 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: David Arthmann, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 33-208.403 Random Drug Testing of Employees.  
 (1) through (12) No change.  
 (13) In the case of positive test results for which the employee did not or could not provide valid documentation of lawful intake of the identified controlled substance, the employee shall be notified in writing of the positive test results and the consequences of the results, in accordance with the following:

(a) First time positive test result for staff not certified under Section 943.13, F.S.

1. through 8. No change.

(b) First time positive result for staff certified under Section 943.13, F.S.

1. All employees receiving a positive confirmed drug test will immediately be placed on leave status. If the employee refuses to be placed on leave status, the Department will initiate official proceedings to remove the employee from his position.

2. All employees receiving a positive confirmed drug test will be removed from the class. The Department will offer alternate position placement in accordance with the employee's qualifications, if such is available. If no alternative position placement is available or the employee is unwilling to accept available placement options, the employee will be dismissed in accordance with department procedure.

3. All employees will be given a mandatory referral to the employee assistance program in accordance with department procedure.

4. The Criminal Justice Standards and Training Commission will be contacted and provided with a report in accordance with established reporting procedures.

5. All employees placed in an alternate position will be required to complete the course of treatment recommended by the employee assistance program treatment provider.

6. If an employee refuses to comply with all requirements for subparagraph (13)(b)5. above, he will be dismissed in accordance with department procedure.

7. Follow-Up Testing: All employees who remain employed following a first time positive confirmed drug test will be subject to follow-up urinalysis drug testing on a quarterly, semiannual, or annual basis for up to two years thereafter, pursuant to Section 112.0455, F.S.

(c) No change.

(d) Employees in trainee or probationary status.

1. Any employee in trainee or probationary status receiving a positive confirmed drug test will be dismissed.

2. Any other governing licensure or certification board or body (relevant to the employee's position requirements) will be contacted and provided with a report in accordance with established reporting procedures.

(14) through (19) No change.

Specific Authority 944.09, 944.474 FS. Law Implemented 112.0455, 944.09, 944.474 FS. History--New 9-11-05, Amended \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-1.659  
RULE TITLE: Forms and Instructions

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt by reference a form used by the District in the review of applications for funding assistance for the District's Facilitating Agricultural Resource Management Systems (FARMS) Program.

A form requesting information from applicants seeking funding assistance from the District through the FARMS Program will be adopted. The rule governing the FARMS Program, Chapter 40D-26, F.A.C., will be adopted concurrently with this rule. The effect of this rulemaking will be to incorporate this form into District rules.

SUBJECT AREA TO BE ADDRESSED: Facilitating Agricultural Resource Management Systems Program.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.149, 373.171, 373.337 FS.

LAW IMPLEMENTED: 373.0831, 373.116, 373.196, 373.1961, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.413, 373.414, 373.416, 373.419, 373.421 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: Mary Beth McNeil, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-3.037  
RULE TITLE: Rules, Publications and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend Rule 40D-3.037, F.A.C., to incorporate by reference a Memorandum of Agreement Between the U.S. Environmental Protection Agency, Region 4, Superfund Division and the Southwest Florida Water Management District. The effect of the Memorandum of Agreement (MOA) is to establish a working relationship between the two agencies on District permitting matters involving well construction and other activities proposed in or near selected Superfund sites within the District.

SUBJECT AREA TO BE ADDRESSED: Water well construction permitting.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.309 FS.

LAW IMPLEMENTED: 373.046, 373.308, 373.309, 373.323, 373.324, 373.333 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: Martha Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211 extension 4651

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40D-3.037 Rules, ~~and~~ Publications and Agreements Incorporated by Reference.

(1) through (3) No change.

(4) The Memorandum of Agreement Between the U.S. Environmental Protection Agency, Region IV, Superfund Division and the Southwest Florida Water Management District (August 2008) is incorporated by reference.

Specific Authority 373.044, 373.113, 373.309 FS. Law Implemented 373.046, 373.308, 373.309, 373.323, 373.324, 373.333 FS. History—New 7-1-90, Amended 12-31-92, 4-11-94, 6-27-94, 9-22-94, 7-5-95, 10-19-95, 7-15-99, 6-23-03, 1-8-04, 8-19-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.: 61-6.001  
 RULE TITLE: Biennial Licensing

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to change the licensure expiration and renewal dates for any professional licenses scheduled to expire on August 31, 2008, from August 31, 2008 to September 30, 2008.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is the licensure expiration and renewal of a specific group of professional licenses.

SPECIFIC AUTHORITY: 455.203(5) FS.

LAW IMPLEMENTED: 455.203(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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Reginald Dixon, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61-6.001 Biennial Licensing.

(1) through (4) No change.

(5) Notwithstanding the renewal schedule set forth in subsection (4) above and the provisions relating to the timely submission and receipt of renewal applications set forth in Rule 61-6.002, F.A.C., effective August 27, 2008, the expiration and renewal dates of any license that is scheduled to expire on August 31, 2008, are changed to September 30, 2008.

Specific Authority 455.203(5) FS. Law Implemented 455.203(1) FS. History—New 9-17-78, Amended 9-21-78, 8-20-80, 2-3-81, 4-8-81, 12-7-81, 6-14-82, 11-23-83, 12-2-83, 1-26-84, 7-9-84, Formerly 21-6.08, Amended 4-27-86, 4-21-87, 2-16-88, 11-28-90, 7-18-91, Formerly 21-6.008, Amended 4-3-95, 7-25-05, 1-24-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-24.002  
 RULE TITLE: Citation Authority

PURPOSE AND EFFECT: To discuss Rule 61J2.24.002, F.A.C.

SUBJECT AREA TO BE ADDRESSED: To address minor violations or Rule 61J2.14.008, F.A.C.

SPECIFIC AUTHORITY: 475.05, FS.

LAW IMPLEMENTED: 455.224, 475.25(1) 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: September 16, 2008, 8:30 a.m. or as soonest thereafter and again if requested within 14 days of the date of this notice, a hearing will be scheduled and announced in the FAW.

PLACE: Division of Real Estate, Commission Meeting Room 901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lori Crawford, Division of Real Estate, North Tower, 400 West Robinson Street, Orlando, FL 32801

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

**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."

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**RULE NO.:** 62-620.100  
**RULE TITLE:** Scope/Applicability/References  
**PURPOSE AND EFFECT:** The purpose of the proposed rule amendments is to revise DEP Form 62-620.910(17) and paragraph 62-620.100(2)(o), Florida Administrative Code to allow applicants to submit the form(s) using the Department's electronic permitting application. In addition, minor clean-up of existing language is planned.

**SUBJECT AREA TO BE ADDRESSED:** The proposed rule will address the electronic submittal of the No Exposure Certification for Exclusion from NPDES Stormwater Permitting.

**SPECIFIC AUTHORITY:** 403.061, 403.087 FS.  
**LAW IMPLEMENTED:** 403.061, 403.087, 403.0885 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: Steven Kelly, Florida Department of Environmental Protection, NPDES Stormwater Program, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399, telephone (850)245-7518, email [Steven.Kelly@dep.state.fl.us](mailto:Steven.Kelly@dep.state.fl.us) or facsimile (850)245-7524

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**RULE NO.:** 62-621.300  
**RULE TITLE:** Permits  
**PURPOSE AND EFFECT:** The purpose of the proposed rule amendments is to revise DEP Forms 62-621.300(4)(b), 62-621.300(5)(b) and 62-621.300(6) to allow applicants to submit the form(s) using the Department's electronic permitting application. In addition, the Department plans to provide minor clean-up of existing language in the forms and document number 62-621.300(4)(a), Generic Permit for Stormwater Discharge from Large and Small Construction Activities.

**SUBJECT AREA TO BE ADDRESSED:** The proposed rule will address the electronic submittal of NPDES Stormwater forms and provide minor clean-up of existing language.

**SPECIFIC AUTHORITY:** 403.061, 403.087 FS.  
**LAW IMPLEMENTED:** 403.0885 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: Steven Kelly, Florida Department of Environmental Protection, NPDES Stormwater Program, 2600 Blair Stone Road, MS 2500, Tallahassee, FL 32399-2400, telephone (850)245-7518, email [Steven.Kelly@dep.state.fl.us](mailto:Steven.Kelly@dep.state.fl.us), or facsimile (850)245-7524

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Detention Services**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
63G-1.001	Scope
63G-1.002	Definitions
63G-1.003	Determining Residence
63G-1.004	Calculating Estimated Costs
63G-1.005	Fiscally Constrained Counties
63G-1.006	Receipt of Payment
63G-1.007	Quarterly Reporting
63G-1.008	Annual Reconciliation
63G-1.009	Dispute Resolution and Collection

**PURPOSE AND EFFECT:** The amendments clarify the process by which the costs of detention care are shared by state and county government. Specifically, the rule clarifies the distinction between pre- and post-disposition so that post-disposition will only include days in secure detention following disposition during which a child is awaiting residential placement. The amendments also modify the reporting and reconciliation provisions so that monthly reporting and reconciliation will take place. A per diem rate for detention care will be derived according to a specified formula, and the rate will be used to make monthly adjustments in actual utilization. Dates for reporting and reconciliation are adjusted, and definitions are amended to reflect these changes.

**SUBJECT AREA TO BE ADDRESSED:** The amendments clarify the distinction between pre- and post-disposition, modify the estimation, reporting and reconciliation process, and make corresponding changes to definitions.

**SPECIFIC AUTHORITY:** 985.686(10) FS.  
**LAW IMPLEMENTED:** 985.686 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:



DATES AND TIMES: Tuesday, September 23, 2008, 9:00 a.m. (St. Petersburg); Thursday, October 2, 2008, 9:00 a.m. (Ft. Lauderdale); Monday, October 6, 2008, 9:00 a.m. (Tallahassee)  
 PLACES: Circuit 6 Probation Office, 955 26th Street South, St. Petersburg, FL; Gore Building – 4th Floor, 201 West Broward Blvd., Ft. Lauderdale, FL; Alexander Building – Rm. 1318, 2020 Centerview Drive, Tallahassee, FL

For participation by telephone contact: John Milla at (850)921-4129.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: 64B1-4.001  
 RULE TITLE: Acupuncture Program Requirements  
 PURPOSE AND EFFECT: The Board proposes the rule amendment to update and clarify licensure requirements.  
 SUBJECT AREA TO BE ADDRESSED: Acupuncture program licensure requirements.  
 SPECIFIC AUTHORITY: 457.102, 457.104, 457.105 FS.  
 LAW IMPLEMENTED: 456.033, 457.102, 457.105 FS.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Pamela King, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-10.003  
 RULE TITLE: Costs of Reproducing Medical Records  
 PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address the costs associated with the reproduction of medical records.  
 SUBJECT AREA TO BE ADDRESSED: Costs for the reproduction of medical records.  
 SPECIFIC AUTHORITY: 456.057(18), 458.309 FS.  
 LAW IMPLEMENTED: 456.057(18) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-10.003 Costs of Reproducing Medical Records.  
Recognizing that patient access to medical records is important and necessary to assure continuity of patient care, the Board of Medicine urges physicians to provide their patients a copy of their medical records, upon request, without cost, especially when the patient is economically disadvantaged. The Board, however, also recognizes that the cost of reproducing voluminous medical records may be financially burdensome to some practitioners. Therefore, the following rule sets forth the permitted costs for the reproduction of medical records.

- (1) Any person licensed pursuant to Chapter 458, Florida Statutes, required to release copies of patient medical records may condition such release upon payment by the requesting party of the reasonable costs of reproducing the records.
- (2) For patients and governmental entities, the reasonable Reasonable costs of reproducing copies of written or typed documents or reports shall not be more than the following:
  - (a) For the first 25 pages, the cost shall be \$1.00 per page.
  - (b) For each page in excess of 25 pages, the cost shall be 25 cents.
- (3) For other entities, the reasonable costs of reproducing copies of written or typed documents or reports shall not be more than \$1.00 per page.

(4)~~(3)~~ Reasonable costs of reproducing x-rays, and such other special kinds of records shall be the actual costs. The phrase “actual costs” means the cost of the material and supplies used to duplicate the record, as well as the labor costs and overhead costs associated with such duplication.

Specific Authority ~~456.057(18), 458.309 FS. Law Implemented 456.057(18) 456.061, 456.058, 458.331(4) FS. History–New 11-17-87, Amended 5-12-88, Formerly 21M-26.003, 61F6-26.003, 59R-10.003, Amended \_\_\_\_\_.~~

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-13.005  
 RULE TITLE: Continuing Education for Biennial Renewal

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address addition of medical ethics for attendance at a Board meeting.

SUBJECT AREA TO BE ADDRESSED: Clarification of the rule regarding CME for attendance at a Board meeting.

SPECIFIC AUTHORITY: 456.013(6), (7), 456.031(4), 458.309, 458.319 FS.

LAW IMPLEMENTED: 456.013(6), (7), 456.031(1)(a), (3), 456.033, 458.319(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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-13.005 Continuing Education for Biennial Renewal.

(1) No change.

(2)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing or eliminating identifiable risks.

(b) Five hours of continuing medical education in the subject area of risk management or medical ethics may be obtained by attending one full day or eight (8) hours, whichever is more, of disciplinary hearings at a regular meeting of the Board of Medicine in compliance with the following:

1. through 2. No change.

3. The licensee must sign out with the Executive Director of the Board at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. A licensee may receive CME credit in risk management or medical ethics for attending the disciplinary portion of a Board meeting only if he or she is attending on that date solely for that purpose; he or she may not receive such credit if appearing at the Board meeting for another purpose. A member of the Board of Medicine may obtain 10 hours of continuing medical education per biennium in the subject area of risk management or medical ethics for attendance at the disciplinary portion of Board meetings.

(3) through (11) No change.

Specific Authority 456.013(6), (7), 456.031(4), 458.309, 458.319 FS. Law Implemented 456.013(6), (7), 456.031(1)(a), (3), 456.033, 458.319(4) FS. History–New 9-7-86, Amended 11-17-87, 11-15-88, 1-31-90, 9-15-92, Formerly 21M-28.002, Amended 12-5-93, Formerly 61F6-28.002, Amended 3-1-95, 1-3-96, 1-26-97, Formerly 59R-13.005, Amended 5-18-99, 2-7-01, 6-4-02, 10-8-03, 5-4-04, 5-20-04, 4-5-05, 4-25-06, 12-26-06, 1-16-08, 5-6-08.

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.: 64E-2.019, 64E-2.020, 64E-2.021  
 RULE TITLES: Trauma Agency Formation Requirements, Trauma Agency Plan Approval and Denial Process, Trauma Agency Implementation and Operation Requirements

PURPOSE AND EFFECT: To request public input on revisions to these rule sections proposed by Florida’s trauma agencies and the Association of Florida Trauma Agencies. These revisions clarify the trauma agency plan development, submission and approval process, and the implementation and operation requirements of Florida’s trauma agencies. A copy of the proposed revisions can be obtained from the Director of the Office of Trauma or the Office of Trauma Notices and Events web page at: <http://www.doh.state.fl.us/demo/Trauma/notices.htm>.

SUBJECT AREA TO BE ADDRESSED: Florida Trauma Agencies.

SPECIFIC AUTHORITY: 395.401, 395.405, 401.35 FS.

LAW IMPLEMENTED: 395.401, 395.4015, 395.402, 395.4025, 395.405, 401.35 FS.

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

DATE AND TIME: Wednesday, October 1, 2008, 5:30 p.m.

PLACE: The Naples Beach Hotel & Golf Club, 851 Gulf Shore Boulevard North, Naples, FL 34102, Meeting Room: Mangrove A

This workshop will also be held via conference call for individuals who cannot attend the workshop in person. The conference call number is (888)808-6959 and Conference Code is 2354440.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Janet Collins, Program Administrator, Office of Trauma at (850)245-4440, Ext. 2775 or email at: [janet\\_collins@doh.state.fl.us](mailto:janet_collins@doh.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan McDevitt, Director, Office of Trauma, 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399-1738, 1(800)226-1911, (850)245-4440, Ext. 2760, or email at susan\_mcdevitt@doh.state.fl.us

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

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NO.: 64E-2.022  
 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

PURPOSE AND EFFECT: To receive input from the Trauma System stakeholders on the apportionment of trauma centers within a trauma service area to determine if changes are needed on the apportionment of trauma centers within a trauma service area.

SUBJECT AREA TO BE ADDRESSED: Trauma Service Areas.

SPECIFIC AUTHORITY: 395.4015, 395.402, 395.405 FS.

LAW IMPLEMENTED: 395.4015, 395.402, 395.405 FS.

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

DATE AND TIME: Thursday, October 2, 2008, 9:00 a.m. – 11:00 a.m.

PLACE: The Naples Beach Hotel & Golf Club, 851 Gulf Shore Boulevard North, Naples, Florida, Meeting Room: Mangrove B & C

The Workshop will also be held via conference call for individuals who cannot attend the workshop in person. The conference call number is: (888)808-6959 and conference code is: 2354440.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Susan McDevitt, Director. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan McDevitt, Director, Office of Trauma, 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399-1738, 1(800)226-1911, (850)245-4440, Ext. 2775, or email at susan\_mcdevitt@doh.state.fl.us

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

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NOS.:	RULE TITLES:
67-21.002	Definitions
67-21.003	Application and Selection Process for Developments
67-21.0035	Applicant Administrative Appeal Procedures
67-21.004	Federal Set-Aside Requirements
67-21.0045	Determination of Method of Bond Sale
67-21.006	Development Requirements
67-21.007	Fees
67-21.008	Terms and Conditions of MMRB Loans
67-21.009	Interest Rate on Mortgage Loans
67-21.010	Issuance of Revenue Bonds
67-21.013	Non-Credit Enhanced Multifamily Mortgage Revenue Bonds
67-21.014	Credit Underwriting Procedures
67-21.015	Use of Bonds with Other Affordable Housing Finance Programs
67-21.017	Transfer of Ownership
67-21.018	Refundings and Troubled Development Review
67-21.019	Issuance of Bonds for Section 501(c)(3) Entities

PURPOSE AND EFFECT: The purpose of this Rule is to establish the procedures by which the Corporation shall administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the Multifamily Mortgage Revenue Bond (MMRB) Program authorized by Section 142 of the Code and Section 420.509, F.S.

SUBJECT AREA TO BE ADDRESSED: The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to the development of the 2009 application and program requirements for the MMRB Program, as specified in Rule Chapter 67-21, Florida Administrative Code (F.A.C.).

SPECIFIC AUTHORITY: 420.507, 420.508 FS.

LAW IMPLEMENTED: 420.509 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: September 25, 2008, 2:00 p.m.

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL 32301. The workshop will be accessible via phone at 1(888)808-6959, Conference Code #1374197

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Blake Carson-Poston at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS available on Florida Housing’s web site www.floridahousing.org.

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

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NOS.:	RULE TITLES:
67-48.001	Purpose and Intent
67-48.002	Definitions
67-48.004	Application and Selection Procedures for Developments
67-48.005	Applicant Administrative Appeal Procedures
67-48.007	Fees
67-48.0072	Credit Underwriting and Loan Procedures
67-48.0075	Miscellaneous Criteria
67-48.009	SAIL General Program Procedures and Restrictions
67-48.0095	Additional SAIL Application Ranking and Selection Procedures
67-48.010	Terms and Conditions of SAIL Loans
67-48.0105	Sale, Transfer or Refinancing of a SAIL Development
67-48.013	SAIL Construction Disbursements and Permanent Loan Servicing
67-48.014	HOME General Program Procedures and Restrictions
67-48.015	Match Contribution Requirement for HOME Allocation
67-48.017	Eligible HOME Activities
67-48.018	Eligible HOME Applicants
67-48.019	Eligible and Ineligible HOME Development Costs
67-48.020	Terms and Conditions of Loans for HOME Rental Developments
67-48.0205	Sale, Transfer or Refinancing of a HOME Development
67-48.022	HOME Disbursements Procedures and Loan Servicing

67-48.023	Housing Credits General Program Procedures and Requirements
67-48.027	Tax-Exempt Bond-Financed Developments
67-48.028	Carryover Allocation Provisions
67-48.029	Extended Use Agreement
67-48.030	Sale or Transfer of a Housing Credit Development
67-48.031	Termination of Extended Use Agreement and Disposition of Housing Credit Developments

**PURPOSE AND EFFECT:** The purpose of this rule is to establish the procedures by which the Corporation shall: (1) administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, Florida Statutes (F.S.), and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, Florida Statutes; and (2) administer the Application process, determine Housing Credit (HC) amounts and implement the provisions of the Housing Credit Program authorized by Section 42 of the Code and Section 420.5099, Florida Statutes.

**SUBJECT AREA TO BE ADDRESSED:** The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to (1) the development of the 2009 application and program requirements for the SAIL, HOME, HC Programs, as specified in Rule Chapter 67-48, Florida Administrative Code (F.A.C.) and (2) amendments to the Florida Housing Finance Corporation’s 2008 Qualified Allocation Plan (QAP).

**SPECIFIC AUTHORITY:** 420.507 FS.

**LAW IMPLEMENTED:** 420.5087, 420.5089, 420.5099 FS.

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

**DATE AND TIME:** September 25, 2008, 2:00 p.m.

**PLACE:** Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL 32301. The workshop will be accessible via phone at 1(888)808-6959, Conference Code #1374197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Blake Carson-Poston at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Deborah Dozier Blinderman, Deputy Development Officer

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

**Section II  
Proposed Rules**

**FINANCIAL SERVICES COMMISSION**

**Finance**

**RULE NO.:** 69V-40.002  
**RULE TITLE:** Adoption of Forms  
**PURPOSE AND EFFECT:** During the regular 2008 legislative session, the Florida Legislature passed HB 5049, which amended Section 494.0033, F.S., to reduce the mortgage broker license application fee from \$200 to \$195. This bill was signed into law (Chapter 2008-135, Laws of Florida) by Governor Crist. Form OFR-494-03, Application for Licensure as a Mortgage Broker, which is incorporated by reference in Rule 69V-40.002, F.A.C., is amended to reflect the reduction in the license application fee.

**SUBJECT AREA TO BE ADDRESSED:** Mortgage Brokers.

**SPECIFIC AUTHORITY:** 494.0011 FS.

**LAW IMPLEMENTED:** 494.0033 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: Greg Oaks, Bureau Chief, Office of Financial Regulation, The Fletcher Building, 200 East Gaines Street, Tallahassee, Florida 32399, (850)410-9805, greg.oaks@flofr.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69V-40.002 Adoption of Forms.

(1) The forms referred to in this section below are incorporated by reference and readopted by this rule for the purposes of Rules 69V-40.001-.290, Florida Administrative Code:

(a) and (b) No change.

(c) Application for Licensure as a Mortgage Broker, Form OFR-494-03, effective ~~March 23, 2008~~;

(d) through (m) No Change.

(2) All forms adopted by this rule are available on the Office's website at www.flofr.com and by mail from the Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0376.

Specific Authority 494.0011(2) FS. Law Implemented 494.0025, 494.0033, 494.0041, 494.0042 FS. History--New 3-23-08, Amended.

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Florida Communities Trust**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
9K-9.001	Purpose
9K-9.002	Definitions
9K-9.003	General Requirements and Eligibility Standards
9K-9.004	Submission of Application and Application Materials
9K-9.005	Application Review
9K-9.006	Project Evaluation Criteria
9K-9.007	Ranking and Selection of Applications
9K-9.008	Grant Contracts
9K-9.009	Modification of Project Boundaries
9K-9.010	Preparation and Acceptance of the Management Plan
9K-9.011	Title, Acquisition Procedures, Lease Agreements and Transfer of Title
9K-9.012	Annual Stewardship Report Requirement

**PURPOSE AND EFFECT:** To implement rules to govern the Stan Mayfield Working Waterfronts Program.

**SUMMARY:** These rules govern the grant application procedures and process for the Stan Mayfield Working Waterfronts program that was created during the 2008 legislative session pursuant to Section 380.5105, Florida Statutes. This rule chapter implements Chapter 2008-229, Laws of Florida, which created Sections 380.503 and 380.5105, 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 a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**SPECIFIC AUTHORITY:** 380.507(11), 380.5105(2) FS.

**LAW IMPLEMENTED:** 259.105, 380.5105 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:** September 29, 2008, 1:00 p.m.

**PLACE:** Randall Kelley Training Room, Third Floor, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ken Reecy, Community Program Manager, Department of Community Affairs, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1711. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ken Reecy, Community Program Manager, Department of Community Affairs, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1711

THE FULL TEXT OF THE PROPOSED RULES IS:

9K-9.001 Purpose.

This rule chapter sets forth the procedures that must be followed for grant applications for Florida Forever Funds awarded by Florida Communities Trust. The purpose of the program is to provide grants for the acquisition of interests in land for the restoration and preservation of Working Waterfront pursuant to Section 259.105(3)(j), F.S.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History—New \_\_\_\_\_.

9K-9.002 Definitions.

(1) “Acquisition” means the act of obtaining real property or interests and rights therein through a voluntarily-negotiated transaction and through appropriate legal means in furtherance of The Florida Forever Act and this rule chapter.

(2) “Applicant” means an eligible Local Government or Nonprofit Working Waterfront Organization or a partnership between a Local Government and Nonprofit Working Waterfront Organization, which submits an Application for Florida Forever funds through the Trust. An Applicant that has been approved for funding by the Trust and has executed a Grant Contract with the Trust shall also be referred to as a Recipient.

(3) “Application” means a formal request by an Applicant on an approved form for Florida Forever Funds from the Trust, and consisting of a project proposal together with required documentation submitted pursuant to this rule chapter.

(4) “Award” means a grant from the Trust pursuant to the procedures developed in this rule chapter.

(5) “Business Summary” means information that describes an organization's status and future goals. It generally projects the vision and future opportunities for the organization and outlines the operations, expected needs, finances and organizational strategies that will enable the organization to achieve its goals. The information required for a Business Summary is specified in Form SMWW-1.

(6) “Board of Trustees” means the Governor and Cabinet sitting as the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida.

(7) “Declaration of Restrictive Covenants” means a recordable document that states all conditions to be placed on the Project Site upon its conveyance to the Recipient using Trust Funds. This document contains the obligations, rights and responsibilities of each party, the actions that are prohibited on the property, and enforcement provisions.

(8) “Department” means the Florida Department of Community Affairs.

(9) “Donation” means a voluntary transfer of cash or title to real property without consideration; the conveyance of land by the owner at a purchase price below its market value can be considered a donation of a portion of the purchase price only when the owner expresses the intent, in advance of purchase and sale negotiations, to make a bargain sale, with no conditions placed on the bargain sale or donation.

(10) “Florida Forever Funds” means proceeds from the Florida Forever Trust Fund created by Section 259.1051, F.S., and distributed to the Department of Community Affairs pursuant to Sections 259.105(3)(j) and 380.5105, F.S., for the purpose of providing Acquisition Awards through the Florida Communities Trust Florida Forever Stan Mayfield Working Waterfront Program.

(11) “Grant Contract” means a written contract between the Trust and the Recipient setting forth the requirements and responsibilities for Acquisition and management of the Project Site.

(12) “Governing Board” means the six-member governing body of the Trust as described in Section 380.504 and 380.505, F.S.; the powers of the Trust are vested in its Governing Board members, pursuant to Section 380.505, F.S.

(13) “Local Government” means a county or a municipality within the State of Florida.

(14) “Management Plan” means a plan prepared by the Recipient under this rule chapter and approved by the Trust regarding the long-term care and management of the Project Site.

(15) “Match” means cash, eligible Project Costs, or the value of real property, pledged by a party(ies).

(16) “Nonprofit Working Waterfront Organization” means a private Nonprofit Working Waterfront Organization, existing under the provisions of Section 501(c)(3) of the United States Internal Revenue Code that can demonstrate that the support of Working Waterfront as defined in Section 380.503(18)(a) and (b), F.S., are among its principal purposes and goals.

(17) “Project Costs” means the total of all eligible costs associated with the Acquisition of the Project Site in accordance with this rule chapter and Chapter 9K-10, F.A.C., and may include the cost of the following items: purchase price for Acquisition of all or a portion of the Project Site; certified survey containing an adequate legal description of the Project

Site: any assessment or examination essential and necessary to determine Project Site boundary; appraisal report(s) and appraisal review of the Project Site; title report and title insurance premium; and environmental site assessment(s) performed pursuant to Rule 9K-10.010, F.A.C.

(18) "Project Site" means the specific area(s), defined by a boundary map or legal description and Certified Survey, where Florida Forever Funds are proposed in an Application to be used for all or a portion of the Acquisition. The Project Site may include up to three (3) ownerships. The Project Site may include non-contiguous parcels, so long as the non-contiguous areas are part of a unified scheme of development and management within the same Working Waterfront and sufficiently close that the unified scheme can be maintained.

(19) "Reasonable Assurance" means the Applicant's ability to demonstrate to the Trust that there is a substantial likelihood that the project will be successfully implemented and managed in accordance with the Application and the Grant Contract, and may include the Trust's review of: the Applicant's current and prospective financial condition; the Applicant's history in acquiring, developing and managing similar projects; the Applicant's financial commitment to the subject project as evidenced by the amount and type of any Match in the form of monies, real estate; and the Applicant's partners, directors, officers, managers, project administrators, controlling shareholders (if applicable), and appointed or elected officials.

(20) "Recipient" means an Applicant that has been approved for funding by the Trust and who has executed a Grant Contract with the Trust for an Award.

(21) "Seafood House" means a facility that manufactures, processes, packs, holds or prepares seafoods for wholesale, whose primary source of income is derived from these activities, that is licensed by the Department of Agriculture And Consumer Services as a Food Establishment pursuant to Section 500.03, F.S., or a Shellfish Processor licensed pursuant to Section 597.020, F.S. A Seafood House may have retail or food serving facilities in conjunction with its other business operations.

(22) "Small Local Government" means county governments with populations of 75,000 or fewer and municipal governments with populations of 10,000 or fewer.

(23) "Trust" means the Florida Communities Trust, a nonregulatory agency and instrumentality, which is a public body corporate and politic, created within the Department of Community Affairs pursuant to Chapter 380, Part III, F.S.

(24) "Voluntarily-Negotiated Transaction" means an arm's length market value transaction between a willing seller and a willing buyer. The use of condemnation or the threat of condemnation is not considered a Voluntarily-Negotiated Transaction.

(25) "Working Waterfront Business" means any enterprise directly or indirectly concerned with the commercial harvest of wild or aquacultured marine organisms, whose primary source of income is derived from these activities. "Working Waterfront Business" includes without limitation: Licensed commercial fishermen or aquaculturists; persons providing direct services to commercial fishermen or aquaculturists, as long as provision of these direct services requires the use of working waterfront real estate; and, municipal and private piers and wharves operated primarily to provide waterfront access to commercial fishermen or aquaculturists.

(26) "Working Waterfront Covenants" means a legal document entered into by the seller and Recipient, and recorded in the public records of the county or counties in which the project is located that conveys a perpetual less than fee interest, in the property to the Recipient. This document contains the obligations, rights and responsibilities of each party, the actions that are prohibited on the property, and enforcement provisions.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

9K-9.003 General Requirements and Eligibility Standards. The following constitutes the general procedures for the Stan Mayfield Working Waterfront Florida Forever grant program of the Florida Communities Trust.

(1) Application Form. Application Form SMWW-1 (eff. \_\_\_\_\_) is prescribed for use with these rules and is incorporated by reference. Applications for funding must be submitted on Application Form SMWW-1. Applicants may only submit one Application Form per Project Site. A copy, or instructions for receiving the Application Form in an electronic format, may be obtained by writing to the, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, or by calling (850)922-2207.

(2) Notice of Application Period. The Trust shall announce the amount of Florida Forever funds available for Awards and applicable deadlines in the Notice of Application Period published in the Florida Administrative Weekly.

(3) Eligible Applicants are Local Governments of the State of Florida, Nonprofit Working Waterfront Organizations or a partnership between a Local Government and a Nonprofit Working Waterfront Organization.

(4) Nonprofit Working Waterfront Organizations. In all acquisitions by a Nonprofit Working Waterfront Organization, a guaranty or pledge by a Local Government, the Water Management District in which the project is located, or a managing agency of the Board of Trustees to act as a backup manager to assume responsibility for management of the Project Site in the event the Nonprofit Working Waterfront Organization is unable to continue to manage the Project Site shall be obtained.

In addition, when acquiring a less than fee interest in the Project Site, the Nonprofit Working Waterfront Organization must provide assurance that they have the capacity to monitor and enforce the easement conditions. Such assurance shall be in the form of an endowment equal to five percent of the appraised value of the less than fee interest.

Or, if the Nonprofit Working Waterfront Organization is acquiring a fee-simple interest in the Project Site, the Nonprofit Working Waterfront Organization must provide assurance that they have the capacity to manage the Project Site. Such assurance shall be in the form of an endowment equal to ten percent of the appraised value of the fee interest.

(5) Working Waterfront Activities. Business activities performed on a project site acquired under this program must derive their primary source of income from services supporting the commercial harvesting of wild or aquacultured marine organisms. Any new structure to be located on sovereignty-submerged lands shall comply with the criteria set forth in Chapter 18-21, F.A.C. including but not limited to the requirement that the structure(s) be water dependent.

(6) Limitation of Awards. The total amount of any Award or combination of Awards applied for by any Applicant(s) under any Application(s) for any project(s) shall not exceed the amount annually appropriated and accumulated for this program during any fiscal year.

(7) Eligible Sources of Match. The Applicant's eligible sources of Match may include, but are not limited to, the following sources: Local Government or other government revenue; existing cash from Nonprofit Working Waterfront Organization or Donations as defined in this rule.

(8) Site Acquisition. The Trust shall be responsible for the Acquisition activities.

(9) Site Management. Each Applicant is required to provide a Management Plan as outlined in this rule chapter. To ensure that future management funds will be available for the management of the site in perpetuity, the Applicant shall be required to provide the Trust with Reasonable Assurance that they have the financial resources, background, qualifications and competence to manage the Project Site in perpetuity in a reasonable and professional manner that is consistent with the approved management plan.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History—New \_\_\_\_\_.

#### 9K-9.004 Submission of Application and Application Materials.

(1) Applications must be submitted by mail or delivery to the Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100. To be timely submitted, Applications must be received on or before the published Application deadline.

(2) Deadlines for submitting Applications shall be announced in the Florida Administrative Weekly.

(3) Applications must be transmitted with an original signature cover letter on Applicant's letterhead, signed by the appropriate representative, official or administrator, binding the Applicant to fulfill the commitments made in the Application, and identifying the employee of the Local Government or Nonprofit Working Waterfront Organization who will act as the key contact between the Trust and the Applicant.

(4) Applicants must submit three (3) complete sets of Application materials. One set shall contain original text and non-text items. The remaining two sets shall contain legible copies of text and non-text items, unless otherwise specified in the Application form.

(5) Applications must be received on or before the published Application deadline. Applications received after the published Application deadline shall be deemed late, and will not be considered by the Trust.

(6) All applications must be submitted on Application Form SMWW-1.

(7) A Business Summary that provides information on the applicable criteria outlined in the Business Summary section of Form SMWW-1 must be provided by the Applicant. Except in the case of a local government proposal to acquire fee simple interest in the Project Site for a public use. Applications submitted without the required Business Summary will not be considered by the Trust for recommendation to the Board of Trustees. Applications containing a Business Summary that is deemed insufficient by the Trust will not be considered by the Board of Trustees. The Business Summary and other relevant information shall be the basis for the Management Plan that will guide the management and operation of funded projects.

(8) The following exhibits shall be provided:

(a) United States Geological Survey 7 1/2 minute quadrangle map with the boundary of the Project Site clearly delineated.

(b) County Tax Appraiser's map clearly delineating the project site boundary, names of the property owners, and parcel tax identification numbers, and ownership boundaries using an appropriate scale.

(c) Aerial photograph (1 inch = 2,000 feet or greater detail) with the Project Site boundary clearly delineated.

(d) Physical improvements map of an appropriate scale that clearly delineates all existing physical improvements, alterations, or disturbances occurring on the Project Site, and including, but not limited to, all cleared areas, buildings, roads, fences, docks, power lines, billboards, boat ramps, parking areas and known easements and rights-of-ways, and the approximate acreage of the foregoing.

(e) Conceptual site plan that clearly delineates the project site boundary and shows the approximate location of all existing and proposed site improvements.



(f) One set of labeled photographs of the Project Site which depict all on-site features on the Project Site and including, waterbodies, shorelines, historical features and existing improvements. Each photograph submitted shall include a legend that identifies the photograph location and key features that the photograph is intended to depict.

(g) If applicable, evidence of status as a Nonprofit Working Waterfront Organization as defined in subsection 9K-9.002(16), F.A.C.

(h) A signed statement from the owner(s) of each parcel indicating their willingness to consider an offer to purchase or to donate their parcel(s).

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New \_\_\_\_\_.

#### 9K-9.005 Application Review.

(1) Applications received by the Application deadline shall be reviewed and evaluated by Trust staff based on the materials submitted. Applicants will be notified of the timely receipt and status of their Application(s).

(2) No additional information shall be accepted after the Application deadline, unless specifically requested by the Trust staff for clarification of information provided in the Application received by the published Application deadline. Any clarification information requested must be received by the Trust no later than 21 days prior to the Governing Board meeting or the information will not be considered by the Trust. At a publicly noticed meeting, the Governing Board will finalize the ranking report which will be presented to the Board of Trustees.

(3) A project shall be eligible for scoring only if its purpose is to restore or preserve Working Waterfront as defined in Section 380.503(18), F.S.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New \_\_\_\_\_.

#### 9K-9.006 Project Evaluation Criteria.

The evaluation of Applications shall be based on the criteria set forth in this rule chapter and the information in Application Form SMWW-1. Trust staff shall utilize the information contained in the Application (including exhibits) and all information obtained during its review of the Application, including information obtained during site visits, in drafting an evaluation report and developing a ranking report to present to the Governing Board. At a publicly noticed meeting, the Governing Board will evaluate the reports and approve the recommended ranking report that will be presented to the Board of Trustees.

The Business Summary shall be evaluated for sufficiency based on information provided in Application Form SMWW-1. Staff from the Department of Agriculture and Consumer Services, and other state agencies as deemed necessary by the Trust, shall review each Business Summary and provide

comments to the Trust. Trust staff shall prepare a recommended Business Summary sufficiency determination that takes into consideration comments received from the Department of Agriculture and Consumer Services and other agencies for consideration by the Governing Board. Applications containing a Business Summary deemed insufficient by the Trust will not be considered by the Board of Trustees.

An Application shall receive all the points assigned to a particular criterion if the criterion is met; no partial scores will be given for a criterion. If a criterion does not apply to the proposed Project Site, the Applicant should state “No” in the response to the criterion.

Points shall be awarded when the following criteria are met:

#### (1) Location:

(a) The Project Site is located within the boundary of a locally designated Community Redevelopment Area as defined in Section 163.340, F.S. and furthers the adopted community redevelopment plan (10 points);

(b) The Project Site is adjacent to state-owned submerged lands designated as an aquatic preserve identified in Section 258.39, F.S. (10 points);

(c) The Project Site is located within a municipality with a population less than 30,000 (10 points);

(d) The Project Site is within an area designated as an active “Waterfronts Florida Partnership Community” (9 points);

(e) The Project Site provides services and is located within 15 miles of a state designated aquaculture “High Density Lease Area” (5 points); and

(f) The Project Site is within an area designated as a “Rural Area of Critical Economic Concern” (4 points).

#### (2) Economic Consideration:

(a) The proposed project provides an economic benefit to the community (10 points);

(b) The Project Site is located in a municipality or in the unincorporated county with a growth rate that exceeds the average growth rate for the state, as shown by population increase since the last census (10 points); and

(c) The Project Site has sustained significant hurricane damage in the past 5 years (5 points).

#### (3) Site Suitability/Readiness:

(a) The Project Site contains existing structures that can be used or require only minor improvements, for use as commercial saltwater fisheries or aquaculture operations (points may be awarded based on the following criteria):

1. Docking facility for commercial fishing vessels (12 points);

2. Seafood House or other buildings to be used for Working Waterfront Business (10 points);

3. Boat ramp for commercial fishing vessels (8 points);

4. Storage area for traps, nets, and other gear needed for commercial fishing or aquaculture operations (4 points);

(b) The Project Site has a submerged land lease from the Board of Trustees, Environmental Resource Permit, or Wetland Resource Permit for the existing or proposed docking facility (7 points);

(c) The Project Site has obtained all necessary permits from the local government for the existing or proposed uses on the uplands (7 points);

(d) The proposed project will be acquired using a less-than-fee Working Waterfront Covenant for all of the land to be acquired (5 points);

(e) The Project Site will participate in Florida's Clean Marina Program (4 points).

(4) Financial Contribution:

(a) Providing a share of the eligible Match. The Applicant is committed to:

1. Provide a Match between 25 percent to 34 percent of the Project Costs, or, for Small Local Governments as defined in subsection 9K-9.002(21), F.A.C., and Nonprofit Working Waterfront Organizations, a Match between 10 percent and 19 percent of the Project Costs (5 points); or

2. Provide a Match of 35 percent or more of the Project Costs, or, for Small Local Governments as defined in subsection 9K-9.002(21), F.A.C., and Nonprofit Working Waterfront Organizations, a Match of 20 percent or more of the Project Costs (10 points).

(b) The applicant has committed to major restoration of an existing docking facility for commercial fishing vessels or to construct a new docking facility for commercial fishing vessels (8 points);

(c) The applicant has committed to major restoration of an existing Seafood House or other building used for working waterfront business or to construct a new Seafood House or other buildings of at least 1,000 square feet to be used for Working Waterfront Business (6 points);

(d) The applicant has committed to major restoration of an existing boat ramp or to construct a new boat ramp for commercial fishing vessels (4 points).

(5) Community Planning:

(a) The project is located in a Future Land Use category, zoning district, or overlay district that has been identified for the protection and preservation of Working Waterfront (5 points);

(b) The project furthers local government comprehensive plan objectives and policies directives that ensure the protection and preservation of Working Waterfront for use by commercial fisherman, aquaculturists, or business entities that support these industries (5 points);

(c) The project furthers local government comprehensive plan objectives and policies directives to provide facilities that promote and educate the public about the economic, cultural and historical heritage of Florida's traditional Working Waterfront (3 points).

(6) Public Education:

(a) The Projects Site provides permanent structured displays of artifacts and other items open to the public that provide information about the economic, cultural or historic heritage of Florida's traditional Working Waterfront (4 points);

(b) Project Site contains a structure(s) that is listed on the National Register of Historic Places administered by the National Park Service (3 points);

(c) Interpretive kiosk or signs are provided that educate the public about the economic, cultural, or historic heritage of Florida's traditional Working Waterfront (2 points).

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New

9K-9.007 Ranking and Selection of Applications.

(1) Prior to preparing the ranking report of projects, Trust staff shall conduct site visits as needed to verify the conditions represented by the Applicants in the SMWW-1.

(2) Ranking report and evaluation reports. After a period for review, Trust staff shall prepare a preliminary ranking report and written evaluation reports listing the criteria for which points were received by each Applicant, based on information provided in the Applications and the site visits. The preliminary ranking report and evaluation reports for each Applicant shall be provided to the Governing Board.

(3) The Governing Board shall meet for the purpose of approving the recommended scoring report of all Applications at a publicly noticed meeting. Staff shall also provide a copy of the preliminary scoring report and evaluation report to each Applicant prior to the Governing Board meeting.

(a) The Governing Board shall consider each Application and the scores assigned in the Trust staff evaluation report. The Board may modify staff recommended scores in order to settle unresolved issues arising from written objections from Applicant(s) to scores received in the evaluation report. Applicant objections to staff recommended scores must be submitted in writing to the Trust staff at least 48 hours prior to the Board ranking meeting in order to be considered. Decisions to modify point totals shall be based on review of Applications by the Governing Board, and public presentations to the Governing Board by Trust staff, Applicants and other members of the general public.

(b) All proposed amendments to the Local Comprehensive Plan that are included with the Application will be considered in the staff evaluation. Proposed amendments cited in the Application must be adopted by the Local Government and

approved by the Department prior to the date of the Governing Board ranking meeting in order for points to be awarded in the final score.

(4) The Governing Board shall develop and approve a list of all Projects in rank order for consideration by the Board of Trustees. Each Applicant shall be provided with the recommended ranking list prior to the Board of Trustees' meeting.

(5) The recommended ranking list shall be considered by the Board of Trustees, at a noticed meeting, for their approval in accordance with Section 380.5105(4), F.S.

(6) Following the approval by the Board of Trustees of projects to be funded, the Trust shall enter into a Grant Contract that contains the conditions of the Grant. Such conditions shall be based on Applicant representations, findings from site visits and other investigations. Applicants will be advised of the conditions prior to completion of the Grant Contract.

(7) If for any reason funds awarded to an approved project become available prior to the next Application cycle, those funds may be committed to other project(s) based upon available funds and the final ranking of projects as designated by the Board of Trustees.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

#### 9K-9.008 Grant Contracts.

(1) The established time frame for funding approval shall be for a period not to exceed 12 months. Approval shall be evidenced by a fully executed Grant Contract between the Trust and the Recipient. When the established time frame has expired, the project shall be terminated and funds committed to the project shall then be committed to other approved Applications. The Trust may extend the Grant Contract beyond the established time frame if significant progress is being made toward the acquisition of the project site or if extenuating circumstances warrant an extension of time.

(2) The time period of the Grant Contract and extensions shall not exceed a total of 24 months; unless, however, the Trust extends an Award beyond 24 months when significant progress is being made toward closing the project or if extenuating circumstances warrant an extension of time.

(3) The Recipient must request an extension in writing that includes an explanation of the goals currently accomplished to complete the project and the timeframe needed to complete outstanding goals. The Recipient may also include an explanation of circumstances beyond their control that have negatively impacted the completion of the project site.

(4) The Trust may unilaterally terminate the Grant Contract prior to the established time frame, if it is determined by the Trust that no significant progress is being made toward the Acquisition of the Project Site or other circumstances are

present which would, in all likelihood, preclude or prevent the successful Acquisition of the Project Site within the established time frame.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

#### 9K-9.009 Modification of Project Boundaries.

Modification to the boundary of a Project Site selected for approval will be considered by the Trust on a case-by-case basis. Requests to modify the project boundary shall be submitted to the Trust within 12 months of the approval of the Grant Contract. Requests for boundary amendments received after said deadline shall not be considered unless an exception is granted by the Trust based upon the demonstration of good cause. Good cause shall be based on whether the boundary modification is necessary to the successful development and management of the Project Site. The following procedures are established to guide the submission and review of boundary modification requests.

(1) A written request for boundary modification must be submitted and contain the items listed below. The request must be transmitted with an original signature cover letter on the Recipient's letterhead, signed by the appropriate authorized representative named in the Grant Contract, and include a statement binding the Recipient to fulfill the commitments made in the request for boundary modification.

(a) An explanation of how the proposed modification complies with the intent and purpose of the project as stated in the original Application;

(b) An explanation of why the requested boundary change was not contained in the original Application;

(c) An explanation of the effect on the overall project if the requested modification is not approved.

(2) Following receipt of a request for boundary modification, Trust staff shall conduct a preliminary review to determine if the information provided includes the required items listed in this rule chapter. Trust staff shall notify the Recipient's key contact of any additional information or clarification that is needed to complete the review.

(3) In considering on whether to approve the boundary modification, Trust staff shall give consideration to the following:

(a) Whether the proposed boundary modification is consistent with the purpose and intent of the original Application; and

(b) Whether the proposed boundary modification would facilitate the Acquisition of the overall Project Site;

(4) Trust staff may conduct a site visit to verify representations made in the boundary modification request before making a final determination whether the boundary change is appropriate.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

9K-9.010 Preparation and Acceptance of the Management Plan.

(1) Prior to release of Florida Forever Funds for a project, the Recipients shall submit a Management Plan for approval by the Trust. The Management Plan shall explain how the Project Site will be managed to further the purposes of the project and meet the terms and conditions of the Grant Contract.

(2) The Trust shall approve the Management Plan upon confirmation that it is consistent with the purposes of the Application and the terms and conditions of the Grant Contract.

(3) Any revision or modification to the approved Management Plan will require review and approval by the Trust. The Recipient shall provide a written request for any Management Plan change including all appropriate supporting materials.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History—New \_\_\_\_\_.

9K-9.011 Title, Acquisition Procedures, Lease Agreements and Transfer of Title.

This rule chapter and Chapter 9K-10, F.A.C., shall govern in all matters of title, acquisition procedures, lease agreements and transfer of title for lands acquired pursuant to this rule.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History—New \_\_\_\_\_.

9K-9.012 Annual Stewardship Report Requirement.

Pursuant to Section 380.5105(5), F.S., each award to a Recipient shall include a condition that, after Acquisition of the Project Site, a stewardship report is required. The stewardship report is intended to verify that conditions imposed at the time the award was made are being followed and to monitor the stewardship and use of the property. The stewardship report shall be due each year.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ken Reecy, Community Program Manager, Department of Community Affairs, Florida Communities Trust

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas G. Pelham, Secretary of Department of Community Affairs and Chair of the Florida Communities Trust Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 18, 2008

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Florida Communities Trust**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
9K-10.001	Purpose
9K-10.002	Definitions
9K-10.003	General Information
9K-10.004	Appraisal Procedures, Appraisal Report Requirements and Determination of Maximum Approved Purchase Price
9K-10.005	Confidentiality of Appraisals, Other Reports Relating to Value, Offers and Counteroffers
9K-10.006	Negotiation of Offers and Counteroffers
9K-10.007	Purchase Agreements
9K-10.008	Title Report and Evidence of Marketable Title
9K-10.009	Certified Survey
9K-10.010	Examination for Hazardous Materials Contamination
9K-10.011	Closing

**PURPOSE AND EFFECT:** To implement rules to govern the Stan Mayfield Working Waterfronts Program.

**SUMMARY:** These rules govern the land acquisition procedures for the Stan Mayfield Working Waterfronts program that was created during the 2008 legislative session pursuant to Section 380.5105, Florida Statutes. This rule chapter implements Chapter 2008-229, Laws of Florida, which created Sections 380.503 and 380.5105, 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 a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**SPECIFIC AUTHORITY:** 380.507(11), 380.5105(2) FS.

**LAW IMPLEMENTED:** 259.105, 380.5105 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:** September 29, 2008, 1:00 p.m.

**PLACE:** Randall Kelley Training Room, Third Floor, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ken Reecy, Community Program Manager, Department of Community Affairs, Florida Communities

Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1711. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ken Reecy, Community Program Manager, Department of Community Affairs, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1711

THE FULL TEXT OF THE PROPOSED RULES IS:

9K-10.001 Purpose.

This rule chapter sets forth the procedures that must be followed for land acquisitions for the Stan Mayfield Working Waterfronts Program using Florida Forever funds awarded by Florida Communities Trust.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History—New \_\_\_\_\_.

9K-10.002 Definitions.

The definitions set forth in Rule 9K-9.002, F.A.C., shall apply as used in this rule chapter and are incorporated herein by reference. Additionally, the following definitions shall apply as used in this rule chapter:

(1) “Appraisal” or “Appraisal Services” means the services provided by Florida certified or licensed Appraisers pursuant to Section 475.611(1), F.S.

(2) “Appraisal Report” means the written analyses, opinions, and conclusions issued by an Approved Appraiser in connection with the Acquisition of any interest in real property under this rule chapter or Chapter 9K-9, F.A.C.

(3) “Appraiser” means any person who is certified or licensed by the State pursuant to Chapter 475, Part II, F.S., and whose certification or license is current, valid and active.

(4) “Approved Appraisal” means an Appraisal that has been reviewed and approved by the Trust for use in determining the Maximum Approved Purchase Price.

(5) “Approved Appraiser” means an Appraiser who has the necessary background, qualifications and experience to appraise the interest in real estate being acquired under this Chapter and whose name is on the current list of approved appraisers on file with the Division of State Lands, Department of Environmental Protection.

(6) “Approved Survey” means a Certified Survey that has been reviewed and approved by the Trust.

(7) “Certified Survey” means a survey that is certified, signed and sealed by a registered land surveyor authorized to practice surveying in the State pursuant to Chapter 472, F.S.

(8) “Confidential” refers to information that shall not be available for public disclosure or inspection and is exempt from the provisions of Section 119.07, F.S.

(9) “Hazardous Materials Contamination” means radon, PCBs, oil or other petroleum based products, chemicals, any noxious, hazardous, offensive, explosive or toxic substances or waste, or any hazardous materials or toxic substances as such terms are defined in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. §9601 et seq. (CERCLA), the Hazardous Materials Transportation Act, 49 U.S.C. § 1801 et seq. (HMTA), the Resource Conservation and Recovery Act of 1976, 42 U.S.C. § 5101 et seq. (RCRA), and the regulations adopted pursuant thereto.

(10) “Market Value”, as defined in the Uniform Standards of Professional Appraisal Practice (as promulgated by the Appraisal Standards Board of The Appraisal Foundation), means the most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming that the price is not affected by undue stimulus.

(11) “Maximum Approved Purchase Price” means the maximum purchase price that the Trust can participate in as determined by Appraisals performed on a Project Site that have been reviewed and approved by the Trust.

(12) “Minimum Technical Standards” means the Minimum Technical Standards for Surveyors as set forth by the Florida Board of Professional Surveyors and Mappers pursuant to Chapter 472, F.S. and Chapter 61G17-6, F.A.C.

(13) “Option Agreement” or “Option Contract” means a proposed written agreement between the Recipient and the Trust to purchase all or a portion of the property lying within the Project Site, subject to the approval of the Recipient’s governing body and the Trust after appropriate notice and hearing (as may be required).

(14) “Owner(s)” or “Seller(s)” means the fee simple title owner(s) of the Project Site.

(15) “Purchase Agreement” means the various types of written contracts to purchase real property, including purchase agreements, Option Agreements, exchange agreements and other forms of such agreements, that become binding on all parties to the contract at the time the Purchase Agreement is duly executed.

(16) “Title Insurance Commitment” means a written agreement issued by a Florida licensed title insurer agreeing to issue to the Recipient, the Trust, or the Board of Trustees, individually or as co-insureds, upon the recording of the deed, an owner’s policy of title insurance in the amount of the Project Site’s purchase price insuring marketability of title to the Project Site, subject only to liens, encumbrances, exceptions or qualifications that are acceptable to the Trust and the Recipient, and those which will be discharged by the Owner(s) at closing.

(17) “Uniform Standards of Professional Appraisal Practice” means the standards in effect as of the effective date of this rule approved and adopted by the Appraisals Standards Board of The Appraisal Foundation.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New \_\_\_\_\_.

9K-10.003 General Information.

(1) This rule chapter shall govern the activities for Acquisition of real property for the Stan Mayfield Working Waterfronts program using proceeds from the Florida Forever Trust Fund, when title to such real property vests in the Recipient.

(2) The disbursement of Florida Forever Funds from the Trust shall be subject to the following conditions: The administration and use of any funds received by the Trust from the Florida Forever Trust Fund shall be subject to such terms and conditions imposed thereon by the agency of the state responsible for the revenue bonds, the proceeds of which are deposited in the Florida Forever Trust Fund, including restrictions imposed to ensure that the interest on any such revenue bonds issued by the state as tax-exempt revenue bonds will not be included in the gross income of the holders of such bonds for federal income tax purposes.

(3) The Recipient shall designate an employee or officer who shall serve as the key contact for the exchange of information regarding the Acquisition activities and who shall be responsible for ensuring compliance with the provisions of all applicable statutes, the Grant Contract, rules of the Trust and any local land acquisition ordinances that may apply.

(4) Funds awarded through any program of the Trust that derive from the Florida Forever Trust Fund may only be used to pay the eligible Project Costs associated with Voluntarily Negotiated Transactions.

(5) The Project Site will be a Joint Acquisition and all acquisition activities will be completed by the Trust.

(6) Prior to release of Florida Forever Funds for a project, the Recipient shall submit a signed statement by the Recipient that the Recipient is not aware of any pending criminal, civil or regulatory violations imposed on the Project Site by any governmental agency or body.

(7) If requested by the Trust, the Recipient shall provide additional documentation to provide Reasonable Assurance that the Recipient will be able to fulfill its obligations under the Grant Contract, the Declaration of Restrictive Covenants, and Chapter 9K-9, F.A.C.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New \_\_\_\_\_.

9K-10.004 Appraisal Procedures, Appraisal Report Requirements and Determination of Maximum Approved Purchase Price.

(1) The Trust shall contract with the Approved Appraiser(s) according to contract requirements of the Trust.

(2) Techniques and methods used by the Appraiser shall substantially conform to the Uniform Standards of Professional Appraisal Practice (USPAP), as defined in Chapter 475, Part II, F.S., as well as Trust appraisal instructions and format.

(3) The Trust shall provide to the Appraiser all pertinent title information developed in the title report, a specification of the rights to be acquired, a list of items, if any, considered to be noncompensable, required appraisal forms or formats, and the most recent survey, if available.

(4) The Trust shall obtain at least one Appraisal by an Approved Appraiser for each ownership in a Project Site estimated to be valued less than \$500,000. For each ownership in a Project Site estimated to be valued at or greater than \$500,000, the Trust shall obtain at least two Appraisals by Approved Appraisers.

(5) Determination of Maximum Approved Purchase Price.

(a) For purposes of calculating the Trust and the Recipient shares of the purchase price paid for real property, a Maximum Approved Purchase Price shall be determined. The Grant Contract will describe financial participation by the Trust and the Recipient on a percentage basis. The Trust considers that the maximum purchase price in which it will participate shall be the Maximum Approved Purchase Price or purchase price, whichever is less. If the Recipient decides to pay a purchase price higher than the Maximum Approved Purchase Price, the Recipient shall pay all the purchase price amount over the Maximum Approved Purchase Price, in addition to the Match percentage share of the Maximum Approved Purchase Price.

(b) Appraisals shall be reviewed by a review Appraiser who is employed by or under contract to the Trust. The review Appraiser must certify to the Trust that the Appraisals have been conducted substantially in accordance with this rule chapter and with correct Appraisal standards and methods, and must certify the appraised value(s) of the subject real property. This certified value shall also be referred to as “the Maximum Approved Purchase Price.”

(c) The Maximum Approved Purchase Price shall be the value indicated in a single reviewed and approved Appraisal if only one Appraisal is required. If two Appraisals are obtained and approved when only one is required by this rule chapter, the Maximum Approved Purchase Price shall be the higher of the two values indicated in the Appraisals.

(d) If two Appraisals are required and their values do not differ significantly, the Maximum Approved Purchase Price shall be the higher value indicated in the two Appraisals. The two Appraisals shall be considered to differ significantly if the higher of the two values exceeds 120 percent of the lower value.

(e) When two Appraisals required under subsection (4) above differ significantly, the following steps shall be taken:

1. The review Appraiser shall request that the two Appraisers review the differences in their respective reports to attempt to rectify their value conclusions so that the two value conclusions are not significantly different;

2. A third Appraisal shall be obtained if the two Appraisals differ significantly and cannot be rectified as in the above paragraph unless a decision is made by the Trust to negotiate an Acquisition price of no more than 120 percent of the lower of the two reviewed and approved Appraisals; and

3. If a third Appraisal is obtained and reviewed and approved, the Maximum Approved Purchase Price shall be the value contained in the higher of the two closest Appraisals, so long as the two closest Appraisals do not differ significantly. If the two closest Appraisals differ significantly, 120 percent of the lower of the two Appraisals shall be the Maximum Approved Purchase Price.

(6) The Trust shall compare the Maximum Approved Purchase Price with the cost to purchase the land as estimated in the Application. If that estimated cost is greater than the Maximum Approved Purchase Price, the Trust shall reduce the amount of the Award by a letter of notice to the Recipient.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New \_\_\_\_\_.

#### 9K-10.005 Confidentiality of Appraisals, Other Reports Relating to Value, Offers and Counteroffers.

(1) The Trust and the Recipient shall maintain confidentiality of all Appraisals, and any other reports relating to value, offers and counter-offers. Appraisals, and any other reports relating to value, offers and counteroffers are not available for public disclosure or inspection and are exempt from the provisions of Section 119.07(1), F.S., until a Purchase Agreement is executed by the Owner(s) and Recipient and conditionally accepted by the Trust, or if no Purchase Agreement is executed, then as provided for in Sections 125.355(1)(a) and 166.045(1)(a), F.S.

(2) If a Purchase Agreement is not submitted to the Trust for approval, the exemption from Section 119.07(1), F.S., will expire 30 days after the termination of negotiations. The date of termination of negotiations may be based on a written statement from a party to the negotiations that good faith efforts at negotiating a Purchase Agreement have failed and that the party desires to cease negotiations. Reinitiation of negotiations shall require approval of the Trust.

(3) The Trust and the Recipient shall execute an agreement to maintain confidentiality of all Appraisals, reports relating to value, written offers and written counteroffers until such time as the information is no longer exempt from Section 119.07(1), F.S. This agreement of confidentiality shall expressly name the individuals to whom the information may be disclosed during the period that the information is exempt from the requirements of Section 119.07(1), F.S. The exemptions from

Section 119.07(1), F.S., that are provided in this paragraph are subject to the Open Government Sunset Review Act in accordance with Section 119.15, F.S.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New \_\_\_\_\_.

#### 9K-10.006 Negotiation of Offers and Counteroffers.

(1) It shall be the goal of the Trust and the Recipient that the Acquisition of the real property be negotiated at the best price and terms that can be negotiated in the interest of the project's public purpose, with preference given to a purchase price at or below the Maximum Approved Purchase Price. The objective of all purchase negotiations shall be to obtain, at the lowest possible price, the appropriate interest in real property free of encumbrances, conditions, restrictions and reservations that would impede the purposes or management of the Project Site. In the course of negotiations the Trust may discuss the advantages of a Donation and bargain sale. If the real property to be acquired is not already surveyed and the acreage of the site is not known, the Owner shall be advised of the benefits of obtaining a safe upland line survey, as opposed to a mean high water or ordinary high water survey, for calculating the acreage of the site.

(2) All offers and counteroffers shall be in writing.

(3) The Trust may negotiate and enter into a Purchase Agreement prior to or after the receipt and approval of Appraisals. However, such negotiations and agreements are subject to the conditions established in this rule chapter. The Trust shall maintain appropriate records regarding any and all contact(s) with the Owner.

(4) Initial contact with the Owner may be established prior to negotiations. When initiated, such contact should be limited to the following:

(a) To inform the Owner about the Stan Mayfield Working Waterfronts land Acquisition program;

(b) To explain in general terms the possible tax advantages of land Donations and bargain sales;

(c) To request permission from the Owner in order to have his property appraised and surveyed

(d) To discuss the timing of the Acquisition, and the competition for funds under the Stan Mayfield Working Waterfronts program;

(e) To discuss the matter of representation of the Owner by an Agent in any future negotiations, and the necessary confirmation by the Owner of the Agent's status;

(f) To request available title data;

(g) To advise of disclosure requirements;

(h) To request available property survey data; and

(i) To discuss other information pertinent to the Acquisition process in general.

(5) Upon the initiation of negotiations, the Owner shall be notified in writing that the terms of the final Purchase Agreement are subject to affirmative action by the Recipient and the Trust.

(6) The Trust shall maintain complete and accurate records of every such offer and counteroffer.

(7) When the Owner is represented by an Agent, negotiations may not be initiated or continued with the Agent until a written statement signed by the Owner verifying the Agent's legal or fiduciary relationship with the Owner has been received by the party responsible for negotiations and a copy has been provided to the Trust.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

#### 9K-10.007 Purchase Agreements.

(1) The form of the final negotiated purchase shall be a written Purchase Agreement that is signed by the Owner(s), the Recipient and the Trust.

(2) The Trust will prepare and use any form of Purchase Agreement as meeting the intent of all applicable laws and this rule chapter.

(3) The Trust shall develop a model standard Purchase Agreement.

(4) The Trust shall obtain all disclosures of beneficial interest required in Section 286.23, F.S., before entering into a Purchase Agreement.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

#### 9K-10.008 Title Report and Evidence of Marketable Title.

(1) To obtain Appraisals, the Trust may obtain a title report or title commitment which shall include a legal description of the Project Site to be acquired that is sufficient to inform the Trust, the Recipient and the Appraisers of the status of ownership, encumbrances, exceptions, reservations, and previous ownership history.

(2) Evidence of Owner's marketable title shall be provided to the Recipient(s) and the Trust prior to the conveyance of title. The Trust shall further be provided a Title Insurance Commitment in accordance with the Purchase Agreement. The Title Insurance Commitment shall be followed after conveyance by an owner's marketable title insurance policy (ALTA Form B) in favor of the Recipient or the Board of Trustees in accordance with the Recipient's election under Rule 9K-8.004, F.A.C. The Trust shall be listed as a co-insured on the Title Insurance Commitment and title insurance policy.

(3) The standard for examination of condition of title shall be The Uniform Title Standards of the Real Property, Probate & Trust Law Section of The Florida Bar, 1981 edition together with all updates.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

#### 9K-10.009 Certified Survey.

(1) At least 30 days prior to closing, a Certified Survey must be submitted to the Trust for final approval to rectify acreage and title issues against the title commitment, the negotiated Purchase Agreement and the Appraisal(s) used to determine the Maximum Approved Purchase Price.

(2) In cases where a Certified Survey cannot be practically completed or where the cost of the Certified Survey would be prohibited relative to the expected value of the real property, the requirement for such Certified Survey may, in whole or in part, be waived by the Recipient and the Trust. Such a waiver shall be requested by the Recipient at the time of submitting the Application.

(3) The Certified Survey shall be prepared according to the Minimum Technical Standards for Land Surveying and such additional requirements as may be determined by the Trust and the Recipient to be necessary to meet the intent of the statute and this rule chapter. The Certified Survey shall accurately portray to the greatest extent practicable the condition of the real property as it currently exists. The survey must have been certified within 90 days of the closing on the property unless this requirement is waived by the title insurer for the purpose of deleting the standard survey exception from the owner's title insurance policy.

(4) The Certified Survey shall be approved by the Trust as being in compliance with the requirements of this rule chapter.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History--New \_\_\_\_\_.

#### 9K-10.010 Examination for Hazardous Materials Contamination.

(1) All sites acquired with funds from the Florida Forever Trust Fund shall be examined for hazardous materials contamination within 90 days before closing.

(2) The examination for hazardous materials contamination shall be performed by an individual who is experienced in performing such an environmental site assessment and shall be documented in writing to the Trust and the Recipient.

(3) The examination for hazardous materials contamination shall be performed to the standard of practice of the American Society of Testing Materials (ASTM). For Phase I environmental site assessment, such standard of practice shall be the ASTM Practice E 1527. If the findings and conclusions section of the assessment reports evidence of recognized environmental conditions, then a Phase II Environmental Site Assessment may be performed to address any suspicions raised in the Phase I environmental site assessment and to confirm the presence of contaminants on site.



(4) Prior to closing the Recipient shall examine the written assessment and advise the Trust in writing of its understanding that by accepting title, it may be assuming liability for future adverse action or cleanup associated with the lands covered by the assessment.

(5) In the event an adverse environmental assessment is reported on a site, the Trust may confer with the appropriate staff of the Department of Environmental Protection for assistance in assessing the risk to the State. Because the Board of Trustees will have an executory interest in the Project Site, the Trust shall have the right to refuse to deliver funds for closing if the Trust and the Department of Environmental Protection determine the hazardous materials contamination presents a liability to the State that outweighs the benefits to be derived from the Acquisition of the Project Site. If it is determined by the Trust and the Department of Environmental Protection that a delay in, or termination of the Acquisition is necessary, the Trust shall immediately notify the Recipient. The Trust shall immediately notify all other parties to the Purchase Agreement of the action taken and the basis for the action.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New

#### 9K-10.011 Closing.

(1) Prior to closing the Trust shall prepare a grant reconciliation statement which shall evidence expenditures for all eligible Project Costs for the Project Site. The reconciliation statement shall be based on the prepared Buyer and Seller closing statements, the prepaid Project Costs of the Recipient and the Trust evidenced by paid receipts, any reimbursements to the Seller or others to be made after closing, the Award amount and any revisions to the Award. The reconciliation statement shall evidence the amount of funds needed from the Trust and Recipient in order that the closing may occur.

(2) The Trust shall have the authority to modify the Purchase Agreement to extend the time for option exercise, closing date, submittal deadlines or any other time limit relating to such agreement. The Trust shall also have the authority to execute or modify all documents necessary for the implementation of Trust action, such as the Purchase Agreement, letter of notification of exercise of option, leases, easements, legal descriptions, deeds, assignments, and other miscellaneous agreements and affidavits, provided the modification does not change the substance nor the scope of Trust approval, and provided the document executed or modified was either approved by the Trust or contemplated by Trust approval. Any changes in the purchase price to be paid to the Seller(s) not contemplated by the terms of the Purchase Agreement must be approved by the Trust. An extension or modification may only be made under the terms of the Purchase Agreement, or with the Seller's agreement.

Specific Authority 380.507(11), 380.5105(2) FS. Law Implemented 259.105, 380.501-.515 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Ken Reecy, Community Program Manager, Department of Community Affairs, Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1711

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas G. Pelham, Secretary of Department of Community Affairs and Chair of the Florida Communities Trust Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 18, 2008

#### **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."

#### **DEPARTMENT OF CORRECTIONS**

RULE NO: 33-208.002                      RULE TITLE: Rules of Conduct

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to require employees to keep the department aware of the status of any criminal case or charge against the employee.

SUMMARY: The proposed amendment to Rule 33-208.002, F.A.C., requires employees to make a full written report of any status change in an arrest, Notice to Appear, or criminal charge filed against the employee.

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

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

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09, 944.14, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47 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: Jamie Jordan-Nunes, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.002 Rules of Conduct.

The Department of Corrections requires all employees to familiarize themselves with all rules and regulations pertaining to their positions and duties, and that employees abide by these rules and regulations. The following rules of conduct and performance standards are applicable both on and off the job to all Department of Corrections employees. Some of these rules of conduct are found again in abbreviated form in the next section titled "Range of Disciplinary Actions," however, all rules of conduct are enforceable by appropriate disciplinary action regardless of whether they are listed in the range of disciplinary actions.

(1) No change.

(2)(a) Each employee shall make a full written report of any of the following within 24 hours or upon reporting to work for his next assigned shift, whichever is sooner:

1. through 2. No change.

3. Any 'status change' in the case described in subparagraphs 1. and 2., above, to include any pleadings filed, appearances made, dates set, sanctions ordered, and decisions rendered.

~~4.3.~~ Knowledge of any violation of the law, rules, directives or procedures of the Department.

(b) No change.

(3) through (26) No change.

Specific Authority 944.09 FS. Law Implemented 944.09, 944.14, 944.35, 944.36, 944.37, 944.38, 944.39, 944.47 FS. History--New 10-8-76, Amended 10-11-77, 4-19-79, 6-18-83, Formerly 33-4.02, Amended 8-15-89, 10-20-90, 3-20-91, 1-30-96, 3-24-97, 4-19-98, Formerly 33-4.002, Amended 7-17-02, 4-5-04, 4-17-06, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ralph Kiessig, Director of Human Resource Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter A McNeil, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 26, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 13, 2008

DEPARTMENT OF CORRECTIONS

RULE NOS.:	RULE TITLES:
33-208.506	Staff Housing Agreement Form
33-208.507	Responsibilities of Staff Housing Occupants

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide limitations on the number and type of firearms, ammunition, black powder, and smokeless propellant powder that may be stored in staff housing.

SUMMARY: The proposed amendment to Rule 33-208.506, F.A.C., amends Form DC2-808A to comply with Chapter 790, F.S. The proposed amendment to Rule 33-208.507, F.A.C., limits the number and type of firearms allowed in staff housing and requires that firearms be stored safely and securely in accordance with Section 790.174(1), F.S., limits the amount of ammunition and smokeless propellant powder or black powder. SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 20.315, 944.09(1), 945.025(1) FS.

LAW IMPLEMENTED: 20.315, 944.09(1), 945.025(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jamie Jordan-Nunes, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.506 Staff Housing Agreement Form.

(1) Any employee who is required or requests to occupy staff housing shall submit a completed Staff Housing Agreement, Form DC2-808A, for processing in compliance with the assignment criteria in Rule 33-208.504, F.A.C., herein. This form is hereby incorporated by reference, and a copy may be obtained from the Forms Control Administrator, ~~Office of Research, Planning and Support Services,~~ Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_ ~~April 8, 2002.~~

(2) through (3) No change.

Specific Authority 20.315, 944.09(1), 945.025(1) FS. Law Implemented 20.315, 944.09(1), 945.025(1) FS. History--New 9-1-88, Formerly 33-26.006, 33-602.506, Amended 8-16-00, 4-8-02, 3-30-05, \_\_\_\_\_.

33-208.507 Responsibilities of Staff Housing Occupants.

(1) through (3) No change.

(4) Firearms.

(a) The warden is authorized to enforce the following maximum limits on the number and type of firearms kept in any type of staff housing, to include mobile homes. These quantities are per each occupant who is legally authorized by statute to own or possess firearms.

1. Four shotguns,
2. Four rifles, and
3. Four handguns.

(b) These weapons must be stored safely and securely in accordance with Section 790.174(1), Florida Statutes. It is unlawful to store or leave a firearm in any place within the reach or easy access of a minor under 18 years of age.

(c) Ammunition for the firearms listed above is expressly limited to a maximum of one full case per firearm.

(d) Occupants of staff housing are expressly prohibited from possessing machine guns, short barreled shotguns, short barreled rifles, destructive devices, explosives, electric weapons or devices, and dart-firing stun guns, as defined in Section 790.001, Florida Statutes.

(e) Occupants of staff housing are expressly prohibited from possessing or storing smokeless propellant powder in quantities exceeding 20 pounds, or commercially manufactured sporting grades of black powder exceeding 20 pounds.

(f) Occupants of staff housing shall follow the restrictions placed on the possession and use of BB guns, air or gas-operated guns, or electric weapons or devices by minors under 16 in accordance with Section 790.22, Florida Statutes.

Specific Authority 20.315, 944.09(1), 945.025(1) FS. Law Implemented 20.315, 944.09(1), 945.025(1) FS. History—New 9-1-88, Formerly 33-26.007, 33-602.507, Amended 8-16-00, 1-19-03, 3-30-05, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Sapp, Assistant Secretary of Institutions  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter A. McNeil, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2008  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 8, 2008

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-601.210                      RULE TITLE: Custody Classification

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the rule to remove obsolete forms and to reflect the change of Immigration and Naturalization Services to Immigration and Customs Enforcement.

SUMMARY: The rule is amended to remove obsolete forms, DC4-803, Approval for Community Release and Furlough, and DC40, Community Release Recommendation, which are no longer in use and replace with DC6-127, Checklist for Transfers to Work Release Centers. The Rule is also amended to reflect the change of Immigration and Naturalization Services to Immigration and Customs Enforcement.

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

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

SPECIFIC AUTHORITY: 944.09, 958.11 FS.

LAW IMPLEMENTED: 20.315, 921.20, 944.09, 944.17(2), 944.1905, 958.11 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: Jamie Jordan-Nunes, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.210 Custody Classification.

(1) No change.

(2) Custody Grade Classification.

(a) through (i) No change.

(j) Any inmate who has been designated as an alien by the department, who has been in the custody of the department less than six months, and:

1. For whom no decision has been made by ~~the~~ Immigration and Customs Enforcement ~~Naturalization Service~~ regarding deportation,

2. through 3. No change.

(k) through (l) No change.

(3) No change.

(4) Progress Assessments.

(a) through (e) No change.

(f) In preparing assessments, care should be taken that all pertinent facts are included to insure that all up-to-date information concerning changes in an inmate's activity are documented. Additionally, any new recommendations of the committee in regard to inmate goals should be carefully documented and supporting facts included. If at the time of the review the inmate is being recommended for work release, the Form DC6-127, Checklist for Transfers to Work Release Centers ~~DC4-803, Approval for Community Release and Furlough, or Form DC40, Community Release Recommendation~~ will suffice for the assessment. Form DC6-127 is incorporated by reference in Rule 33-601.602, F.A.C.

(g) through (m) No change.

~~(5) Forms and Attachments. Form DC4-869, Custody Questionnaire, is incorporated by reference in this rule. A copy of this form may be obtained by writing the Forms Control Administrator, Office of Research, Planning and Support Services, Department of Corrections, 2601 Blair Stone Road,~~

~~Tallahassee, Florida 32399-2500. Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is May 13, 1996.~~

Specific Authority 944.09, 958.11 FS. Law Implemented 20.315, 921.20, 944.09, 944.17(2), 944.1905, 958.11 FS. History—New 12-7-81, Formerly 33-6.09, Amended 6-8-82, 10-26-83, 6-8-86, 7-8-86, 10-27-88, 1-1-89, 7-4-89, 10-12-89, 1-2-91, Formerly 33-6.009, Amended 7-21-91, 8-30-92, 5-13-96, 6-12-96, 11-19-96, 10-15-97, Formerly 33-6.0045, Amended 9-19-00, 2-25-07, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
George Sapp, Assistant Secretary of Institutions  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter A. McNeil, Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2008  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 8, 2008

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Surveyors and Mappers**

RULE NO.: 61G17-4.001  
RULE TITLE: Written Examination Designated; General Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to delete the essay portion of the examination.

SUMMARY: The essay portion of the examination will be deleted.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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

SPECIFIC AUTHORITY: 455.217(1), 472.008 FS.  
LAW IMPLEMENTED: 455.217(1), 472.013, 472.015 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: Rick Morrison, Executive Director, Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G17-4.001 Written Examination Designated; General Requirements.

(1) The examination shall consist of the following:

(a) Principles and Practice Examination prepared by the National Council of Examiners for Engineering and Surveying (NCEES);

(b) Fundamentals Examination prepared by the National Council of Examiners for Engineering and Surveying (NCEES);

(c) Florida Jurisdictional Multiple Choice Examination prepared by the Department or Board designee, and given prior to the NCEES examinations;

~~(d) Florida Jurisdictional Essay Examination, prepared by the Department, will be given following the Florida Jurisdictional Multiple Choice Examination.~~

(2) through (3) No change.

(4) National examination security requirements as set forth by the NCEES shall be followed throughout the administration of the NCEES Principles and Practice Examination and the NCEES Fundamentals Examination. Examination security requirements as set forth by the Department in Rule 61-11.014, F.A.C., shall be followed throughout the administration of the Florida Jurisdictional Multiple Choice Examination ~~and the Florida Jurisdictional Essay Examination.~~

THIS RULE SHALL TAKE EFFECT OCTOBER 31, 2008.

Specific Authority 455.217(1), 472.008 FS. Law Implemented 455.217(1), 472.013, 472.015 FS. History—New 1-3-80, Amended 6-9-80, 1-25-84, 5-22-85, Formerly 21HH-4.01, Amended 9-16-87, 8-30-92, Formerly 21HH-4.001, Amended 5-30-95, 11-15-95, 4-16-96, 8-10-97, 7-27-00, 10-31-08.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Professional Surveyors and Mappers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Surveyors and Mappers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 9, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 22, 2008

**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."

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-304.410  
 RULE TITLE: Santa Fe Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, to address nutrient and dissolved oxygen impairments in Alligator Lake.

NOTE: Amendment to proposed new rule which was published in Vol. 34, No. 34, August 22, 2008 FAW. This amendment will not be adopted until after the adoption of the proposed new rule.

SUMMARY: The Alligator Lake TMDL addresses nutrients and dissolved oxygen impairments in Alligator Lake. This waterbody was verified as impaired by nutrients and dissolved oxygen using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. The Watershed Management Model (WMM) and an empirical multi-variable method were used to simulate the total nitrogen and total phosphorus TMDLs. For dissolved oxygen, the nutrient TMDL targets, set as annual total nitrogen and total phosphorus loads, will decrease algal biomass in the lake from the current conditions, thereby reducing any pollutant impacts associated with the depressed dissolved oxygen.

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

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

SPECIFIC AUTHORITY: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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:

DATE AND TIME: October 2, 2008, 10:00 a.m. – 12:00 Noon

PLACE: Florida Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Bob Martinez Center, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Management, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

THE FULL TEXT OF THE PROPOSED RULE IS:

- 62-304.410 Santa Fe River Basin TMDLs.
- (1) through (2) No change.

(3) Alligator Lake TMDLs. Alligator Lake TMDL for nutrient and dissolved oxygen impairments: The TMDL for nutrients in Alligator Lake is 42,595 pounds/year of total nitrogen (a 28.4 percent reduction) and 3,050 pounds/year of total phosphorus (a 61.2 percent reduction) and is allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department’s NPDES Municipal Stormwater Permitting Program is not applicable.

(c) The LAs for nonpoint sources are 42,595 pounds/year of total nitrogen and 3,050 pounds/year of total phosphorus, and

(d) The Margin of safety is implicit.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History—Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Drew Bartlett, Deputy Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael Sole, Secretary, Department of Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 29, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 1, 2008

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NOS.: 64B13-3.007  
 RULE TITLES: Minimum Procedures for Comprehensive Eye Examination Standards of Practice

PURPOSE AND EFFECT: The purpose and effect for Rule 64B13-3.007, F.A.C., is to clarify the Board’s intended meaning in subsection 64B13-3.007(6)(b), F.A.C., by changing the word “supplemental” to “consultative”; for Rule 64B13-3.010, F.A.C., it is to provide that engaging in the sale, possession or distribution of controlled substances for any other than legitimate purposes constitutes practicing below the standard of care.

SUMMARY: In Rule 64B13-3.007, F.A.C., the Board’s intended meaning in subsection 64B13-3.007(6)(b), F.A.C., is clarified by changing the word “supplemental” to “consultative”; in Rule 64B13-3.010, F.A.C., it is provided that engaging in the sale, possession or distribution of controlled substances for any other than legitimate purposes constitutes practicing below the standard of care.

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

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

SPECIFIC AUTHORITY: 463.005(1) FS.

LAW IMPLEMENTED: 463.005(1), 463.0135, 463.016(1)(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 Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULES IS:

64B13-3.007 Minimum Procedures for Comprehensive Eye Examination.

(1) through (5) No change.

(6) The minimum procedures set forth in subsection (2) above shall not be required in the following circumstances:

(a) No change.

(b) When a licensed practitioner or certified optometrist is providing ~~consultative supplemental~~ optometric services on a limited basis at the request of one or more health care practitioners licensed pursuant to Chapter 458, 459, or 463, Florida Statutes. Such services shall be provided with the patient's full knowledge of the limited nature of the optometric care. The name of the requesting health care practitioner and the optometric care provided shall be noted on the patient's case record;

(c) through (d) No change.

(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, 6-5-06, 11-5-07,\_\_\_\_\_.

64B13-3.010 Standards of Practice.

(1) through (8) No change.

(9) Engaging or attempting to engage in the possession, sale, or distribution of controlled substances as set forth in Chapter 893, F.S., or any other than legitimate purposes, constitutes grounds for disciplinary action by the Board.

Specific Authority 463.005(1) FS. Law Implemented 463.005(1), 463.0135(1), 463.016(1) FS. History--New 9-16-80, Amended 12-20-82, Formerly 21Q-3.10, Amended 7-11-88, 6-18-92, 1-28-93, Formerly 21Q-3.010, Amended 3-16-94, Formerly 61F8-3.010, Amended 8-24-94, 9-21-94, 2-13-95, 12-31-95, Formerly 59V-3.010, Amended 6-15-00, 2-7-01, 11-16-05, 11-5-07, 11-5-07,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Optometry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 12, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 8, 2008

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: RULE TITLE:

64B13-4.004 Manner of Application

PURPOSE AND EFFECT: The purpose of the amendment is to comply with statutory changes to continuing education requirements in Section 456.033, F.S.

SUMMARY: In this amendment, statutory changes to continuing education requirements in Section 456.033, F.S., are complied with.

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

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

SPECIFIC AUTHORITY: 456.033, 463.006(1)(b), (2) FS.

LAW IMPLEMENTED: 456.013(7), 456.033, 463.006(1)(b), (2) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-4.004 Manner of Application.

(1) through (2) No change.

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

~~(a) Consist of education on the transmission, control, treatment, and prevention of HIV/AIDS with emphasis on appropriate behavior and attitude change; and either~~

~~(b) Meet the requirements of Chapter 64B13-5, F.A.C.; or~~

~~(c) Be completed as part of the educational requirements of the school from which the applicant received his/her optometry degree.~~

~~(4) Any applicant for licensure who has not fulfilled the requirements of subsection (3) above at the time of licensure shall upon an affidavit showing good cause be allowed 6 months to complete an approved AIDS Management course as specified in Rule 64B13-4.004, F.A.C.~~

~~(3)(5)~~ Applicants are required to complete a 2-hour course relating to prevention of medical errors as part of the licensure process. The course shall be approved by the Board and shall include a study of root-cause analysis, error reduction and prevention, and patient safety.

Specific Authority 456.033, 463.006(1)(b), (2) FS. Law Implemented 456.013(7), 456.033, 463.006(1)(b), (2) FS. History--New 11-13-79, Amended 4-17-80, Formerly 21Q-4.04, Amended 11-20-86, 4-19-89, 6-25-92, 6-6-93, Formerly 21Q-4.004, Amended 6-14-94, Formerly 61F8-4.004, Amended 3-21-95, 5-29-95, Formerly 59V-4.004, Amended 7-15-02, 11-3-03, 11-16-05,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Optometry  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 19, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 8, 2008

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NOS.:	RULE TITLES:
64B13-15.006	Designation of Patient Care Violations; Major; Minor
64B13-15.009	Citations

PURPOSE AND EFFECT: The purpose of the amendment for Rule 64B13-15.006, F.A.C., is to conform the rule to a previous amendment to Rule 64B13-3.007, F.A.C.; for Rule 64B13-15.009 it is to add citation violations to the rule.

SUMMARY: In Rule 64B13-15.006, F.A.C., the rule is conformed to a previous amendment to Rule 64B13-3.007, F.A.C.; in Rule 64B13-15.009, F.A.C., citation violations are added to the rule.

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

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

SPECIFIC AUTHORITY: 456.077, 456.079, 463.005 FS.

LAW IMPLEMENTED: 456.077, 456.079 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 Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULES IS:

64B13-15.006 Designation of Patient Care Violations; Major; Minor.

(1) Violations of the following statutory and rule provisions are considered to be Minor Patient Care Violations:

(a) No change.

(b) Subsections (1) and (2) of Rule 64B13-3.007, F.A.C., entitled "Minimum Procedures for Comprehensive Eye Examination ~~Vision Analysis~~," if the violation is a first offense of failing to perform or record.

(c) No change.

(2) Violations of the following statutory and rule provisions are considered to be Major Patient Care Violations:

(a) through (h) No change.

(i) Subsections (1) and (2) of Rule 64B13-3.007, F.A.C., entitled "Minimum Procedures for Comprehensive Eye Examination ~~Vision Analysis~~," if the violation is at least a second offense of failing to perform or record.

(j) through (o) No change.

(3) No change.

Specific Authority 456.079 FS. Law Implemented 456.079 FS. History--New 2-24-87, Formerly 21Q-15.006, 61F8-15.006, 59V-15.006, Amended 5-1-02,\_\_\_\_\_.

64B13-15.009 Citations.

(1) through (3) No change.

(4) Pursuant to Section 456.077, F.S., the Board sets forth below those violations for which there is no substantial threat to the public health, safety, and welfare.

(a) The Board hereby designates the following as citation violations which shall result in a penalty of two hundred and fifty dollars (\$250.00):

1. through 5. No change.

6. Failure to respond to a continuing education audit as required by Rule 64B13-5.001, F.A.C. The licensee shall come into compliance by paying the citation fine within thirty (30) fifteen (15) days after receipt of the citation.

(b) No change.

(5) No change.

(6) Tendering a check payable to the Board of Optometry or to the Department of Health that is dishonored by the institution upon which it is drawn shall result in a fine of \$100 and payment of the check within thirty (30) days.

Specific Authority 456.077, 463.005 FS. Law Implemented 456.077 FS. History--New 1-1-92, Formerly 21Q-15.009, 61F8-15.009, 59V-15.009, Amended 3-21-00, 4-17-01, 12-26-01, 5-1-02, 7-15-02, 6-13-04, 11-16-05, 11-5-07, 7-13-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Optometry  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Optometry  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 26, 2008  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: August 8, 2008

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-26.2031  
RULE TITLE: Licensure by Examination; Foreign  
Pharmacy Graduates

PURPOSE AND EFFECT: The Board proposes the rule amendment to amend the qualifications of a foreign pharmacy graduate to sit for the licensure examination.

SUMMARY: The qualifications for a foreign pharmacy graduate to sit for the licensure examination will be amended.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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

SPECIFIC AUTHORITY: 465.005, 465.007 FS.

LAW IMPLEMENTED: 465.007 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: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.2031 Licensure by Examination; Foreign Pharmacy Graduates.

In order for a foreign pharmacy graduate to be admitted to the professional licensure examination, the applicant must:

(1) Submit an application for licensure by examination on board approved form DOH/MQA/PH100 (Rev.07/08), Foreign Graduate Examination Application, which is hereby incorporated by reference, and which can be obtained from the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, and must be accompanied with a non-refundable examination fee and an initial license fee set forth in Rules 64B16-26.1001 and 64B16-26.1002, F.A.C.

~~(2)(4)~~ Be a graduate of a four year undergraduate pharmacy program at a school or college outside the United States and have completed an internship program approved by the board.

~~(2) Be certified by the Foreign Pharmacy Graduate Examination Commission to have passed the Foreign Pharmacy Graduate Equivalency Examination, the Test of English as a Foreign Language, and the Test of Spoken English.~~

(3) For applications received at the Board of Pharmacy on or before December 31, 2008, the applicant must:

(a) Successfully pass the foreign pharmacy graduate equivalency examination which is given by the Foreign Pharmacy Graduate Equivalency Commission.

(b) Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language (TOEFL), which is administered by the Educational Testing Service, Inc., with a score of at least 500 for the pencil and paper test or 173 for the computer version and by passing the Test of Spoken English (TSE) with a score of 45 on the recalibrated TSE; or

(c) Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language Internet-based test (TOEFL ibt) with a scores of: Listening – 18; Reading – 21; Speaking – 26; and Writing – 24.

(4) For applications received at the Board of Pharmacy on or after January 1, 2009; the applicant must:

(a) Successfully pass the foreign pharmacy graduate equivalency examination which is given by the Foreign Pharmacy Graduate Equivalency Commission;

(b) Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language (TOEFL), which is administered by the Educational Testing Service, Inc., with a score of at least 550 for the pencil and paper test or 213 for the computer version and by passing the Test of Spoken English (TSE) with a score of 50 on the recalibrated TSE; or

(c) Demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language Internet-based test (TOEFL ibt) with a scores of: Listening – 18; Reading – 21; Speaking – 26; and Writing – 24.

~~(5)(3)~~ Complete a minimum of 2080 hours of 500 hours of supervised work activity, of which a minimum of 500 hours must be completed within the State of Florida. Such experience must be equivalent to that required in the internship program as set forth in Rule 64B16-26.2032, F.A.C. The work experience program including both the preceptor and the permittee must be approved by the Board of Pharmacy. Further, no program of supervised work activity shall ~~will~~ be approved for any applicant until said applicant has obtained the specified passing scores on the TOEFL or the TOEFL ibt ~~been certified by FPGE~~ Foreign Pharmacy Graduate Examination Commission.

Specific Authority 465.005, 465.007 FS. Law Implemented 465.007 FS. History–New 1-11-05, Amended 8-8-07, \_\_\_\_\_.



NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Pharmacy  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 13, 2008  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: August 1, 2008

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-26.204  
RULE TITLE: Licensure by Endorsement  
PURPOSE AND EFFECT: The Board proposes the rule amendment to update information concerning incorporated forms and to update requirements for licensure by endorsement.

SUMMARY: Information concerning incorporated forms and requirements for licensure by endorsement will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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

SPECIFIC AUTHORITY: 456.033, 465.005 FS.  
LAW IMPLEMENTED: 456.013(1), (7), 456.033, 465.007, 465.0075, 465.022 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: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.204 Licensure by Endorsement.

An applicant for licensure by endorsement must be at least 18 years of age and a recipient of a degree from a school or college of pharmacy accredited by an accrediting agency recognized and approved by the United States Office of Education.

(1) All applications for licensure by endorsement shall be made on board approved form DOH/MQA/PH100 (06/08 ~~10-15-04~~). The instructions and application form, entitled Florida Pharmacist Endorsement Application, which is hereby incorporated by reference, effective 06/08 ~~11-8-04~~, shall be

accompanied with a non-refundable endorsement application fee and initial licensure fee as set forth in Rules 64B16-26.1001 and 64B16-26.1002, F.A.C.

(2) through (3) No change.

(4) Applicants qualifying under the education requirements of Section 465.007(1)(b)2., F.S., (foreign graduates), must complete the requirements of Rule ~~64B16-26.2031~~ ~~64B16-26.205~~, F.A.C., prior to certification for the examination required in subsection (6) of this rule.

(5) No change.

(6) Applicants applying under the provisions of Section 465.0075, F.S., must have obtained a passing score on the licensure examination as described in subsection 64B16-26.200(1), F.A.C., ~~not more than 12 years prior to application.~~

(7) through (8) No change.

Specific Authority 456.033, 465.005, 465.0075 FS. Law Implemented 456.013(1), 456.033, 465.007, 465.0075, 465.022 FS. History–New 11-8-01, Amended 1-11-05, 2-18-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 11, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.: 69A-3.012  
RULE TITLE: Standards of the National Fire Protection Association and Other Standards Adopted

PURPOSE AND EFFECT: The rule was amended effective May 18, 2008, to update the Florida Fire Prevention Code (“Code”) as required by Section 633.0215(1), Florida Statutes, by adopting current National Association of Fire Protection Standards. The Code is updated once every three years, together with the Florida Building Code. The Florida Building Commission recently voted to extend the effective date of the new Florida Building Code to December 31, 2008; therefore, the Department is extending the effective date of the updated Code to the same date for consistency.

SUMMARY: The effective date of the Florida Fire Prevention is changed to December 31, 2008.

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

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

SPECIFIC AUTHORITY: 633.01, 633.022, 633.0215 FS.

LAW IMPLEMENTED: 633.01, 633.022, 633.0215 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: Friday, September 26, 2008, 9:00 a.m.

PLACE: Third Floor Conference Room, the Atrium Building, 325 John Knox Road, Tallahassee, Florida 32303

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Belinda Chukes, (850)413-3619. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342. Phone: (850)413-3171; Fax: (850)414-6119

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-3.012 Standards of the National Fire Protection Association and Other Standards Adopted.

(1) through (5) No change.

(6) Proposed Effective Date is changed from May 18, 2008 to December 31, 2008.

Specific Authority 633.01(1), 633.022, 633.0215 FS. Law Implemented 633.01, 633.022, 633.0215 FS. History—New 5-14-86, Amended 2-12-87, 4-8-90, 10-30-91, 4-3-95, 11-27-01, Formerly 4A-3.012, Amended 8-7-05, 5-18-08, 12-31-08.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Les Hallman, Director, Division of State Fire Marshal, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 22, 2008

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NOS.:

69A-60.002

69A-60.003

69A-60.004

69A-60.005

RULE TITLES:

Scope; Description of Florida Fire Prevention Code

Standards of the National Fire Protection Association, NFPA 1, the Uniform Fire Code, Florida 2006 Edition, Adopted

Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2006 Edition, Adopted

Publications Referenced in NFPA 1, the Florida 2006 Edition, and NFPA 101, the Florida 2006 Edition, Added to the Florida Fire Prevention Code

PURPOSE AND EFFECT: The rule was amended effective May 18, 2008, to update the Florida Fire Prevention Code ("Code") as required by Section 633.0215(1), Florida Statutes, by adopting current National Association of Fire Protection Standards. The Code is updated once every three years, along with the Florida Building Code. The Florida Building Commission recently voted to extend the effective date of the new Florida Building Code to December 31, 2008; therefore, the Department is extending the effective date of the updated Code to the same date for consistency.

SUMMARY: The proposed amendment changes the effective date of the rule from May 18, 2008 to December 31, 2008 to conform to the new effective date of the updated Florida Building Code.

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

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

SPECIFIC AUTHORITY: 633.01, 633.0215, 633.025 FS.

LAW IMPLEMENTED: 633.01, 633.0215, 633.025 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: Friday, September 26, 2008, 10:00 a.m.

PLACE: Third Floor Conference Room, the Atrium Building, 325 John Knox Road, Tallahassee, Florida 32303

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Belinda Chukes, (850)413-3619. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342, phone: (850)413-3171; Fax: (850)414-6119

THE FULL TEXT OF THE PROPOSED RULES IS:

69A-60.002 Scope; Description of Florida Fire Prevention Code.

(1) through (3) No change.

(4) Proposed Effective Date is December 31, 2008.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.002, Amended 11-28-04, 5-18-08, 12-31-08.

69A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Uniform Fire Code, Florida 2006 Edition, Adopted.

(1) through (2) No change.

(3) Proposed Effective Date is December 31, 2008.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.003, Amended 11-28-04, 5-18-08, 12-31-08.

69A-60.004 Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2006 Edition, Adopted.

(1) through (2) No change.

(3) Proposed Effective Date is December 31, 2008.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.004, Amended 11-28-04, 7-12-06, 5-18-08, 12-31-08.

69A-60.005 Publications Referenced in NFPA 1, the Florida 2006 Edition, and NFPA 101, the Florida 2006 Edition, Added to the Florida Fire Prevention Code.

(1) through (5) No change.

(6) Proposed Effective Date is December 31, 2008.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01, 633.0215, 633.025 FS. History—New 11-15-01, Formerly 4A-60.005, Amended 11-28-04, 5-18-08, 12-31-08.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Les Hallman, Director, Division of State Fire Marshal, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 22, 2008

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

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.:	RULE TITLE:
6A-1.094221	Alternative Standardized Reading Assessment and Use of Student Portfolio for Good Cause Promotion

#### NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 34, August 22, 2008 Florida Administrative Weekly has been continued from August 19, 2008 to December 2, 2008.

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.:	RULE TITLE:
6A-1.09942	State Uniform Transfer of Students in the Middle Grades

#### 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. 34, No. 20, May 16, 2008 issue of the Florida Administrative Weekly.

As noticed in the June 27, 2008, edition of the Florida Administrative Weekly, Proposed Rule 6A-1.09942 was continued from June 17, 2008 to August 19, 2008. The State Board approved the proposed rule as rewritten to read:

6A-1.09942 State Uniform Transfer of Students in the Middle Grades.

The purpose of this rule is to establish uniform procedures relating to the acceptance of transfer work and courses for students entering Florida's public schools composed of middle grades 6, 7, and 8 from out of state or out of country. The procedures shall be as follows:

(1) Grades earned and offered for acceptance shall be based on official transcripts and shall be accepted at face value subject to validation if required by the receiving school's accreditation. If validation of the official transcript is deemed necessary, or if the student does not possess an official transcript or is a home education student, successful completion of courses shall be validated through performance during the first grading period as outlined in subsection (2) of this rule.

(2) Validation of courses shall be based on performance in classes at the receiving school. A student transferring into a school shall be placed at the appropriate sequential course level

and should be passing each required course at the end of the first grading period. Students who do not meet this requirement shall have courses validated using the Alternative Validation Procedure, as outlined in subsection (3) of this rule.

(3) Alternative Validation Procedure. If validation based on performance as described above is not satisfactory, then any one of the following alternatives identified in the district student progression plan shall be used for validation purposes as determined by the teacher, principal, and parent:

(a) Portfolio evaluation by the superintendent or designee;

(b) Demonstrated performance in courses taken at other public or private accredited schools;

(c) Demonstrated proficiencies on nationally-normed standardized subject area assessments;

(d) Demonstrated proficiencies on the FCAT; or

(e) Written review of the criteria utilized for a given subject provided by the former school.

Students must be provided at least ninety (90) days from date of transfer to prepare for assessments outlined in paragraphs (3)(c) and (d) of this rule if required.

Specific Authority 1003.4156(3), 1003.25(3) FS. Law Implemented 1003.25(3) FS. History–New \_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:	RULE TITLE:
6A-6.05271	Standards for the Use of Reasonable Force

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 29, July 18, 2008 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:	RULE TITLE:
6A-6.0573	Industry Certification Process

**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. 34, No. 29, July 18, 2008 issue of the Florida Administrative Weekly.

The Industry Certification Funding List as incorporated by reference in Rule 6A-6.0573 has been amended to remove NCCER Carpentry Level 5.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NOS.:	RULE TITLES:
6A-22.001	Definitions
6A-22.002	Rehabilitation Provider Qualifications
6A-22.003	Reemployment Status Review
6A-22.004	Notice Requirements
6A-22.006	Screening Process
6A-22.008	Reemployment Services and Programs
6A-22.009	Employee Responsibilities
6A-22.010	Reporting Services and Costs: Qualified Rehabilitation Provider and Employer or Carrier Responsibilities
6A-22.011	List of Forms
6A-22.012	Expenditures from the Workers' Compensation Administrative Trust Fund

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 20, May 16, 2008 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NO.:	RULE TITLE:
9B-13.0041	Thermal Efficiency Standards Adopted

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 34, No. 15, April 11, 2008 issue of the Florida Administrative Weekly. A Notice of Change was published in the August 1, 2008, edition of the Florida Administrative Weekly. There was an incorrect reference to Vol. 34, No. 23, June 6, 2008, for publication of the Notice of Proposed Rulemaking. The correct volume, number and date is set out above.

**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."

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-501.302  
 RULE TITLE: Copying Services for Inmates  
 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. 34, No. 13, March 28, 2008 issue of the Florida Administrative Weekly.

Institutional Programs Education

33-501.302 Copying Services for Inmates.

(1) All institutions and facilities shall provide photographic copying services to inmates submitting legal documents and accompanying evidentiary materials to judicial or administrative forums. ~~Copying services as described in this rule shall only be provided for documents already in the inmate's possession. An inmate wishing to obtain documents from the department shall utilize Rule 33-601.901, F.A.C., or the discovery process in active litigation.~~ No provision of this section shall be implemented in such a way as to conflict with any administrative order, administrative rule, judicial rule or judicial order.

(2) through (7) No change.

~~(8) Requests for records made during the course of discovery. Inmates shall produce an order from a judicial or administrative forum, or pleading from opposing litigants or opposing counsel, requiring the production of records before being allowed to examine the records. Copies will not be provided unless the inmate has a sufficient balance in his account, unencumbered by liens, to cover the cost of the copying.~~

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

Specific Authority 944.09, 945.6038 FS. Law Implemented 944.09, 945.6038 FS. History–New 10-6-83, Formerly 33-3.051, Amended 6-13-88, 8-20-89, 2-12-91, 4-10-94, 4-21-96, 6-29-98, Formerly 33-3.0051, 33-602.405, Amended 4-29-04, 8-5-07, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Alcoholic Beverages and Tobacco**

RULE NOS.: 61A-1.0105  
 RULE TITLES: Brand Images  
 61A-1.0108 Combination Packages  
 61A-1.0109 Point of Sale Coupons  
 61A-1.01010 Premium Offers  
 61A-1.01011 Sweepstakes, Drawings, or Contests  
 61A-1.01012 Vendor's Property Included in Contests or Sweepstakes  
 61A-1.01021 Returns of Damaged Products  
 61A-1.01022 Returns of Undamaged Products

**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. 34, No. 3, August 22, 2008 issue of the Florida Administrative Weekly.

61A-1.0105 Brand Images.

~~(1) A manufacturer or distributor may provide to any all vendors without conditions copy-ready images of alcoholic beverage brands, logos, or products in any format including newspaper cuts, mats, or engraved blocks, electronic or otherwise.~~

(2) "Copy-ready" images are those images ready to be reproduced for immediate use in advertising.

Specific Authority 561.11 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

61A-1.0108 Combination Packages.

Manufacturers and distributors may package and distributors may offer and sell to vendors, non-alcoholic beverages or products packaged with alcoholic beverages ~~at the non-combination package price or higher.~~

Specific Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

61A-1.0109 Point of Sale Coupons.

(1) Coupons include both paper and electronic forms of discounts and rebates. At a vendor's request, paper coupons must be made available in place of electronic coupons. A purchase is required in order for the consumer to receive the discount or rebate.

(2) Coupon promotions may be offered to on-premises or off-premises licensed vendors only, or to both, and must be offered to all vendors in a defined market area. A defined market area is an area no smaller than a 5-digit ZIP code.

(3) All coupons shall have a specific monetary value and shall be offered to vendors in similar quantities at the same time based on the vendor's inventory of the promotion products and the promotion products ordered.

~~(4) When an electronic form coupon is offered to a consumer, there must be a conspicuous sign or notice of the discount and its amount on the vendor's licensed premises for the duration of the coupon promotion.~~

~~(4)(5)~~ Vendors shall seek and accept reimbursement only from a manufacturer or distributor, or their designated agent, for a consumer purchase of the product.

~~(5)(6)~~ Reimbursement to vendors shall not exceed the face value of the coupon and the customary handling charge, which shall be the same charge for all vendors during the coupon period.

~~(6)(7)~~ Malt beverage distributors shall not provide malt beverage coupons to vendors; however, they may deliver manufacturer's coupons to vendors.

Specific Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

61A-1.01010 Premium Offers.

(1) “Premium Offer” means value-added merchandise, travel, or services held out to consumers in exchange for their purchase of an alcoholic beverage product, sometimes referred to as “product gift” or “gift with sales promotion.”

(2) Manufacturers and distributors may furnish premium offers on products to consumers with proof of purchase and may provide vendors with point-of-sale advertising and order forms.

~~(3) Premium offers shall be made available to all vendors who wish to participate. The premiums shall be offered in similar quantities at the same time; however, the P~~premiums shall not be given or loaned to the vendor for display.

Specific Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

61A-1.01011 Sweepstakes, Drawings, or Contests.

(1) Manufacturers and distributors may provide entry forms, rules, and point-of-sale advertising materials ~~pieces~~ to vendors. ~~These advertising materials must be offered to all vendors who wish to participate in similar quantities at the same time.~~

(2) Sweepstakes, drawings, and contests shall not require proof of purchase to enter and shall be open for the general public to participate; however, no vendor, ~~or~~ vendor’s employee, ~~or agent~~ shall be eligible to participate or win. A means of entry may be provided with a purchased alcoholic beverage, so long as an alternative means of entry not requiring a purchase is made available.

(3) Vendors shall not collect completed entry forms and the selection of winners shall not occur at a vendor’s place of business. Live or electronic contests sponsored by manufacturers or distributors shall not be held at a vendor’s place of business.

(4) Section 849.094, F.S. requires registration of consumer games where prizes are awarded in excess of \$5,000 with the Florida Department of Agriculture and Consumer Affairs.

Specific Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

61A-1.01012 Vendor’s Property Included in Contests or Sweepstakes.

(1) Manufacturers ~~or and~~ distributors may administer consumer contests and sweepstakes that include a vendor’s property as the prize. However, the contest or sweepstakes shall not be a joint venture with a vendor. Any contest or sweepstakes prizes purchased by the manufacturer or distributor shall be purchased at the same cost as charged to the general public. Any room rental fee paid by the manufacturer or distributor to the vendor shall be at the vendor’s normal rate.

(2) Manufacturers ~~or and~~ distributors may use the names and pictures of the vendor’s properties related to prizes awarded to consumers. Any reference to a vendor shall be relatively inconspicuous, which in no case may be more 20 percent of the total size of the advertisement or entry form ~~in relation to the total size of the advertisement or entry form.~~

Specific Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

61A-1.01021 Returns of Damaged Products.

(1) Vendors may return damaged products to distributors. Vendors shall notify distributors of damaged products received from the distributor within ten days after delivery in order to obtain a credit or exchange. Damaged products shall be verified by the distributor’s representative prior to issuing a credit or exchange. Damaged products shall be exchanged in exact quantities with products of near or equal value made by the same manufacturer and in the same size containers unless a credit or cash is issued at the time of the return with supporting documentation. Products damaged by vendors shall not be returned to the distributor for credit or exchange and will be the vendor’s liability.

(2) Distributors shall maintain records of vendor requests for return of damaged products with reference made to the original invoice showing the delivery date and any credit memo issued. Distributors shall make and keep a transaction record of all exchanges detailing the date, the licensed vendor, business name and address, the vendor’s license number, and the product exchanged for products, cash, or credit.

(3) No return of the product shall be permitted if the vendor’s request is made more than ten days after the delivery date, unless the division has granted permission on DBPR form 4000A-015, Application to Return Alcoholic Beverages, incorporated herein by reference and effective 6/5/97. This form may be obtained from the Department’s website at <http://www.myflorida.com/dbpr/abt/index.html>.

Specific Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

61A-1.01022 Returns of Undamaged Products.

(1) Distributors shall not make consignment sales to vendors. Vendors who make a request for return of undamaged products within five days after delivery shall be entitled to cash or a credit within ten days after the request and at the same time the distributor picks up the products. The distributor shall document the request on the credit or refund memo. The five-day requirement excludes days that either the vendor or the distributor are closed for business.

(2) No return of the product shall be permitted if the vendor’s request is made more than five days after the delivery date, unless the division has granted permission on DBPR form 4000A-015, Application to Return Alcoholic Beverages, incorporated herein by reference and effective

~~6-5-97~~. This form may be obtained from the Department's website at <http://www.myflorida.com/dbpr/abt/index.html>.

Specific Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History–New \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-12.011  
 RULE TITLE: Definitions

**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. 34, No. 27, July 3, 2008 issue of the Florida Administrative Weekly.

Notice is hereby given that the following correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 34, No. 27, of the July 3, 2008, issue of the Florida Administrative Weekly. The change is in response to concerns by the Joint Administrative Procedures Committee in a letter dated July 23, 2008 and modifications made by the Board at the hearing on August 14, 2008. No Statement of Costs was prepared. The Board determined the proposed rule will not have an impact on small businesses at their meeting on August 13, 2008. The change is as follows:

The Rule 61G4-12.011(15) and the History of the rule shall read as:

(15) "Services" for purposes of sanitary sewer collection systems, main water distribution systems, storm sewer collection systems and utility lines as defined in Section 489.105(3)(n), Florida Statutes, shall include, the construction, installation, and repair of vertical improvements above grade, such as headwalls, end-walls, and retaining walls. Vertical improvements shall not exceed twenty feet in elevation above grade and vertical improvements below grade shall not be restricted. In addition, vertical improvements above grade shall also include structures designed to house pumps, lift stations, or other related equipment. In no case should said structures exceed 500 square feet.

Specific Authority 489.103(5), ~~489.105(3)~~, 489.108, 489.113(3) FS. Law Implemented 489.103(5), 489.105(3), 489.113(3), 489.115(6), 489.119(5) FS. History–New 9-16-80, Formerly 21E-12.11, Amended 1-1-89, 4-18-89, 7-4-89, 4-22-90, 7-3-91, 12-21-92, Formerly 21E-12.011, Amended 11-4-93, 11-22-94, 10-10-95, 4-29-96, 9-18-96, 12-3-96, 11-25-97, 10-4-99, 2-12-08, \_\_\_\_\_.

**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."

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
62-160	Quality Assurance
RULE NOS.:	RULE TITLES:
62-160.110	Purpose, Scope and Applicability
62-160.120	Definitions and Standards
62-160.210	Approved Field Procedures
62-160.220	Approval of New and Alternative Field Procedures
62-160.240	Record Keeping and Reporting Requirements for Field Procedures
62-160.300	Laboratory Certification
62-160.320	Approved Laboratory Methods
62-160.330	Approval of New and Alternative Laboratory Methods
62-160.340	Record Keeping and Reporting Requirements for Laboratory Procedures
62-160.400	Sample Preservation and Holding Times
62-160.405	Electronic Signatures
62-160.650	Field and Laboratory Audits
62-160.670	Data Validation by the Department
62-160.700	Tables
62-160.800	Documents Incorporated by Reference

OGC NO.: 07-1024

**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. 34, No. 26, June 27, 2008 issue of the Florida Administrative Weekly.

62-160.110 Purpose, Scope and Applicability.

No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 1-1-91, Amended 2-4-93, 2-27-94, Formerly 17-160.110, Amended 3-24-96, 4-9-02, 6-8-04, \_\_\_\_\_.

62-160.120 Definitions and Standards.

For purposes of this chapter:

(1) through (33) No change.

(34) "Statewide method" is a field procedure or analytical laboratory method that is validated for the collection or testing of environmental samples from similar sites or waste streams within the state of Florida by multiple field sampling organizations or laboratories, as applicable. The process for the validation of a statewide method is outlined in Sections FA 2100 and FA 2200 of FA 1000 (Regulatory Scope and Administrative Procedures for Use of FDEP SOPs) in DEP-SOP-001/01 (March 31, 2008), and "New and

Alternative Analytical Laboratory Methods”, DEP-QA-001/01 (February 1, 2004)” which are incorporated by reference in Rule 62-160.800, F.A.C.

(35) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History—New 1-1-91, Amended 2-4-93, 2-27-94, Formerly 17-160.120, Amended 3-24-96, 4-9-02, 6-8-04, \_\_\_\_\_.

62-160.210 Approved Field Procedures.

(1) through (2) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History—New 1-1-91, Amended 2-4-93, 2-27-94, Formerly 17-160.210, Amended 3-24-96, 10-15-96, 4-9-02, 6-8-04, \_\_\_\_\_.

62-160.220 Approval of New and Alternative Field Procedures.

(1) through (6) No change.

(7) The approval or disapproval of any submitted new or alternative field procedure shall be noticed as follows:

(a) For procedures that are submitted for site-specific use, the Department shall issue an order of approval or disapproval of the new or alternative field procedure to the person who submitted the procedure (including the Department). Any additional administrative or scientific information pertinent to the approval or disapproval of the procedure shall be included or incorporated by reference in the order. On the date of its issuance, the order and the new or alternative field procedure shall be submitted for posting on the Department’s Internet site, and all persons enrolled to receive the Department’s Quality of Science eNewsletter shall be notified of the approval or disapproval of the submitted procedure via the designated listserve.

(b) For procedures that are submitted for statewide use, the Department shall issue an order to the person who submitted the procedure (including the Department). Any additional administrative or scientific information pertinent to the approval or disapproval of the procedure shall be included or incorporated by reference in the order. A notice of the order approving or disapproving the procedure shall be published in the Florida Administrative Weekly. On the date of its issuance, the order and the new or alternative field procedure shall be submitted for posting on the Department’s Internet site, and all persons enrolled to receive the Department’s Quality of Science eNewsletter shall be notified of the approval or disapproval of the submitted procedure via the designated listserve.

(c) Any person substantially affected by the approval or disapproval of the new or alternative field procedure may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of the date of the order for site-specific use and within 21 days of the date of publication of the order in the Florida Administrative Weekly for statewide use.

~~(8)(7)~~ Any new or alternative field procedure approved for statewide use shall be incorporated into updates of the Department’s field sampling procedures (DEP-SOP-001/01). New or alternative field procedures approved for limited use shall not be incorporated into DEP-SOP-001/01.

~~(9)(8)~~ A field procedure approved by the Department shall be removed from approval if new technical, scientific or regulatory information justifies its removal. The Department shall use the best scientific and technical information, methods and data in its possession in making the determination to remove a procedure from approval.

(a) For a new or alternative field procedure that was approved for site-specific use, the Department shall issue an order of rescission of approval of the new or alternative field procedure to the person who submitted the procedure (including the Department). Any additional administrative or scientific information pertinent to the rescission of approval of the procedure shall be included or incorporated by reference in the order. On the date of its issuance, the order shall be submitted for posting on the Department’s Internet site, and all persons enrolled to receive the Department’s Quality of Science eNewsletter shall be notified of the rescission of approval of the procedure via the designated listserve. Any person substantially affected by the rescission of approval of the new or alternative field procedure may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of the date of the order. If the affected procedure has been approved for statewide use and incorporated into the Department’s field sampling procedures (DEP-SOP-001/01), the Department shall issue a notice of intent to revise the SOPs to remove the affected procedure. This notice shall include the technical justification for the removal of the procedure and shall be published in the Florida Administrative Weekly and on the Department’s Internet site. Any substantially affected party may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of receipt of the notice.

(b) For a new or alternative field procedure that was approved for statewide use, the Department shall issue an order of rescission of approval of the new or alternative field procedure to the person who submitted the procedure (including the Department). Any additional administrative or scientific information pertinent to the rescission of approval of the procedure shall be included or incorporated by reference in the order. A notice of the order rescinding approval of the procedure shall be published in the Florida Administrative Weekly. On the date of its issuance, the order shall be submitted for posting on the Department’s Internet site, and all



persons enrolled to receive the Department's Quality of Science eNewsletter shall be notified of the rescission of approval of the procedure via the designated listserve. Any person substantially affected by the rescission of approval of the new or alternative field procedure may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of the date of publication of the order in the Florida Administrative Weekly. If the affected procedure has been approved for limited use, the Department shall issue a notice of intent to remove the procedure from approval. This notice shall include the technical justification for the removal of the procedure and shall be addressed to the party (e.g., permittee, consultant, company) initially requesting approval for the field procedure. Any substantially affected party may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of receipt of the notice.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History—New 1-1-91, Amended 2-4-93, Formerly 17-160.220, Amended 3-24-96, 10-15-96, 4-9-02, 6-8-04,\_\_\_\_\_.

62-160.240 Record Keeping and Reporting Requirements for Field Procedures.

(1) through (3) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History—New 4-9-02, Amended 6-8-04,\_\_\_\_\_.

62-160.300 Laboratory Certification.

(1) through (6) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853, ~~403.863~~ FS. History—New 1-1-91, Amended 2-4-93, 2-27-94, Formerly 17-160.300, Amended 3-24-96, 4-9-02, 6-8-04,\_\_\_\_\_.

62-160.320 Approved Laboratory Methods.

(1) through (3) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History—New 4-9-02, Amended \_\_\_\_\_.

62-160.330 Approval of New and Alternative Laboratory Methods.

(1) through (5) No change.

(6) The approval or disapproval of any submitted new or alternative method shall be noticed as follows:

(a) For methods that are submitted for limited use, the Department shall issue an order of approval or disapproval of the new or alternative method to the person who submitted the method (including the Department). Any additional administrative or scientific information pertinent to the approval or disapproval of the method shall be included or incorporated by reference in the order. On the date of its issuance, the order and the new or alternative method shall be submitted for posting on the Department's Internet site, and all persons enrolled to receive the Department's Quality of Science eNewsletter shall be notified of the approval or disapproval of the submitted method via the designated listserve.

(b) For methods that are submitted for statewide use, the Department shall issue an order to the person who submitted the method (including the Department). Any additional administrative or scientific information pertinent to the approval or disapproval of the method shall be included or incorporated by reference in the order. A notice of the order approving or disapproving the method shall be published in the Florida Administrative Weekly. On the date of its issuance, the order and the new or alternative method shall be submitted for posting on the Department's Internet site, and all persons enrolled to receive the Department's Quality of Science eNewsletter shall be notified of the approval or disapproval of the submitted method via the designated listserve.

(c) Any substantially affected party may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of the date of the order for limited use or within 21 days of the date publication of the order in the Florida Administrative Weekly for statewide use.

(7)(6) Applicants who are analyzing discharges regulated under the National Pollutant Discharge Elimination System (NPDES) permit system shall comply with applicable provisions of the United States Environmental Protection Agency regulations in 40 CFR Part 136 paragraphs 136.4 and 136.5 and 136.6 (2008). Applicants shall submit the application to the Department, which shall forward the application to the United States Environmental Protection Agency Administrator of Region 4 for review and approval. The determination for approval or rejection shall be made by the United States Environmental Protection Agency.

(8)(7) No change.

(9) Except for methods promulgated by the United States Environmental Protection Agency in the Federal Register, a new or alternative laboratory method approved by the Department shall be removed from approval if new technical, scientific or regulatory information justifies its removal. The Department shall use the best scientific and technical information, methods and data in its possession in making the determination to remove a laboratory method from approval.

(a) For a new or alternative laboratory method that was approved for limited use, the Department shall issue an order of rescission of approval of the new or alternative laboratory method to the person who submitted the method (including the Department). Any additional administrative or scientific information pertinent to the rescission of approval of the method shall be included or incorporated by reference in the order. On the date of its issuance, the order shall be submitted for posting on the Department's Internet site, and all persons enrolled to receive the Department's Quality of Science eNewsletter shall be notified of the rescission of approval of the method via the designated listserve. Any person substantially affected by the rescission of approval of the new or alternative laboratory method may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of the date of the order.

(b) For a new or alternative laboratory method that was approved for statewide use, the Department shall issue an order of rescission of approval of the new or alternative laboratory method to the person who submitted the method (including the Department). Any additional administrative or scientific information pertinent to the rescission of approval of the method shall be included or incorporated by reference in the order. A notice of the order rescinding approval of the method shall be published in the Florida Administrative Weekly. On the date of its issuance, the order shall be submitted for posting on the Department's Internet site, and all persons enrolled to receive the Department's Quality of Science eNewsletter shall be notified of the rescission of approval of the method via the designated listserve. Any person substantially affected by the rescission of approval of the new or alternative laboratory method may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of the date of publication of the order in the Florida Administrative Weekly.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 4-9-02, Amended 6-8-04,\_\_\_\_\_.

62-160.340 Record Keeping and Reporting Requirements for Laboratory Procedures.

(1) through (7) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 4-9-02, Amended 6-8-04,\_\_\_\_\_.

62-160.400 Sample Preservation and Holding Times.

(1) No change.

(2) Sample preservation procedures, container material and maximum allowable holding times for analytes not specified in DEP-SOP-001/01 (March 31, 2008) shall follow

the preservation, container and holding time requirements specified in the selected analytical method the method-specified requirements. If no method-specified requirements exist, the best available scientific knowledge shall be used as guidance for determining the appropriate procedures for use.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 1-1-91, Amended 2-4-93, Formerly 17-160.400, Amended 3-24-96, 10-15-96, 4-9-02, 6-8-04,\_\_\_\_\_.

62-160.405 Electronic Signatures.

(1) through (4) No change.

Specific Authority ~~403.0623~~, 668.006 FS. Law Implemented 668.006, 668.50 FS. History–New\_\_\_\_\_.

62-160.650 Field and Laboratory Audits.

(1) through (7) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 1-1-91, Formerly 17-160.650, Amended 3-24-96, 4-9-02,\_\_\_\_\_.

62-160.670 Data Validation by the Department.

(1) through (3) No change.

(4) If the audited data were originally generated for a specific purpose but are being considered for a secondary use for another purpose (secondary use) are secondary use data, and the Department determines from the evaluation process, as described in subsections 62-160.670(2) and 62-160.670(3), F.A.C., above, that the data do not meet the data quality objectives for the secondary use, the Department will recommend that the data not be used by the program that is considering the secondary use. The recommendation not to use secondary data does not impact the usability or validity of the data for the program for which the data were originally intended.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 1-1-91, Amended 2-4-93, 2-27-94, Formerly 17-160.670, Amended 3-24-96, 4-9-02,\_\_\_\_\_.

62-160.700 Tables.

No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 1-1-91, Amended 2-4-93, 2-27-94, Formerly 17-160.700, Amended 3-24-96, 4-9-02, 6-8-04,\_\_\_\_\_.

62-160.800 Documents Incorporated by Reference.

(1) Specific references to the documents listed below are made throughout this chapter and are incorporated by reference.

(a) Department of Environmental Protection Standard Operating Procedures for Field Activities, DEP-SOP-001/01 (March 31, 2008), Florida Department of Environmental Protection, Standards and Environmental Assessment Section.

(b) Department of Environmental Protection Standard Operating Procedures for Laboratory Activities, DEP-SOP-002/01 (March 31, 2008), Florida Department of Environmental Protection, Standards and Environmental Assessment Section.

(c) New and Alternative Analytical Laboratory Methods, DEP-QA-001/01 (February 1, 2004), Florida Department of Environmental Protection, Standards and Environmental Assessment Section.

(d) Department of Environmental Protection Process for Assessing Data Usability, DEP-EA-001/07, Florida Department of Environmental Protection, (March 31, 2008), Standards and Environmental Assessment Section.

(e) through (h) No change.

(i) Policy and Program Requirements for the Mandatory Agency-Wide Quality System, EPA Order 5360.1 A2, May 5, 2000, United States Environmental Protection Agency.

~~(i) U.S. Environmental Protection Agency Office of Water, Method 1623: Cryptosporidium and Giardia in Water by Filtration/TMS/FA, EPA 821-R-99-006, April 1999.~~

(j) through (k) No change.

(2) No change.

Specific Authority 403.061, 403.0623 FS. Law Implemented 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, ~~403.783~~, 403.853 FS. History–New 4-9-02, Amended 6-8-04,\_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
62-305.100	Scope of the Rule
62-305.300	General Program Information
62-305.400	Project Selection Criteria
62-305.900	Forms

**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. 34, No. 32, August 8, 2008 issue of the Florida Administrative Weekly.

62-305.100 Scope of the Rule.

(1) No change.

(2) This ~~chapter rule~~ sets forth the procedures governing the distribution of funding from this program.

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History–New\_\_\_\_\_.

62-305.300 General Program Information.

(1) An applicant may apply for a TMDL Water Quality Restoration Grant by completing a TMDL Water Quality Restoration Grant Proposal Application, Form 62-305.900, [EFFECTIVE DATE], which is incorporated herein by reference. Copies of the form may be obtained from the TMDL Water Quality Grant Restoration internet site at: [http://www.dep.state.fl.us/water/watersheds/tmdl\\_grant.htm](http://www.dep.state.fl.us/water/watersheds/tmdl_grant.htm), from any local district or branch office of the Department, or by writing to the Florida Department of Environmental Protection, Bureau of Watershed Management, 2600 Blair Stone Road (MS3510), Tallahassee, FL 32399.

(2) Grant applications may be submitted at any time throughout the year. The Department will review and rank projects using the criteria in Rule 62-305.400, F.A.C., three times a year, in March, July, and November. Projects will be selected for grant funding based on these rankings and the availability of funding. Projects not selected for funding will remain in the pool of projects that will be ranked for one year from the date of submittal. Applicants will be notified within 30 days after the review and ranking process whether their project has been selected for grant funding. Once notified of selection, the applicant must provide the Department with a final scope of work and budget so that the Department may develop and execute a grant agreement with the applicant. The number of projects selected for funding during any review and ranking cycle will depend on the availability of funding from the Legislature.

(3) through (7) No change.

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History–New\_\_\_\_\_.

62-305.400 Project Selection Criteria.

(1) through (2) No change.

(a) through (b) No change.

(c) Percentage of local matching funds.

All projects must provide at least 50% matching funds. Points for local matching funds constitute the following percentage of total project costs:

1. Matching funds are greater than 50% (80 points)
2. Matching funds between 41% to 50% (60 points)
3. Matching funds between 31% to 40% (40 points)
4. Matching funds between 26% to 30% (20 points)
- ~~5. Matching funds are less than 25% (0 points)~~

(d) through (f) No change.

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History–New\_\_\_\_\_.

62-305.900 Forms.

The application used by the Department for TMDL Water Quality Restoration Grants is the "TMDL Water Quality Restoration Grant Proposal Application," Form 62-305.900, is adopted and incorporated by reference in subsection 62-305.300(1), F.A.C., ~~this section~~. Copies of the form may be obtained from the TMDL Water Quality Grant Restoration internet site at [http://www.dep.state.fl.us/water/watersheds/tmdl\\_grant.htm](http://www.dep.state.fl.us/water/watersheds/tmdl_grant.htm), from any local district or branch office of the Department, or by writing to the Florida Department of Environmental Protection, Bureau of Watershed Management, 2600 Blair Stone Road (MS3510), Tallahassee, FL 32399.

~~TMDL Water Quality Restoration Grant Proposal Application, [Effective Date].~~

Specific Authority 201.15(8), 403.890(1)(b) FS. Law Implemented 201.15(8), 403.890(1)(b) FS. History--New \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.:                   RULE TITLE:  
64B10-11.001               Application for Examination  
                                  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. 34, No. 12, March 21, 2008 issue of the Florida Administrative Weekly.

Notice is hereby given that the following change has been made to the proposed rule specific authority, law implemented and application form number DH-MQA-NHA002 in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 34, No. 12, of the March 21, 2008, issue of the Florida Administrative Weekly. The change is in response to concerns by the Joint Administrative Procedures Committee in a letter dated May 2, 2008, and modifications made on June 27, 2008 by the Board of Nursing Home Administrators

The changes are as follows:

Specific Authority shall read as: 456.033(~~7~~), 468.1685(1), (2), 468.1695(1) FS.

Law Implemented shall read as: 456.003(~~6~~), 468.1685(2), 468.1695(1), 468.1705 FS.

Form DH-MQA-NHA002, Application Instructions for Original Examination & Endorsement/Temporary Forms, (revised 10/2007), will reflect those modifications.

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

**DEPARTMENT OF HEALTH**

**Board of Nursing Home Administrators**

RULE NO.:                   RULE TITLE:  
64B10-16.001               General Information

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. 33, No. 34, August 24, 2007 issue of the Florida Administrative Weekly.

Notice is hereby given that the following change has been made to the proposed rule application form number DH-MQA-NHA003 in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 34, of the August 24, 2007, issue of the Florida Administrative Weekly. The change is in response to concerns by the Joint Administrative Procedures Committee in letters dated December 12, 2007 and April 16, 2008, regarding the proposed revision to form DH-MQA-NHA-003 and modifications made by the Board of Nursing Home Administrators on June 27, 2008.

Form DH-MQA-NHA003, Application Instructions for Administrator-In-Training Forms, (revised 10/2007), shall be modified to reflect those modifications.

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

**DEPARTMENT OF HEALTH**

**Board of Psychology**

RULE NO.:                   RULE TITLE:  
64B19-12.0075               Biennial Limited License Renewal  
                                  Fee

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. 34, No. 16, April 18, 2008 issue of the Florida Administrative Weekly.

The change is in response to a scrivener's error discovered after the Notice of Proposed Rulemaking published. The rule shall now read as follows:

The fee for renewal of an inactive limited license is \$25.00.

Specific Authority 456.036(3) FS. Law Implemented 456.036(3) FS. History--New \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255



(f) Any practice that results in the declination of an application from an eligible small employer, other than for statutorily permitted reasons, constitutes a failure to comply with the guaranteed-issue requirements of Section 627.6699(5), F.S.; for example, imposing standards for eligibility that are not required by law, such as:

1. Requiring the small employer to be a domestic entity; or
2. Requiring the group to have prior group coverage; or
3. Requiring payment of premiums with business checks instead of personal checks.

(g) All applications used by carriers to obtain information to offer and issue a small employer health benefit plan to an eligible small employer shall be on a form which the eligible small employer shall complete. Forms that require employees to complete application information or provide additional health details to the eligible small employer as a condition for the eligible small employer to obtain coverage are prohibited.

Specific Authority 626.9611, 627.6699(13)(i), (17) FS. Law Implemented 626.9541(1)(b), (g)2., (x)3., 627.6699(3)(g), (v), (5)(a), (5)(c), (7), (12), (12)(c), (13), (13)(b) FS. History—New 3-1-93, Amended 11-7-93, 4-23-95, 8-4-02, 6-19-03, Formerly 4-149.041.

## Section IV Emergency Rules

### 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."

### 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."

### FISH AND WILDLIFE CONSERVATION COMMISSION

#### Vessel Registration and Boating Safety

RULE NO.:	RULE TITLE:
68DER08-1	Emergency Closure to Vessels – St. Johns River and Tributaries

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC, HEALTH, SAFETY OR WELFARE:** Recent rains from Tropical Storm Fay have caused severe flooding along various portions of the St. Johns River. The river has overflowed its banks in many places and expanded into the flood plain. This flooded condition has created an immediate danger to vessels transiting the area.

Objects previously well above the water and objects previously on dry land have become wholly or partially submerged, creating hazards to navigation. These objects include without limitation, dwellings, electrical and telephone wires, utility poles, trees and stumps, docks and wharfs, boat houses, and sheds. The turbulent and muddy water has caused boats to allide dangerously upon submerged objects without warning. The flood now submerges the accustomed footpaths and handholds. Within these submerged areas, vessel wakes could cause persons to slip and fall, perhaps into the river. Under these circumstances, there is a substantial likelihood of injury or death. Vessel operation at speeds greater than Idle Speed No Wake in the vicinity of Lake Monroe and the St. Johns River north and west of Lake Monroe presents an immediate danger to vessels and their occupants and to persons in or near the river. Operation of vessels at any speed on the waters of the St. Johns River, its associated lakes, and its tributaries south and east of Lake Monroe presents an immediate danger to vessels and their occupants and to persons in or near the river.

**REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES:** There is general concurrence from Volusia, Seminole, Brevard, and Orange Counties, the Florida Inland Navigation District, the Florida Fish & Wildlife Conservation Commission's field office in Ocala, and the FWC Boating and Waterways Section, that enactment of an Idle Speed No Wake boating restricted area in Lake Monroe and the waters north and west of the lake, and the enactment of a vessel exclusion boating restricted area closing the river and its tributaries to all vessel traffic within the St. Johns River, its associated lakes, and its tributaries south and east of Lake Monroe is essential for the protection of public safety.

This emergency rulemaking is being coordinated with the United States Coast Guard, the United States Army Corps of Engineers, and the sheriffs of the affected counties. Each sheriff has consulted and coordinated this action with the Board of County Commissioners of their respective counties. The emergency rule will be forwarded to the United States Coast Guard Seventh District for publication in their weekly Local Notice to Mariners. The boating public will be notified by publication in the local notice, by marine VHF radio broadcast of the Coast Guard's local notice, by personal contact from law enforcement officers, and by regulatory markers posted at boat ramps and other access points to the boating restricted areas.

Because the water levels on the St. Johns River are in constant flux, varying in response to wind directions, wind speed, and accumulated rainfall, the danger to life and property is such that normal rulemaking procedures would not adequately protect the public from the anticipated harm. The procedures used in this emergency rulemaking action are therefore fair under the circumstances.

SUMMARY OF THE RULE: This action establishes: 1) An Idle Speed No Wake boating restricted area on the waters of Lake Monroe and on the St. Johns River from Lake Monroe to a line 6,000 feet north and west of the Interstate 4 bridge over the St. Johns River; a Vessel Exclusion area within which the operation of all vessels is prohibited on all waters within the St. Johns River, its associated lakes, and its tributaries south and east of Lake Monroe. Persons resident at riparian property within the Vessel Exclusion boating restricted area will be allowed access to their properties at Idle Speed No Wake, but will be required to carry proof of residency.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Major Paul Ouellette, Boating and Waterways Section, Division of Law Enforcement, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE EMERGENCY RULE IS:

68DER08-1 Emergency Regulation of Vessel Traffic – St. Johns River and Tributaries.

(1) For the purpose of protecting public safety during flood conditions, the following boating restricted areas are established on the St. Johns River, its associated lakes, and its tributaries:

(a) An Idle Speed No Wake boating restricted area on Lake Monroe and the waters of the St. Johns River, shoreline to shoreline, including all of Lake Monroe and all of the St. Johns River and its tributaries south and east of a line drawn perpendicular to the centerline of the St. Johns River 6,000 feet north and west of the centerline of the Interstate 4 bridge over the St. Johns River.

(b) A No Vessels boating restricted area, from shoreline to shoreline, on all waters within the St. Johns River, its associated lakes, and its tributaries south and east of Lake Monroe. Individuals may be authorized by law enforcement to enter the area for the purpose of hazardous debris removal. Persons resident at riparian property within the Vessel Exclusion boating restricted area may traverse these waters by vessel but must:

1. Proceed directly to and from their properties without delays or diversions;

2. Proceed only at Idle Speed No Wake; and

3. Carry proof of residency and have it available for inspection in the vessel.

(2) As provided in Section 327.70, F.S., this emergency rule shall be enforced by the Division of Law Enforcement of the Fish and Wildlife Conservation Commission and its officers, the sheriffs of the various counties through which these waters flow and their respective deputies, and any other duly constituted law enforcement officers.

(3) Any person failing to comply with the provision of this emergency rule shall be guilty of a noncriminal infraction, punishable as provided in Section 327.73, F.S.

(4) This emergency rule takes effect immediately upon being filed with the Department of State and will continue in effect for 90 days or until the Executive Director of the Agency finds that the flooding conditions have sufficiently abated so that the restrictions are no longer justified.

Specific Authority 327.04, 327.46 FS. Law Implemented 327.46 FS. History–New \_\_\_\_\_.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: August 25, 2008

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

### 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."

### WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on December 10, 2007, the Suwannee River Water Management District, received a petition for variance from Wendell M. Winstead, 2719 N. W. 70th Way, Bell, FL 32619, pursuant to Section 120.542, F.S. Petitioner is seeking a variance from paragraph 40B-4.3030(12)(b), F.A.C., as to the width of boardwalk requirement. The permit applicant has an existing unpermitted 6-foot wide boardwalk in Gilchrist County, Township 8 South, Range 14 East, Section 20, within the 75-foot setback of the Suwannee River. These rules are intended to set forth criteria for development activities within a Work of the District. Comments on this petition should be filed with: Jon Dinges, District Clerk, SRWMD, 9225 CR 49, Live Oak, FL 32060, within 14 days of publication of this notice. This petition has been assigned ERP Number 07-0445.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Lamm, Administrative Assistant, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

NOTICE IS HEREBY GIVEN THAT on August 14, 2008, the South Florida Water Management District (SFWMD) Governing Board has issued an order.

Order No. 2008-358-DAO-ROW grants a waiver under Section 120.542, F.S., to the Collier County Board of County Commissioners. The petition for waiver was received by the SFWMD on June 4, 2008. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 34, No. 25, on June 20, 2008. No public comment was received. This Order provides a waiver of the District's criteria for the proposed installation of a multi-use path, pedestrian bridge, bicycle picket railings, bollards and vertical signage (Regulatory signs) within the north right of way of the Cocohatchee Canal beginning just easterly of Northbrooke Drive east to Rose Boulevard; Sections 20-22, Township 48 South, Range 26 East, Collier County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above ground encroachments within 40 feet of the top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent the Collier County Board of County Commissioners from suffering a substantial hardship.

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

NOTICE IS HEREBY GIVEN THAT on August 14, 2008, the South Florida Water Management District (SFWMD) Governing Board has issued an order.

Order No. 2008-359-DAO-ROW grants a waiver under Section 120.542, F.S., to Florida's Turnpike Enterprise. The petition for waiver was received by the SFWMD on June 6, 2008. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 34, No. 25, on June 20, 2008. No public comment was received. This Order provides a waiver of the District's criteria for the proposed installation of guardrail associated with the Florida Turnpike Bridge within the C-18 right of way; Section 4, Township 41 South, Range 42 East, Palm Beach County. Specifically, the Order grants a waiver from paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of

Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above ground facilities within the District's 100 foot long designated equipment staging areas located at all bridges and pile-supported utility crossings within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Florida's Turnpike Enterprise from suffering a substantial hardship.

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

NOTICE IS HEREBY GIVEN THAT on August 14, 2008, the South Florida Water Management District (SFWMD) Governing Board has issued an order.

Order No. 2008-360-DAO-ROW grants a waiver under Section 120.542, F.S., to Miami-Dade County Public Works Department. The petition for waiver was received by the SFWMD on June 6, 2008. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 34, No. 25, on June 20, 2008. No public comment was received. This Order provides a waiver of the District's criteria to allow at-grade pull boxes, buried conduit, and street lighting poles, along S. W. 117th Avenue, located approximately three feet to ten feet from the top of the canal bank to remain within the easterly right of way of C-2 between S. W. 24th Street (Coral Way) and S. W. 40th Street (Bird Road); Section 7, Township 54 South, Range 40 East, Miami-Dade County. Specifically, the Order grants a waiver from Rule 40E-6.011 and subsections 40E-6.011(4) and (6), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground facilities within 40 feet of the top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Miami-Dade County Public Works Department from suffering a substantial hardship.



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

NOTICE IS HEREBY GIVEN that on August 14, 2008, the South Florida Water Management District (SFWMD) Governing Board has issued an order.

Order No. 2008-361-DAO-ROW grants a waiver under Section 120.542, F.S., to Keith A. Reed. The petition for waiver was received by the SFWMD on May 5, 2008. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 34, No. 20, on May 16, 2008. No public comment was received. This Order provides a waiver of the District's criteria to allow an existing concrete deck, two existing palm trees, miscellaneous items, and plantings to remain within the north right of way of the Golden Gate Main Canal at the rear of 4784 32nd Avenue, S. W.; Section 27, Township 49 South, Range 26 East, Collier County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (5), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground encroachments within 40 feet of the top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Keith A. Reed from suffering a substantial hardship and a violation of the principles of fairness.

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

#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Department of Business and Professional Regulation, Board of Professional Engineers, received a petition for Variance or Waiver filed on August 25, 2008 on behalf of the Florida Masonry Apprentice and Educational Foundation, Inc. (FMAEF). Pursuant to Chapter 28-104, F.A.C., and Section 120.542, F.S., Petitioner seeks a waiver of the provisions of Rule 61G15-22.011, Florida Administrative Code, which is entitled "Board Approval of Continuing Education Providers." FMAEF received Board approval for three classes that

FMAEF held between October 11, 2007 and February 13, 2008. But the Board's approval was not received until after the classes had already been held. The petitioner is requesting a waiver to the effect that the approval received from the Board after the fact be made retroactive for the classes at issue only.

NOTICE IS HEREBY GIVEN THAT on August 19, 2008, the Board of Accountancy, received a petition for Andrea R. Samuels, seeking a variance from subsection 61H1-33.006(2), Florida Administrative Code, which requires that an applicant for reactivation demonstrate successful completion of the required number of continuing professional education hours.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

#### **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 IS HEREBY GIVEN THAT on June 11, 2008, the Department of Environmental Protection, received a petition for variance pursuant to Section 120.542, Florida Statutes, and Rule Chapter 28-104, F.A.C., from Lewis Barton. The petition requests a variance of subsection 62B-33.013(3), F.A.C., which provides for one three-year time extension to complete activities permitted by the Department. The petitioner is seeking a permanent variance from the above cited Rule. The property is located at 2025 Surfside Terrace, Vero Beach, Indian River County.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rosaline Beckham at (850)488-7815, or by e-mail: [rosaline.beckham@dep.state.fl.us](mailto:rosaline.beckham@dep.state.fl.us). The petition is being processed and is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at 5050 West Tennessee Street, Bldg. B, Suite 160, Tallahassee, Florida 32304. Any comments should be filed in writing with the Department at 3900 Commonwealth Blvd., M.S. 300, Tallahassee, Florida 32399-3000, and should be submitted within 30 days of the date of this publication.

#### **DEPARTMENT OF JUVENILE JUSTICE**

NOTICE IS HEREBY GIVEN THAT on August 26, 2008, the Florida Department of Juvenile Justice, received a petition for variance filed by Eckerd Youth Alternatives, Inc., the operator of three outdoor residential commitment programs for

delinquent youths. The requested variance pertains to that portion of paragraph 63E-7.013(3)(b), F.A.C., requiring staff to observe youths in their sleeping quarters at least every ten minutes. Comments on this petition (DJJ08-001WV) should be filed with the: Agency Clerk, Karen Blackburn, 2737 Centerview Drive, Ste. 3200, Tallahassee, Florida 32399-3100, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: John Milla, 2737 Centerview Drive, Ste. 3200, Tallahassee, Florida 32399-3100, (850-921-4129), or e-mail john.milla@djj.state.fl.us.

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#### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on August 20, 2008, the Board of Medicine, received a petition for waiver or variance filed by Marjorie Ramos, M.D., from subsection 64B8-5.001(4), F.A.C., with regard to the requirement for successful completion of the SPEX examination. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

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NOTICE IS HEREBY GIVEN THAT on August 22, 2008, the Board of Pharmacy, received a petition for Uchenna Obidike, seeking a variance or waiver of Rule 64B16-26.2031, Florida Administrative Code, which requires that no program of work activity will be approved for any applicant until said applicant has been certified by FPGEE Foreign Pharmacy Graduate Examination Commission.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, (850)245-4292. Comments on the petition should be filed with the Board of Pharmacy within 14 days of publication of this notice.

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#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on August 15, 2008, the Department of Children and Family Services, received a petition for Waiver of subsection 65C-15.017(3), F.A.C., from Hannah Roberts, assigned Case No. 08-020W. Subsection 65C-15.017(3), F.A.C., states agency staff responsible for performing casework services shall have a bachelor's degree in social work or related area of study or a master's degree in social work or a related area of study from an accredited college or university.

A copy of the petition for variance or waiver may be obtained by contacting: Agency Clerk, Department of Children and Family Services, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

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#### FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Banyan Senior Limited Partnership, ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 26, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Carlisle Group IV, Ltd., ("Petition"). The Petition is seeking a waiver of the rule in order to modify and delete the automatic forgiveness term for supplemental loans awarded during the 2007 Universal Application Cycle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 27, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subsection 67-48.004(14), Florida Administrative Code, from Carlisle Group VI, Ltd., ("Petition"). The Petition is seeking a waiver of the prohibition on changing the number of units in a development.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 26, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Dixie Court III, Ltd., ("Petition"). The Petition is seeking a waiver of the rule in order to modify and delete the automatic forgiveness term for supplemental loans awarded during the 2007 Universal Application Cycle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver of Rule paragraph 67-48.004(14)(g), Florida Administrative Code, from Eden Gardens Apartments Limited Partnership, ("Petition"). The Petition is seeking a waiver of the prohibition on changes in the Development Type of a development.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Elmwood Terrace Limited Partnership, ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Fairview Cove, L.L.L.P., ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Fountains at Millenia III, L.L.L.P., ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver of subsections 67-48.004(14) and 67-58.002(88), F.A.C. and Section 11 of the 2007 Qualified Allocation Plan, from Liberty Gateway, Ltd., ("Petition"). The Petition is seeking a waiver of the prohibition on changes in the number of units in a development and the requirement of the regarding the placed in service date and return of a housing credit allocation.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green at (850)488-4197. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 26, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subsection 67-48.004(14), Florida Administrative Code, from Oaks at Stone Fountain Limited Partnership, ("Petition"). The Petition is seeking a waiver of the rule regarding a change in the development site.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Oviedo Town Centre II, L.L.L.P., ("Petition").

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Oviedo Town Centre III, L.L.L.P., ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 26, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Sea Grape II, Ltd., ("Petition"). The Petition is seeking a waiver of the rule in order to modify and delete the automatic forgiveness term for supplemental loans awarded during the 2007 Universal Application Cycle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Valencia Pointe Associates, Ltd., ("Petition"). The Petition is seeking a waiver of the rule which requires the principal of a supplemental loan awarded be forgivable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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NOTICE IS HEREBY GIVEN THAT on August 26, 2008, the Florida Housing Finance Corporation, received a petition for Waiver subparagraph 67-48.0075(7)(a), (1), Florida Administrative Code, from Village Carver Phase II, LLC, ("Petition"). The Petition is seeking a waiver of the rule in order to modify and delete the automatic forgiveness term for supplemental loans awarded during the 2007 Universal Application Cycle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org). 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.

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## Section VI Notices of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

The **Department of State, Division of Cultural Affairs** announces a telephone conference call to which all persons are invited.

**DATES AND TIME:** October 7, 2008, Folk Arts; October 8, 2008, Music; October 9, 2008, Interdisciplinary; October 13, 2008, Dance; October 14, 2008, Theatre; October 22, 2008, Literature; October 29, 2008, Quarterly Assistance; October 31, 2008, Challenge, 9:00 a.m. – 5:00 p.m. or until conclusion of business (Please note: These meetings are subject to cancellation or change; please call to confirm the meeting date and time)

**PLACE:** These meetings will be held via conference call. Please visit <http://www.florida-arts.org/grants/panels/teleconference.instructions.html>, for more instructions.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review grant applications for the 2008-2009 Individual Artist Fellowship, Quarterly Assistance 3rd Quarter, and the 2009-2010 Challenge Grant Programs.

A copy of the agenda may be obtained by contacting: Division at (850)245-6470 or by visiting our website [www.florida-arts.org](http://www.florida-arts.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Morgan Lewis with the division at (850)245-6470. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399 or (850)245-6470.

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### DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a public meeting to which all persons are invited.

**DATE AND TIME:** September 12, 2008, 8:30 a.m. – 4:30 p.m.

**PLACE:** Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 3rd Quarterly Meeting of 2008 of the Florida Commission on the Status of Women.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

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The **Florida Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 24, 2008, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Task Force.

DATE AND TIME: September 25, 2008, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Commission on the Status of Women Foundation, Inc.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The **Florida Alligator Marketing and Education Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 2, 2008, 10:00 a.m.

PLACE: Bob Crawford Agricultural Center Auditorium, 605 East Main Street, Bartow, FL 33830, (863)519-8468

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct general business of the Florida Alligator Marketing and Education Committee, and to discuss marketing and education initiatives for the current and next fiscal year.

A copy of the agenda may be obtained by contacting: John Easley or Martin May at (850)488-0163.

For more information, you may contact: John Easley or Martin May at (850)488-0163.

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The **Clam Industry Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 24, 2008, 10:30 a.m. – 1:00 p.m.

PLACE: Cedar Key Community Center, 809 6th Street, Cedar Key, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the Florida Clam Industry.

A copy of the agenda may be obtained by contacting: Rachelle Coleman at (850)488-4033.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rachelle Coleman at (850)488-4033. If you are

hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Berrigan at (850)488-4033.

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## DEPARTMENT OF EDUCATION

The **Department of Education** announces a workshop to which all persons are invited.

IF REQUESTED IN WRITING WORKSHOPS WILL BE HELD:

DATES AND TIME: September 23, 2008; September 24, 2008; October 1, 2008, 3:00 p.m. – 5:00 p.m.

PLACE: September 23, 2008: Florida Department of Education, 325 West Gaines Street, Turlington Building, Room 1721/25, Tallahassee, Florida 32399; September 24, 2008: University of Central Florida, 4000 Central Florida Boulevard, Teaching Academy, Room 117, Orlando, FL 32816; October 1, 2008: North Regional Broward Community College Library, North Campus, 1100 Coconut Creek Boulevard, Coconut Creek, FL 33066

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshops is to provide additional opportunities for public input on the amendment to proposed Rule 6A-1.094221, F.A.C., as noticed in the July 18, 2008, edition of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400, lynn.abbott@fldoe.org.

For more information, you may contact: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400, lynn.abbott@fldoe.org.

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The **Education Practices Commission** announces a workshop to which all persons are invited.

Training for new Commission Members

DATE AND TIME: September 17, 2008, 3:00 p.m. or as soon thereafter

PLACE: Senate Office Building (S-37), 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The new Commissioners will learn the procedures, processes, and administrative law necessary to consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janice Harris or Kathleen M. Richards.

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The **Education Practices Commission** announces a hearing to which all persons are invited.

An Administrator Hearing Panel

DATE AND TIME: September 18, 2008, 9:00 a.m. or as soon thereafter as can be heard

A Business Meeting

DATE AND TIME: September 18, 2008, 9:30 a.m. or as soon thereafter

PLACE: Senate Office Building (S-37), 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Janice Harris or Kathleen M. Richards at (850)245-0455.

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The **Education Practices Commission** announces a hearing to which all persons are invited.

A Teacher Hearing Panel

DATE AND TIME: September 19, 2008, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Senate Office Building (S-37), 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Janice Harris or Kathleen M. Richards.

The **Florida Conflict Resolution Consortium**/FSU announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 17, 2008, 12:00 Noon – 1:00 p.m.

PLACE: 5th Floor, University Center Club, Florida State University, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A presentation will be given by Charles Bronson, Commissioner, Florida Department of Agriculture and Consumer Services on Leadership Perspectives on Consensus Building.

A copy of the agenda may be obtained by contacting: Lisa Fowler at (850)644-7063 or email request to lfowler@fsu.edu.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Lisa Fowler at (850)644-7063. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **University of North Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 8, 2008, 2:00 p.m.

PLACE: University of North Florida, Frederick Schultz Hall, Room 2543, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: There will be an initial “Art in State Buildings” orientation meeting for the University of North Florida’s new College of Education and Human Services Building. The purpose of the meeting is to determine potential sites, discuss the medium of artwork for the College of Education and Human Services and establish a project schedule.

A copy of the agenda may be obtained by contacting: Linda Sciaratta at (904)620-1786.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: UNF Disability Resource Center at (904)620-2769 or (904)620-2969. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Board of Trustees of the **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday September 20, 2008, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind, including Private Meeting of the Board of Trustees of the Florida School for the Deaf and the Blind 9:15 a.m. in the President’s Office, Moore Hall, FSDB campus, St. Augustine, Florida. With L. Daniel Hutto, Interim President, Sidney F. Ansbacher, Esquire, General Counsel, Charles Weatherly, special counsel to the school. The following members of the Board of Trustees are expected to attend the meeting. Mary Jane Dillon, Herschel H. Parrish, Jr. Edgar M. Turner, Maria T. Rojas, Christopher Wagner and Gerald W. Weeden. A court reporter and three sign language/oral interpreters will also be in attendance at the meeting. This meeting will constitute a private attorney-client session, as authorized by Section 286.011(8), Florida Statutes. The meeting will be confined to settlement negotiations and litigation expense strategy pertaining to the lawsuit(s) between W.A. vs the Florida School for the Deaf and the Blind, Case No. 07-0060E, and HP vs the Florida School for the Deaf and the Blind, Case No. 07-5617E. The regular meeting shall re-convene in the CLD Room, in the Moore Hall, at the conclusion of the private meeting.

A copy of the agenda may be obtained by contacting: L. Daniel Hutto, Interim President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.



For more information, you may contact: L. Daniel Hutto, Interim President at the above mentioned address.

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#### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF CHANGE – The **Century Commission for a Sustainable Florida** announces a telephone conference call to which all persons are invited.

DATE AND TIME: **\*\*\*NOTE – MEETING DATE AND TIME HAVE CHANGED\*\*\*** September 15, 2008, 11:00 a.m.

PLACE: This meeting will be conducted via a toll-free conference call. To participate, call 1(866)365-4406. When prompted for the seven digit access code, enter 4844044. A limited number of lines are available and we request anyone interested in participating contact the Century Commission in order to reserve a space.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Century Commission members will receive an update on the Water Congress being held on September 25-26, 2008 in Orlando. In addition, new board members will be introduced and recommendations for the third annual report to the legislature will be discussed.

All information regarding this meeting and the Century Commission may be obtained at the Internet address [www.centurycommission.org](http://www.centurycommission.org).

A copy of the agenda may be obtained by calling (850)219-0082, ext. 5, or by visiting the web site.

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The **Century Commission for a Sustainable Florida** announces a public meeting to which all persons are invited.

The 2008 Water Congress

DATES AND TIME: September 25-26, 2008, 8:00 a.m.

PLACE: Orlando World Center Marriott Resort & Convention Center, 8701 World Center Drive, Orlando, Florida 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Century Commission believes a long-term water conservation, use and supply plan, for environmental, agricultural and public consumption purposes is essential for a sustainable quality of life in Florida. To this end, the Century Commission will convene a statewide Water Congress to develop a comprehensive set of sustainable water use and supply action steps.

A slate of 120 voting delegates will formulate an action plan and policy recommendations for Florida's water needs over the next 50 years.

This conference is open to the public – registration is required. All information regarding this meeting and the Century Commission may be obtained at the Internet address [www.centurycommission.org](http://www.centurycommission.org).

For more information, you may contact: Esther Widener at (850)219-0082, extension 5.

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

DATE AND TIME: September 15, 2008, 8:30 a.m.

PLACE: MEETING TO BE CONDUCTED USING COMMUNICATIONS MEDIA TECHNOLOGY, specifically Conference Call: 1(888)808-6959, Code: 9221867. Public point of access: Rm 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Education Program Oversight Committee to review course training applications and recommend for approval by the Florida Building Commission.

A copy of the agenda may be obtained by contacting: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: 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, (850)487-1824, Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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

DATE AND TIME: September 15, 2008, 10:00 a.m.

PLACE: MEETING TO BE CONDUCTED USING COMMUNICATIONS MEDIA TECHNOLOGY, specifically Conference Call Telephone Number: 1(888)808-6959, Code: 9221867

Public point of access: Rm 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Florida Building Commission to review product approval applications considered by the Product Approval Program Oversight Committee on August 17, 2008, to review and approve training courses, to request initiating rulemaking

(Chapter 9B-70) to update the online accreditation and training course application forms/BCIS, to provide an implementation date for the 2007 Florida Building Code and glitch amendments, and to review and approve the Commission meeting dates for 2009.

A copy of the agenda may be obtained by contacting: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: 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, (850)487-1824, or Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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

DATE AND TIME: October 6, 2008, 10:00 a.m.

PLACE: MEETING TO BE CONDUCTED USING COMMUNICATIONS MEDIA TECHNOLOGY, specifically Conference Call Telephone Number: 1(888)808-6959, Code: 9221867. Public point of access: Room 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Product Approval Program Oversight Committee to consider applications for product approval and other matters before the Committee.

A copy of the agenda may be obtained by contacting: Mr. Azhar Khan, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by

contacting: 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, (850)487-1824 or Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Mr. Azhar Khan, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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

DATES AND TIME: October 6, 2008, 2:00 p.m.; October 7, 2008, 10:00 a.m.

PLACE: MEETING TO BE CONDUCTED USING COMMUNICATIONS MEDIA TECHNOLOGY, specifically Conference Call: 1(888)808-6959, Code: 9221867. Public point of access: Room 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: October 6, 2008: Meeting of the Fire Technical Advisory Committee to consider glitch code changes to the 2007 Florida Building Code, and petitions for Declaratory Statement.

October 7, 2008: Meeting of the Code Administration Technical Advisory Committee to consider glitch code changes to the 2007 Florida Building Code, and petitions for Declaratory Statement.

A copy of the agenda may be obtained by contacting: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: 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, (850)487-1824, Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Ms. Betty Stevens, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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The **Division of Emergency Management** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 17, 2008, 9:30 a.m.

PLACE: Florida Division of Emergency Management, Randall Kelley Training Center, Room 305, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a Hurricane Loss Mitigation Program Advisory Council (RCMP) meeting pursuant to Section 215.559, Florida Statutes.

A copy of the agenda may be obtained by contacting: Shemeeka Hopkins, Community Assistant Consultant at (850)922-4079.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least ten (10) days before the workshop/meeting by contacting: Iris Stanley, Planning Manager at (850)922-4454. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Iris Stanley, Planning Manager at (850)922-4454.

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#### DEPARTMENT OF REVENUE

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend Rule 12-6.0015, F.A.C. (Public Use Forms – Informal Protest and Appeal Procedure).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend Rule 12A-1.097, F.A.C. (Public Use Forms – Sales and Use Tax).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend Rule 12A-16.008, F.A.C. (Public Use Forms – Solid Waste Fees and Rental Car Surcharge).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend subsections (1) and (4) of Rule 12A-19.100, F.A.C. (Public Use Forms – Communications Services Tax).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend subsections (3) and (6) of Rule 12A-19.100, F.A.C. (Public Use Forms – Communications Services Tax).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend Rules 12B-7.008, 12B-7.026 and 12B-7.031, F.A.C. (Public Use Forms – Severance Taxes and Fees).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend Rule 12B-8.003, F.A.C. (Tax Statement; Overpayments – Insurance Premium Taxes, Fees and Surcharges).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend Rule 12C-1.051, F.A.C. (Forms – Corporate Income Tax).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by

contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking to amend Rule 12C-2.0115, F.A.C. (Public Use Forms – Intangible Tax on Government Leasehold Estates).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### **DEPARTMENT OF TRANSPORTATION**

The Florida **Department of Transportation**, Aviation Office announces a public meeting to which all persons are invited.

DATE AND TIME: September 5, 2008, 11:30 a.m.– 4:30 p.m.

PLACE: Hillsborough County Aviation Authority Executive Boardroom, Tampa International Airport, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FDOT Aviation Office in conjunction with the Florida Department of Community Affairs and the Florida Airports Council initiated an Airport Compatible Land Use Study. This study's purpose is to bring stakeholders together to discuss the potential need for improvements to the land use planning in the vicinity of airports. This is the second meeting of the Airport Compatible Land Use Working Group. Information will focus on an overview of the Florida aviation system and the current land use situation around Florida airports.

A copy of the agenda may be obtained by contacting: Richard Null, FDOT Aviation Office at (850)414-4515 or Richard.Null@dot.state.fl.us.

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The **Department of Transportation**, District 4 in cooperation with the Federal Transit Administration announces public scoping meetings to which all persons are invited. These meetings will address the same subject.

#### **WESTERN LOCATION**

DATE AND TIMES: September 15, 2008, 5:30 p.m. – Open House; 6:00 p.m. – Presentation

PLACE: West Regional Library, 8601 West Broward Boulevard, Ft. Lauderdale, Florida

#### **CENTRAL LOCATION**

DATE AND TIMES: September 17, 2008, 5:30 p.m. – Open House; 6:00 p.m. – Presentation

PLACE: African American Research Library, 2650 Sistrunk Boulevard, Fort Lauderdale, Florida

#### **EASTERN LOCATION**

DATE AND TIMES: September 25, 2008, 6:00 p.m. – Open House; 6:30 p.m. – Presentation

PLACE: Broward General Medical Center, Auditoriums A & B, 1600 S. Andrews Avenue, Ft. Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The public scoping meetings are being held to afford interested persons the opportunity to help define the purpose and need and refine the scope of the State Project Number 41189-2-22-02, otherwise known as the Central Broward East-West Transit Analysis Draft Environmental Impact Statement. The limits of the project corridor are between Sawgrass Mills/Bank Atlantic Center and the Fort Lauderdale – Hollywood International Airport through Downtown Fort Lauderdale.

Public participation is solicited without regards to race, color, religion, sex, age, national origin, disability, or familial status. Persons who require special accommodations under the Americans with Disabilities Act should contact Sharon Cino, Transportation Specialist with the Florida Department of Transportation, toll free at 1(866)336-8435 or via email at Sharon.Cino@dot.state.fl.us at least 5 days prior to the meeting.

A copy of the agenda may be obtained by writing to: Sharon Cino, Transportation Specialist, Florida Department of Transportation, 3400 W Commercial Boulevard, Ft. Lauderdale, Florida 33309, or via the above email address. A scoping information packet is available from Sharon Cino at the address given above or on the project internet webpage at <http://www.centralbrowardtransit.com>.

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#### **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."

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**STATE BOARD OF ADMINISTRATION**

The Florida **Commission on Hurricane Loss Projection Methodology** announces a public meeting to which all persons are invited.

**DATES AND TIME:** September 17-18, 2008, 9:00 a.m. – 4:00 p.m. (ET)

**PLACE:** Hermitage Centre Conference Room, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida. Persons who wish to participate by telephone may call 1(888)808-6959, Conference Code 4765251363.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss and adopt the 2008 standards and Report of Activities as well as address other general business of the Commission.

A copy of the agenda may be obtained by contacting: Donna Sirmons at (850)413-1349, or by email at donna.sirmons@sbafla.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Sirmons at (850)413-1349 or by email: donna.sirmons@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Donna Sirmons at (850)413-1349 or by email at donna.sirmons@sbafla.com.

**DEPARTMENT OF CITRUS**

The Florida **Department of Citrus**, Florida Citrus Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, September 17, 2008, 9:00 a.m.

**PLACE:** Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL 33801

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Commission will convene for the purpose of standing committee meetings and the regular monthly meeting of the Florida Citrus Commission. The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, program evaluation measurements, licensing, rulemaking, and other matters addressed during monthly meetings of the Commission. The Commission may also go into closed session pursuant to the provisions of Section 286.011(8), F.S., to discuss Citrosuco, et al v. Department of Citrus, et al. The parties attending the closed session will be Benny W. Albritton, Jr., Robert M. Behr, Wesley W. Brumback, Michael L. Carrere, E. Stanley Carter, W. Cody Estes, Sr., Michael W. Haycock, Virginia S. Pena, Steven M. Smith, George H. Streetman, Michael O. Taylor, David P. Wheeler, Ken Keck, Executive Director, and Edwin A. Scales, III, Esq.

A copy of the agenda may be obtained by contacting: Linda Gurney at (863)499-2500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Bill Jones at (863)499-2500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Linda Gurney at (863)499-2500.

**PUBLIC SERVICE COMMISSION**

The Florida **Public Service Commission** announces a public service hearing to which all persons are invited.

**DATE AND TIME:** Friday, September 26, 2008, 4:00 p.m.

**PLACE:** West Pasco County Government Center, County Commission Board Room, 7530 Little Road, New Port Richey, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** DOCKET NO. 080121-WS – Application for increase in water and wastewater rates in Alachua, Brevard, DeSoto, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.

**PURPOSE:** The purpose of the service hearing is to provide customers an opportunity to present testimony and other evidence before the Florida Public Service Commission concerning the Utility’s proposed rates or service. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

**EMERGENCY CANCELLATION OF SERVICE HEARING:** If a named storm or other disaster requires cancellation of the service hearing, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the service hearing will also be provided on the Commission’s website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of General Counsel at (850)413-6199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk at (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

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#### EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Volunteer Florida Foundation**, Florida Disaster Recovery Fund Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, August 28, 2008, 10:30 a.m.

PLACE: Conference Call Number: 1(888)808-6959, Passcode: 7857968

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Disaster Recovery Fund Advisory Council updates of Tropical Storm Fay disaster and the progress of the Fund.

A copy of the agenda may be obtained by contacting: Fonda Anderson at (727)821-2056.

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The **Governor's Commission on Volunteerism and Community Service** (Volunteer Florida), Executive Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 19, 2008, 8:00 a.m. – 5:00 p.m. or until business is complete

PLACE: Conference Call: 1(888)808-6959, passcode: 9215144

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission business.

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)414-0092 or kristin@volunteerflorida.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 days before the workshop/meeting by contacting: Kristin Mullikin at (850)414-0092 or kristin@volunteerflorida.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Kristin Mullikin at (850)414-0092 or kristin@volunteerflorida.org.

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The **Governor's Commission on Volunteerism and Community Service** (Volunteer Florida) announces a public meeting to which all persons are invited.

DATES AND TIME: September 25, 2008; September 27, 2008, 11:00 a.m. – 5:00 p.m.

PLACE: 1109 Brickell Avenue, Miami, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission Business (quarterly meeting).

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)414-0092 or kristin@volunteerflorida.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Kristin Mullikin. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Kristin Mullikin at (850)414-0092.

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The **Governor's Office of Film and Entertainment** and the **Florida Film and Entertainment Advisory Council** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 3, 2008, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4104765

GENERAL SUBJECT MATTER TO BE CONSIDERED: Organizational Meeting for the Music Recording Industry Task Force.

A copy of the agenda may be obtained by contacting: The Governor's Office of Film and Entertainment at (850)410-4765.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Office of Film and Entertainment at (850)410-4765. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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#### REGIONAL PLANNING COUNCILS

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

DATE AND TIMES: Monday, September 15, 2008, 4:00 p.m.; Executive Committee, 3:00 p.m. prior to RPC meeting

PLACE: Niceville City Hall, Niceville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business of the WFRPC.

A copy of the agenda may be obtained by contacting: West Florida Regional Planning Council, Attention: Dolores Monaco, 4081 E. Olive Road, Suite A, Pensacola, FL 32514.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms Monaco at (850)332-7976, ext. 257. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms Monaco at (850)332-7976, ext. 257, monacod@wfrpc.org.

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

DATE AND TIME: Monday, September 8, 2008, 10:00 a.m.

PLACE: NEFRC, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Intergovernmental cooperation on Jail Facilities.

A copy of the agenda may be obtained by contacting: NEFRC, Angela Giles at (904)279-0880, ext. 145.

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The **Withlacoochee Regional Planning Council**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 18, 2008, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council including review of Regional Reports and Recommendations for both the Landstone Communities DRI and the Wildwood Springs DRI.

A copy of the agenda may be obtained by contacting: The Executive Director, Withlacoochee Regional Planning Council at 1241 S. W. 10th Street, Ocala, FL 34471-0323.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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

DATE AND TIME: Thursday, September 18, 2008, 9:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular monthly meeting of the SWFRPC to discuss and take action on issues and items affecting the Southwest Florida Region.

A copy of the agenda may be obtained by contacting: Ms. Nichole Gwinnett at (239)338-2550, ext. 232 or email: ngwinnett@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mrs. Deborah Kooi at (239)338-2550, ext. 210 or email: dkooi@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Ms. Nichole Gwinnett at (239)338-2550, ext. 232, email: ngwinnett@swfrpc.org or visit our website at www.swfrpc.org.

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

DATE AND TIME: Thursday, September 18, 2008, 11:00 a.m. or immediately following the SWFRPC Board Meeting

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council's Lower West Coast Watersheds Subcommittee will be meeting to address water quality and quantity issues throughout the Southwest Florida Region.

A copy of the agenda may be obtained by contacting: Mr. David Crawford at (239)338-2550, ext. 226 or email: dcrawford@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mrs. Deborah Kooi at (239)338-2550, ext. 210 or email: dkooi@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.



For more information, you may contact: Mr. James Beever at (239)338-2550, ext. 224 or email: [jbeever@swfrpc.org](mailto:jbeever@swfrpc.org) or visit our website at [www.swfrpc.org](http://www.swfrpc.org).

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

DATE AND TIME: September 19, 2008, immediately following the regular Council meeting

PLACE: Treasure Coast Regional Planning Council, 421 S. W. Camden Avenue, Stuart, FL 34994

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council's Energy Committee.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

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### METROPOLITAN PLANNING ORGANIZATIONS

The **Policy and Technical Subcommittee** announces a public meeting to which all persons are invited.

DATE AND TIME: September 19, 2008, 10:00 a.m. – 3:00 p.m.

PLACE: Sarasota/Manatee MPO Office, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues that pertain to the 26 Florida Metropolitan Planning Organizations in the state such as its Legislative platform for 2009, Federal and State Policies and Laws, and Metropolitan Planning Organizations operations and administrative issues.

A copy of the agenda may be obtained by contacting: MPOAC, Brigitte Messina, 605 Suwannee St., MS 28B, Tallahassee, Florida 32399-0450 or (850)414-4037.

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### WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District**, Northern Recreational public meeting announces a public meeting to which all persons are invited.

Management Review Team Tour (MRT)

DATE AND TIME: Tuesday, September 16, 2008, 9:00 a.m. – 12:00 Noon

PLACE: MRT Tour is a boat tour of Murphy Creek Conservation Area, Murphy Island and Horseshoe Point. District will provide transportation to the site. Due to space limitations on boats, please call (386)329-4879 to reserve a seat.

NORTHERN RECREATION PUBLIC MEETING

DATE AND TIME: Tuesday, September 16, 2008, 1:30 p.m. – 3:30 p.m.

PLACE: St. Johns River Water Management District Headquarters, Executive Bldg., Room 162, 4049 Reid St., Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Northern Recreational Public Meeting will review land management and land acquisition activities in the Northern Region.

A copy of the agenda may be obtained by contacting: Jo Anna Emanuel at (386)329-4879.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Karen Davis at (386)329-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

Governing Board Meeting

DATE AND TIME: Tuesday, September 23, 2008, 3:00 p.m.

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Marji Hightower, 4049 Reid Street, Palatka, FL 32177, (386)329-4214 or by visiting the District's website at [www.sjrwmd.com](http://www.sjrwmd.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 10, 2008, 9:00 a.m.

PLACE: McDonough Capital Management Building, Highway 41, Dunnellon, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: RAINBOW SPRINGS BASIN WORKING GROUP: Discussion of the status of the Rainbow River and Springs. Ad Order 53145.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or Frances Sesler at (352)796-7211, extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: SWFWMD Executive Department at the address above.

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 15, 2008, 3:00 p.m.

PLACE: Lecanto Government Building, 3600 West Sovereign Path, Room 166, Lecanto, Florida 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Task Force business, including public comment to the report to the Legislature.

A copy of the agenda may be obtained by contacting: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida only), extension 4227.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: (352)796-7211 or 1(800)423-1476 (Florida only), extension 4226; TDD: 1(800)231-6103 (Florida only); Fax:

(352)797-5806. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 16, 2008, 5:01 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: GOVERNING BOARD TENTATIVE BUDGET HEARING: Governing Board adoption of District and Watershed Basin tentative millage rates and budget for Fiscal Year 2009. Ad Order 53145.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or Frances Sesler at (352)796-7211, extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: SWFWMD Executive Department at the address above.

The **South Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: September 24, 2008, 1:00 p.m.

PLACE: Rookery Bay National Estuarine Research Reserve 300 Tower Road, Naples, FL 34113

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is an additional rule development workshop to propose new Rule Chapter 40E-10, F.A.C., regarding protection of waters for the natural system from consumptive uses, and new Rules 40E-10.011 (Purpose and General Provisions), 40E-10.021 (Definitions), 40E-10.031 (Permit Criteria for the Protection of the Natural System), 40E-10.221 (Protected Natural Systems Water), 40E-10.321 (State Priority Ecosystems), 40E-10.421 (Water Reservations) and 40E-10.431 (Water Reservation Areas: Lower West Coast Planning Area), and amendments to Rules 40E-2.011, 40E-2.091, 40E-2.301, 40E-2.331, 40E-20.091, 40E-20.301, 40E-20.302, and 40E-20.331, F.A.C. The purpose of the

proposed new rules and amendments is to identify authorities and regulatory tools to be used to protect water from the natural system from consumptive uses and define the volume and timing of water to be reserved from allocation for the Picayune Strand Restoration Project. The District will present the third draft of the proposed rule text based on comments received from the previous workshops on June 17, July 24 and August 27, 2008, and direction received from the WRAC during its meeting on August 13th. The third draft of the proposed rule will be posted on the District's website on September 17, 2008 at [www.sfwmd.gov/watersupplyrule](http://www.sfwmd.gov/watersupplyrule) development or may be obtained by contacting one of the persons listed below.

A copy of the agenda may be obtained by contacting: Brenda Mills, Lead Planner, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4208 or (561)682-4208.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management District Clerk, 1(800)432-2045, ext. 2087 or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Scott Burns, Director, Everglades Water Supply Policy, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4224 or (561)682-4224, email: [sburns@sfwmd.gov](mailto:sburns@sfwmd.gov); Brenda Mills, Lead Planner, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4208 or (561)682-4208, email: [bmills@sfwmd.gov](mailto:bmills@sfwmd.gov); Beth Lewis, Senior Supervising Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6343 or (561)682-6343, email: [belewis@sfwmd.gov](mailto:belewis@sfwmd.gov). For procedural questions: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6299 or (561)682-6299, email: [jsluth@sfwmd.gov](mailto:jsluth@sfwmd.gov).

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

WRAC Issues Workshop

DATE AND TIME: September 25, 2008, 1:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: C-111 Spreader Canal Expedited Project, Operational Plan Development.

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: District Clerk's Office at (561)682-2087.

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

Loxahatchee River Management Coordinating Council

DATE AND TIME: September 29, 2008, 2:00 p.m.

PLACE: Town of Jupiter Community Center, 210 Military Trail, Jupiter, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Comments on the Wild and Scenic River Management Plan and other Loxahatchee River related issues.

A copy of the agenda may be obtained by contacting: Gardenia Banks Long, South Florida Water Management District, (772)223-2600, ext. 3617 or [glong@sfwmd.gov](mailto:glong@sfwmd.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: District Clerk's Office at (561)682-2087.

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## REGIONAL UTILITY AUTHORITIES

NOTICE OF CANCELLATION – The **Withlacoochee Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: September 17, 2008, 4:30 p.m.  
PLACE: Sumter County Government Annex, 910 North Main Street, Room 142, Bushnell, Florida 33513  
GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting has been cancelled due to a lack of business before the Authority.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jackson Sullivan at (850)385-0220.

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### SPACE FLORIDA

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

DATE AND TIME: Wednesday, September 10, 2008, 9:00 a.m. (Eastern Time)

PLACE: Space Florida, Conference Room (Teleconference), Kennedy Space Center Visitor Complex, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Budget and Finance Committee Meeting.

A copy of the agenda may be obtained by contacting: Denise Swanson at [dswanson@spaceflorida.gov](mailto:dswanson@spaceflorida.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Denise Swanson at [dswanson@spaceflorida.gov](mailto:dswanson@spaceflorida.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Denise Swanson at [dswanson@spaceflorida.gov](mailto:dswanson@spaceflorida.gov).

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### DEPARTMENT OF ELDER AFFAIRS

The **Long-Term Care Ombudsman Program** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 24, 2008, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Code: 4142163 (For Conference Call Leader)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Long-Term Care Ombudsman Program State Council Training Committee business.

A copy of the agenda may be obtained by contacting: Betty Cambolor at (727)588-6912.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by

contacting: Betty Cambolor at (727)588-6912. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Betty Cambolor at (727)588-6912.

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### AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: Thursday, September 18, 2008, 10:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room "A", 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial 1(713)481-0090/Pass Code: 9701442#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)922-5771.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Cheryl Barfield, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at <http://ahca.myflorida.com/SCHS/chismmeetings.shtml> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Cheryl Barfield at (850)414-5422. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Cheryl Barfield at (850)414-5422.

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The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 16, 2008, 9:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Code: 8504149707

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Panel on Excellence in Long-Term Care will meet to discuss two applications for the Gold Seal and others matters as needed.

A copy of the agenda may be obtained by contacting: Barbara Dombrowski at (850)488-5861.

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

DATES AND TIME: September 4, 2008; September 18, 2008; October 2, 2008; October 16, 2008; October 30, 2008; November 13, 2008; December 11, 2008; January 8, 2009; January 22, 2009, 9:30 a.m. – 11:00 a.m.

PLACE: 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is an amendment to a previous meeting notice to change the dial-in information for the Technical and Operational Issues meetings. These issues are related to Health Plans. The Dial In Number is 1(888)808-6959, Conference Code: 8509227332.

A copy of the agenda may be obtained by contacting: Beth Kumar, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #50, Tallahassee, Florida 32308 or by calling (850)487-2355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Beth Kumar, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #50, Tallahassee, Florida 32308 or by calling (850)487-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Beth Kumar, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #50, Tallahassee, Florida 32308 or by calling (850)487-2355.

The **Agency for Health Care Administration**, Drug Utilization Review Board and Prescribing Pattern Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, October 4, 2008, 9:30 a.m. – 2:30 p.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will consist of: Review and approve drug use criteria and standards for both prospective and retrospective drug use reviews, apply these criteria and standards in the

application of the DUR activities, review and report the results of drug use reviews, and recommend and evaluate educational intervention programs.

A copy of the agenda may be obtained by contacting: Mark Gibson at: gibsonm@ahca.myflorida.com.

## DEPARTMENT OF MANAGEMENT SERVICES

The **Southwood Shared Resource Center (SSRC)** announces a public meeting to which all persons are invited.

DATE AND TIME: September 22, 2008, 1:30 p.m. – 4:30 p.m. or until all board business is concluded

PLACE: Betty Easley Center, Conference Room 152, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Section 282.205, F.S., establishes the Southwood Shared Resource Center, formerly the Shared Resource Center, to enhance communication among state agencies and identify statewide enterprise information technology solutions.

A copy of the agenda may be obtained by contacting: Rick Mitchell at (850)488-9895, rick.mitchell@ssrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895, rick.mitchell@ssrc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rick Mitchell at (850)488-9895, rick.mitchell@ssrc.myflorida.com.

The **Department of Management Services** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, September 18, 2008, 9:00 a.m. – 12:00 Noon

PLACE: 4050 Esplanade Way, Conference Room 101, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To accept comments from the public on Rule 60L-39.005, F.A.C., concerning the Florida State Employees' Charitable Campaign (FSECC) application process and to discuss proposed administrative and procedural changes to the FSECC application form, DMS ADM 100.

A copy of the agenda may be obtained by contacting: Erin Thoresen at (850)922-1274, erin.thoresen@dms.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Erin Thoresen, erin.thoresen@dms.myflorida.com,

(850)922-1274. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Erin Thoresen at erin.thoresen@dms.myflorida.com, (850)922-1274.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The **Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshare, and Mobile Homes**, Advisory Council on Condominiums announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 18, 2008, 10:00 a.m. – until business is completed

PLACE: Village Hall, 88 West McIntyre Street, Key Biscayne, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Advisory Council on Condominiums.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, (850)488-1631.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Debbie Miller, Government Analyst at (850)488-1631. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: September 23, 2008, 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 32399, (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 agenda may be obtained by contacting: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Florida **Electrical Contractors' Licensing Board** announces the following Board Meeting to which all interested persons are invited to attend:

DATE AND TIME: September 24, 2008, 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: September 25, 2008, 8:30 a.m., or soon thereafter

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disciplinary Actions, General Business Meeting

DATE AND TIME: September 26, 2008, 8:00 a.m. or soon thereafter

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting

PLACE: The Four Seasons Resort, 2800 South Ocean Blvd., Palm Beach, FL 33480, (561)582-2800

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact, in writing: 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, 1(800)955-8770 (Voice) and 1(800)955-9771 (TDD).

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The **Building Code Administrators and Inspectors Board** announces a public meeting to which all persons are invited.

DATES AND TIME: October 14-17, 2008, 9:00 a.m. each day  
PLACE: Hilton Ocala, 3600 Southeast 36th Avenue, Ocala, FL 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review, Rules & Legislation, Examination & Continuing Education, Executive Committee meetings and General Board and Business meeting.

A copy of the agenda may be obtained by contacting: Board Office, 1940 N. Monroe Street, Tallahassee, FL 32399-2211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting the Board office. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The Probable Cause Panel of the **Florida Real Estate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: September 15, 2008, 1:00 p.m. or the soonest thereafter. Portions of the probable cause proceedings are not open to the public.

PLACE: Zora Neale Hurston Building, North Tower, Suite 901N, 400 W. Robinson Street, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801. Only portions of the agenda may be available for public inspection.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate at (407)481-5662 (between

the hours of 8:30 a.m. – 4:00 p.m.). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATES AND TIME: Tuesday-Wednesday, September 16-17, 2008, 8:30 a.m.

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate at (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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The **Florida Real Estate Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, September 16, 2008, 8:30 a.m. or as soonest thereafter as possible

PLACE: Zora Neale Hurston Building, North Tower, Suite 901N, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss adding provisions in Rule 61J2-24.003, F.A.C. to address minor violations of Rule 61J2-14.008, F.A.C.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Division of Real Estate at (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801.

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#### 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."

The Meeting of the technical workgroup associated with the Governor's Action Team on Energy and Climate Change to continue discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide greenhouse gas reductions specified in Executive Order 07-127 that was previously scheduled on Friday, September 26, 2008 from 9:00 a.m. to 5:00 p.m. has been canceled and will be rescheduled for a future date in October.

For more information, you may contact: Florida Department of Environmental Protection, Attn: Allena Nelson ([allena.nelson@dep.state.fl.us](mailto:allena.nelson@dep.state.fl.us)), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, 10:00 a.m. – 3:00 p.m.

PLACE: Orange County Utilities, Public Meeting Room, 1st Floor, 9150 Curry Ford Road, Orlando, FL 32825

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Department of Environmental Protection and interested stakeholders to continue the discussion on reclaimed water issues as they relate to consumptive use permitting. Focus topics for this meeting are: regulation, offsets, irrigation,

and supplementation of reclaimed water. To review notes from the August 18, 2008 meeting, please follow the links at: <http://www.dep.state.fl.us/water/reuse/news.htm>.

Because seating is limited in this room, DEP asks participants to call Carolyn Voyles at (850)245-8557, by September 11, 2008, and give the number of people planning to attend.

A copy of the agenda may be obtained by contacting: Carolyn Voyles, Department of Environmental Protection, 2600 Blair Stone Road, MS 46, Tallahassee, FL 32399-2400, (850)245-8557.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Carolyn Voyles, Department of Environmental Protection, 2600 Blair Stone Road, MS 46, Tallahassee, FL 32399-2400, (850)245-8557. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Carolyn Voyles, Department of Environmental Protection, 2600 Blair Stone Road, MS 46, Tallahassee, FL 32399-2400, (850)245-8557.

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The **Department of Environmental Protection, Bureau of Mining and Minerals Regulation** announces a public meeting to which all persons are invited.

DATE AND TIME: September 17, 2008, 9:00 a.m.

PLACE: Manatee County Extension Service, Kendrick Auditorium, 1303 – 17th Street, West, Palmetto, FL 33221

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Peace River Basin Management Advisory Committee will meet to discuss implementation of the Peace River Basin Resource Management Plan adopted by the Department of Environmental Protection in 2007.

A copy of the agenda may be obtained by contacting: Lisa Robertson, Department of Environmental Protection, 2051 East Dirac Dr., Tallahassee, FL 32310, (850)488-8217.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lisa Robertson at (850)488-8217. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lisa Robertson at (850)488-8217.

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The Florida **Department of Environmental Protection** announces a public meeting to which all persons are invited.



DATE AND TIME: September 22, 2008, 1:00 p.m. – 5:00 p.m.  
PLACE: Council Chambers, Orlando City Hall, 2nd Floor, 400 South Orange Avenue, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 2008 Energy Bill (HB 7135) includes language that establishes a new statewide recycling goal of 75% to be achieved by the year 2020. The Department is directed to develop a plan by 2010 designed to achieve this goal and submit it to the Legislature for approval by January 1, 2010. The purpose of this meeting is to identify interested parties and seek input on preliminary steps to be taken to develop this plan.

A copy of the agenda may be obtained by contacting: Ron Henricks at (850)245-8717, ron.henricks@dep.state.fl.us or by going to our website: dep.state.fl.us/waste/recyclinggoal75.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ron Henricks. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**The Department of Environmental Protection, Division of Recreation and Parks** announces a workshop to which all persons are invited.

DATE AND TIME: Monday, September 22, 2008, 7:00 p.m. (ET)

PLACE: Apalachicola City Hall, 1 Bay Avenue, Apalachicola, Florida 32320

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seek public comment regarding park management and land use for the Orman House Historic State Park before the development of a management plan for the park.

A copy of the agenda may be obtained by contacting: Tony Tindell, Park Manager by email Tony.Tindell@dep.state.fl.us or by calling (850)653-1209.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tony Tindell, Park Manager by email Tony.Tindell@dep.state.fl.us or by calling (850)653-1209. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tony Tindell, Park Manager by email Tony.Tindell@dep.state.fl.us or by calling (850)653-1209.

**The Department of Environmental Protection** announces a series of public meetings to which all persons are invited. Energy Supply and Demand Technical Working Group

DATE AND TIME: September 23, 2008, 1:30 p.m. – 3:30 p.m. or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 612 147 Agriculture, Forestry and Waste Technical Working Group

DATE AND TIME: September 24, 2008, 10:00 a.m. – 1:00 p.m. or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 436 766 Transportation and Land Use Technical Working Group

DATE AND TIME: September 24, 2008, 1:00 p.m. – 4:00 p.m. or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 372 144 Cap and Trade Technical Working Group

DATE AND TIME: September 23, 2008, 2:00 p.m. – 4:00 p.m. or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 162 223 Government Policy Coordination Technical Working Group

DATE AND TIME: September 24, 2008, 9:00 a.m. – 11:00 a.m. or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 232679 Adaptation Technical Working Group

DATE AND TIME: September 25, 2008, 10:00 a.m. – 12:00 Noon or until completion of business

PLACE: The meeting will be held via teleconference and members of the public may join the meeting by dialing 1(800)704-9804 and entering the following code: 883437

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are meetings of the technical workgroups associated with the Governor's Action Team on Energy and Climate Change to continue discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide greenhouse gas reductions specified in Executive Order 07-127.

A copy of the agenda may be obtained by contacting: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Department of Environmental Protection,

Attn.: Allena Nelson (Allena.Nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

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The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 23, 2008, 2:00 p.m. – 4:00 p.m. (Eastern Time)

PLACE: Apalachicola National Estuarine Research Reserve Education Center, 261 Seventh Street, Apalachicola, FL 32320  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Apalachicola National Estuarine Research Reserve's Coastal Training Program Advisory Committee will meet with the main goals of reviewing the past year's activities and assisting in the identification of the priority topics, audiences and strategies for the Coastal Training Program for the next five years.

A copy of the agenda may be obtained by contacting: Rosalyn Kilcollins at (850)653-8063, ext. 13 or rosaly.n.kilcollins@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Rosalyn Kilcollins at (850)653-8063, ext. 13 or rosaly.n.kilcollins@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Bureau of Petroleum Storage Systems** announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2008, 9:00 a.m. – until no later than 5:00 p.m.

PLACE: Santa Anita Room, Ocala Hilton, 3600 S. W. 36th Avenue, Ocala, Florida 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: Preapproval Standard Operating Procedures (SOP) Training for Petroleum Cleanup Contractors.

A copy of the agenda may be obtained by contacting: Roger Rook at (850)245-8822 or viewing the announcement at: <http://www.dep.state.fl.us/waste/categories/pcp/pages/announcements.htm>. For more information, you may contact: Roger Rook at (850)245-8822.

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATES AND TIMES: October 1, 2008, 10:00 a.m. – 5:30 p.m. or until completion of business; October 2, 2008, 9:00 a.m. – 3:00 p.m. or until completion of business. A second meeting will be held on October 8, 2008, 10:00 a.m. – 5:30 p.m. or until completion of business.

PLACE: Room 412, Knott Building, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are meetings of the Governor's Action Team on Energy and Climate Change to continue discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide greenhouse gas reductions specified in Executive Order 07-127.

A copy of the agenda may be obtained by contacting: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Department of Environmental Protection, Attn.: Allena Nelson (allena.nelson@dep.state.fl.us), Office of Strategic Planning, 3900 Commonwealth Blvd., M.S. 18, Tallahassee, Florida 32399-3000 or by calling (850)245-2002.

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The **Florida Greenways and Trails Council** announces a public meeting to which all persons are invited.

DATES AND TIME: September 18-19, 2008, 9:00 a.m. each day

PLACE: Marjorie Stoneman Douglas Building, First Floor, Conference Rooms A & B, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of projects submitted for land acquisition under the Florida Greenways and Trails Program and approval of a

priority list of those projects for recommendation to the Secretary of the Department of Environmental Protection; review and approval of the final 2008 Multi-Use and Paddling Trail Network Opportunity Maps; other business.

A copy of the agenda may be obtained by contacting: Tammy Salmon, Office of Greenways and Trails, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 795, Tallahassee, Florida 32399-3000. Ms. Salmon may also be reached by telephone at (850)245-2052 or by email to Tammy.Salmon@dep.state.fl.us. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Tammy Salmon at (850)245-2052. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 18, 2008, 10:00 a.m. – 11:30 a.m.

PLACE: 4030 Esplanade Way, 2nd Floor, Room 258, Tallahassee, FL 32399-1732. Conference Call: 1(888)808-6959 (Toll Free), Code: 5391969

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Correctional Medical Authority, 4052 Bald Cypress Way, Bin B-04, Tallahassee, FL 32399-1732, (850)245-4557.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Suzanne Wiczorek at (850)245-4557. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Correctional Medical Authority at (850)245-4557.

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The **Board of Clinical Laboratory Personnel** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 30, 2008, 9:30 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida. Meet Me Number: 1(888)808-6959, Conference Code: 9849329103.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/clinlab/index.html](http://www.doh.state.fl.us/mqa/clinlab/index.html).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **Board of Orthotists and Prosthetists** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, September 16, 2008, 9:30 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Meet Me Number: 1(888)808-6959, Conference Code: 9849329103.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/orthPros/index.html](http://www.doh.state.fl.us/mqa/orthPros/index.html).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **Department of Health, Division of Disease Control** announces a hearing to which all persons are invited.

DATE AND TIME: September 15, 2008, 11:00 a.m. – 12:00 Noon

PLACE: Prather Building, Bureau of HIV/AIDS, 2585 Merchants Row Blvd., Room 345Q, Tallahassee, Florida 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The proposed revisions to increase the federal poverty level and eliminate cash assets for those living with HIV disease to be able to access services.

A copy of the agenda may be obtained by contacting: Suzanne Stevens, Bureau of HIV/AIDS, 4052 Bald Cypress Way, Bin A09, Tallahassee, Florida 32399, (850)245-4335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Suzanne Stevens, Bureau of HIV/AIDS, 4052 Bald Cypress Way, Bin A09, Tallahassee, Florida 32399, (850)245-4335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Suzanne Stevens, Bureau of HIV/AIDS, 4052 Bald Cypress Way, Bin A09, Tallahassee, Florida 32399, (850)245-4335.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**NOTICE OF CHANGE – The Council on Homelessness** announces a change in the date and time of one of its noticed committee calls. The Supportive Housing Committee Call previously noticed for September 17 will now be held on:

**DATE AND TIME:** Thursday, September 18, 2008, 10:00 – 11:00 a.m.

**PLACE:** Conference call: 1(888)808-6959, Code 9229760

For more information or a copy of the agenda for this call, contact: Office on Homelessness, 1317 Winewood Blvd., Tallahassee, FL 32399-0700, (850)922-4691.

**NAVIGATION DISTRICTS**

The **West Coast Inland Navigation District** announces a public meeting to which all persons are invited.

**DATE AND TIMES:** Friday, September 12, 2008, 4:00 p.m.; First Public Hearing, 5:01 p.m.

**PLACE:** Vencie City Hall, 401 W. Venice Avenue, Venice, FL 34285

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Navigation District.

A copy of the agenda may be obtained by contacting: WCIND, P. O. Box 1845, Venice, FL 34284.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**FLORIDA HOUSING FINANCE CORPORATION**

The **Affordable Housing Study Commission** announces a public meeting to which all persons are invited.

**DATE AND TIME:** September 17, 2008, 8:30 a.m. – 10:00 a.m. (Times subject to change)

**PLACE:** Rosen Shingle Creek, 9939 Universal Boulevard, Orlando, FL 32819, (407)996-9939

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Commission will use this meeting to receive public input on its 2008-2009 study topic, which is increasing the capacity and effectiveness of Florida’s nonprofits to address affordable housing issues. New members of the Study Commission will also be introduced.

A copy of the agenda may be obtained by contacting: Please visit our website at [www.floridahousing.org/ahsc](http://www.floridahousing.org/ahsc).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

**DATE AND TIME:** September 24, 2008, 9:30 a.m.

**PLACE:** Florida Housing Finance Corporation, 227 North Bronough Street, 6th Floor, Seltzer Room, Tallahassee, Florida 32301-1329

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Housing Finance Corporation announces a Universal Cycle Review Committee meeting for the 2008 competitive cycle to make recommendations to the Corporation’s Board of Directors regarding program participation.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Blake Carson-Poston at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Blake Carson-Poston at (850)488-4197.

### **FISH AND WILDLIFE CONSERVATION COMMISSION**

The Florida **Fish and Wildlife Conservation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: September 22, 2008, 6:00 p.m. – 8:00 p.m.

PLACE: University of Florida, Center for Marine Studies, 9505 Ocean Shore Blvd., St. Augustine, FL 32080-8610

DATE AND TIME: September 25, 2008, 6:00 p.m. – 8:00 p.m.

PLACE: City Hall Council Chambers, 123 N. W. Hwy. 19, Crystal River, FL 34428

DATE AND TIME: September 29, 2008, 6:00 p.m. – 8:00 p.m.

PLACE: Fish and Wildlife Conservation Commission, FWRI, 100 Eight Avenue, S. E., St. Petersburg, FL 33701

DATE AND TIME: September 30, 2008, 6:00 p.m. – 8:00 p.m.

PLACE: IGFA Fishing Hall of Fame and Museum, 300 Gulf Stream Way, Dania Beach, FL 33004

DATE AND TIME: October 1, 2008, 6:00 p.m. – 8:00 p.m.

PLACE: City of Key Colony Beach, City Hall Building, Mile Marker 53.5, 600 W. Ocean Drive, Key Colony Beach, FL 33051-0141

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of these workshops is to review the recommendations of the Marine Life Workgroup for rulemaking, which include additions to the list of species that will now require the marine life endorsement for commercial harvest, changes to sizes and bag limits of various species already covered in the rule (such as *Ricordea* sp., dwarf seahorses, and *Condylactis* sp.) as well as for some newly added species. A spawning season closure has also been suggested for *Condylactis*. The Commission will also be gathering information on species being harvested for souvenirs (curio trade).

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

### **DEPARTMENT OF FINANCIAL SERVICES**

The **Department of Financial Services, Division of State Fire Marshal** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 17, 2008, 10:00 a.m.

PLACE: William Clark Assembly Hall, 11655 N. W. Gainesville Rd., Ocala, Florida 34482

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida Fire Safety Board.

A copy of the agenda may be obtained by contacting: Donald Rollins, Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, FL 32399-0342, (850)413-3628.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the person listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

### **FINANCIAL SERVICES COMMISSION**

The **Financial Services Commission, Office of Insurance Regulation** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2008, 8:45 a.m. – 12:45 p.m.

PLACE: 110 Senate Office Building, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is the first meeting of the Developmental Disabilities Compact Workgroup and the related Consumer Advisory Workgroup. Pursuant to the "Window of Opportunity Act," Section 624.916, F.S., the Office of Insurance Regulation (the Office) was charged with convening a workgroup by August 31, 2008 to develop and execute a compact relating to insurance coverage and access to services for persons with developmental disabilities. To comply with this requirement, the first meeting was scheduled for August 22; however, it was cancelled due to inclement weather.

Relevant forms, documents and updates will be posted to <http://www.floir.com/Autism.aspx>.

A copy of the agenda may be obtained by contacting: Amy Hardee at [autism@floir.com](mailto:autism@floir.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: Amy Hardee at autism@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Amy Hardee at autism@flor.com or connect to <http://www.flor.com/Autism.aspx>.

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The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 1, 2008, 9:30 a.m.

PLACE: Room 116, Larson Building, 200 East Gaines, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a public hearing for the Office to receive comments from the public and regulated entities on the Notice of Change that was published today for this rule.

A copy of the agenda may be obtained by contacting: Gerry Smith by email at gerry.smith@flor.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Gerry Smith by email at gerry.smith@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Gerry Smith by email at gerry.smith@flor.com.

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#### PASCO-PINELLAS AREA AGENCY ON AGING

The **Area Agency on Aging of Pasco-Pinellas** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 9, 2008; September 16, 2008; September 23, 2008; September 30, 2008, 1:00 p.m. Selection Team; October 1, 2008, 9:30 a.m., Program Planning and Development Committee

PLACE: 9887 4th St., N., Suite 100, St. Petersburg, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Area Agency on Aging of Pasco-Pinellas, Inc. (AAAPP) for Planning and Service Area 5 will conduct Selection Team Meetings to review proposals and make recommendations for the selection of the providers of Older Americans Act Services in Pasco and Pinellas counties. The Program Planning and Development Committee will meet to review the recommendations of the Selection Team and make recommendations to the AAAPP Board of Directors for the selection of the providers of Older Americans Act Services.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Marilyn Rupp at (727)570-9696, ext. 230. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Rachel Bryan at (727)570-9696, ext. 246.

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#### SOIL AND WATER CONSERVATION DISTRICTS

The **Duval Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 10, 2008, 10:00 a.m.

PLACE: Agricultural Extension Center, 1010 N. McDuff Avenue, Jacksonville, FL 32254

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct business of the district board.

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The **Madison Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 15, 2008, 8:15 a.m.

PLACE: Madison Service Center, NRCS office, Madison, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Doris Newman.

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The **Glades Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 16, 2008, 10:00 a.m.

PLACE: Doyle Conner Agriculture Building, 900 U.S. Highway 27, S. W., Moore Haven, Florida 33471

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

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#### SECURE AIRPORTS FOR FLORIDA'S ECONOMY COUNCIL

The **Secure Airports for Florida's Economy (SAFE) Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 16, 2008, 2:00 p.m. – 4:00 p.m.

PLACE: Center for Urban Transportation Research (CUTR), University of South Florida, CUTR Boardroom, 4202 E. Fowler Ave., Tampa, FL 33620

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes; Funding Options; Outreach Update; Dicast Update; GA Security Assessment Presentation; Project/Program Recommendations; FY 2009 Budget.

A copy of the agenda may be obtained by contacting: Rebecca Bosco at (813)974-9777.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Bosco at (813)974-9777. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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#### **SUNSHINE STATE ONE CALL OF FLORIDA, INC.**

The **Sunshine State One Call of Florida, Inc.** announces a public meeting to which all persons are invited.

DATES AND TIME: September 18-19, 2008, 8:00 a.m.

PLACE: 11 Plantation Road, DeBary, FL 32713

GENERAL SUBJECT MATTER TO BE CONSIDERED: September 18: Committee Meetings – Legislative, Enforcement, Low Impact Marking, Bylaws, Executive Director Annual Review and Finance. All meetings held in succession. September 19: Board Meeting – Discussion and voting on motions developed previous day, review mission and vision statements.

A copy of the agenda may be obtained by contacting: [www.call.sunshine.com](http://www.call.sunshine.com).

If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### **FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.**

The **Florida Developmental Disabilities Council, Inc.** September Quarterly Council Meeting announces a public meeting to which all persons are invited.

DATES AND TIME: September 18, 2008, 8:30 a.m. – 6:30 p.m.; September 19, 2008, 8:30 a.m. – 2:30 p.m.

PLACE: Hilton St. Petersburg Bayfront, 333 First Street, South, St. Petersburg, Florida 33701-4342

GENERAL SUBJECT MATTER TO BE CONSIDERED: Thursday, September 18, 2008, Committee Meetings, 8:30 a.m. – 6:30 p.m.; Friday, September 19, 2008, Full Council Meeting, 8:30 a.m. – 2:30 p.m.

To receive a copy of the agenda, or request special accommodations for participation in the meeting, please contact: Debra Dowds, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2981, or call toll free 1(800)580-7801, local (850)488-4180, or TDD toll free 1(888)488-8633.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Misty Grimm. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debra Dowds.

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#### **TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY**

The **Technological Research and Development Authority** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, September 18, 2008, 10:30 a.m. (Eastern Time)

PLACE: Conference Call: 1(888)808-6959, Code: 7338869 #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Selection of the NASA Alliance for Small Business Opportunity (NASBO) grant recipients and identification of awards.

For more information, you may contact: Mary Baker at (321)872-1050, ext. 110.

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#### **FIRST FLORIDA GOVERNMENTAL FINANCING COMMISSION**

The **First Florida Governmental Financing Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 19, 2008, 11:00 a.m.

PLACE: Council Chambers, City Hall, City of Boca Raton, 201 West Palmetto Park Road, Boca Raton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the Commission.

A copy of the agenda may be obtained by contacting: Richard C. Dowdy, Executive Director at (850)878-1874 or [ffgfc@embarqmail.com](mailto:ffgfc@embarqmail.com).

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#### **AMERICAN GUARANTY FUND GROUP, INC.**

The **American Guaranty Fund Group, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 7, 2008, 10:30 a.m. (EST)

PLACE: Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The AGFG Board of Directors will meet regarding general business.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200, ext. 1810.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Cathy Irvin at (850)386-9200, ext. 1810. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## Section VII

### Notices of Petitions and Dispositions Regarding Declaratory Statements

#### DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN THAT the Department of Education has declined to rule on the petition for declaratory statement filed by The Renaissance Charter School and the Lee Charter Foundation, Inc. on May 28, 2008. The following is a summary of the agency's declination of the petition: Due to the limit on the scope of a declaratory statement, the Department declined to issue a declaratory statement responding to this request for the following reasons: Declaratory statements are meant to interpret law, rather than challenge an agency's decision. Declaratory statements are not an appropriate form of relief when there is pending litigation. The parties filing the Petition have also filed two petitions currently before the Division of Administrative Hearings. While the Department has the authority to issue a declaratory statement as to the application of statutory provisions to a particular set of circumstances, it is not appropriate to entertain a request for a declaratory statement which seeks to essentially challenge an agency decision and is the subject of administrative proceedings.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400, [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org).

#### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has received the petition for declaratory statement from Seville, LLC. It has been assigned the case number DCA08-DEC-248. The petition seeks the agency's opinion as to the applicability of Sections 163.3167(8) and Section 380.06(20), F.S., as it applies to the petitioner.

Petitioner seeks a declaration that the property it owns within the boundaries of the Sugarmill Woods master plan located in Hernando County, and which was vested as exempt from the Development of Regional Impact (DRI) process in 1973, continues to be vested as exempt from the DRI process and thus exempt from compliance with concurrency and other local land development regulations enacted subsequent to the vesting of the property.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

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NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has declined to rule on the petition for declaratory statement filed by Emma Rogers, Wallis Lawson and Bettie R. Mitchell on November 26, 2007. The following is a summary of the agency's declination of the petition: A Final Order Denying Petition for Declaratory Statement was entered by the Agency Clerk on August 11, 2008, because it failed to express questions or doubts concerning the applicability of statutory provisions, rules or orders as they may apply to the Petitioners' particular circumstances; it sought a determination of the conduct of another person; there exists another adequate remedy, and the Petition failed to specify the statutory provision, rule, order that Petitioners believed applied.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

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#### 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."

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has



issued an order disposing of the petition for declaratory statement filed by Aventura Marina One Condominium Association, Inc., Docket No. 2008024085 on April 21, 2008. The following is a summary of the agency's disposition of the petition: It is ordered that Aventura Marina Owners' Association, Inc. is a condominium association as defined by Section 718.103(2), Florida Statutes, and Aventura Marina One Condominium Association, Inc. may not require the master association to amend the governing documents to designate a seat on the board to Aventura One in this proceeding.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Blake Gillett, Petitioner, In RE: Admirals Walk Condominium Association, Inc., Docket No. 2008046250. The petition seeks the agency's opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether Admirals Walk Condominium Association, Inc. has violated unspecified provisions of Chapter 718, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Bruce L. Barlow, Richard F. Jones and David W. Redmond, Petitioners, In RE: Grand Panama Beach Resort Condominium Association, Inc., Docket No. 2008039695 on July 11, 2008, and an Amended Petition, Docket No. 2008042511 on July 24,

2008. The following is a summary of the agency's declination of the petition: The Division declined to issue an order because the petitioners withdrew their petition and amended petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares 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 Condominiums, Timeshares and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Indian Lake Estates, Inc., Docket No. 2008043021 on July 24, 2008. The following is a summary of the agency's declination of the petition: The Division declined to issue an order because the Division does not have general authority to interpret or enforce Chapter 720, F.S., and there is no need for the Division to issue a declaratory statement because Indian Lakes Estates' status is not in doubt; an arbitrator has already determined that it is not a homeowners' association subject to Chapter 720, Florida Statutes.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: the Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by John R. Phillips, Unit Owner, In RE: Indian Sunset Beach Property Owners Association, Inc., Docket No. 2008034023 on June 9, 2008. The following is a summary of the agency's declination of the petition: The Division declined to issue an order because the Division does not have jurisdiction to interpret vague or ambiguous provisions in a declaration and because the Division has already reviewed this issue in a complaint filed by Petitioner and determined that the Association properly assessed for the expenses.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

**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."

**DEPARTMENT OF HEALTH**

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Garrett Gause, M.D., on August 21, 2008. The Petitioner seeks the Board's opinion as to whether the direct supervision protocol set forth in Section 458.347(3), F.S., applies only to electrologists, and does not apply to physician assistants or advanced registered nurse practitioners performing appropriately delegated laser or light-based hair removal. The Board will consider this petition at its meeting scheduled for October 4, 2008, in Orlando, Florida.

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

**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 EDUCATION**

**NOTICE TO CONSTRUCTION MANAGERS**

Florida State University announces that construction management services will be required for the project listed below:

Project No.: FS-211

Project and Location: College of Education Multipurpose Teaching Facility for Florida State University at the Southwest Campus Tallahassee, Florida

The project involves construction of a new indoor tennis practice facility and will be built on the University's Southwest Campus adjacent to the new FSU Morcom Aquatics Center. The completed facility will house (4)-(6) NCAA/USTA compliant practice courts with support spaces and may, also, operate to provide for competition in times of inclement weather. It is anticipated that the facility will share some site amenities, such as parking, access drives, and stormwater facilities with the Aquatics Center. Construction materials and methods are anticipated to facilitate training and competition for highly competitive events and will likely include covered or enclosed long span construction, natural ventilation, and indirect lighting, while promoting identity of the facility as a part of Florida State University. Commensurate with the University's goal to support environmentally responsible construction, this project will seek LEED certification. Construction is anticipated to begin March 2009 and be complete by January 2010.

The estimated construction cost is \$3,900,000.00.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Document phase. The Construction Manager may, also, be asked to develop cost models and analyses to facilitate the planning of future construction phases dependent upon the identification of additional construction funds. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, encouraging the inclusion of Minority Business Enterprises (MBEs). Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract.

Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; and qualifications of the firm's personnel, staff and consultants. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard Florida State University's construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

**Instructions:**

Firms desiring to provide construction management services for the project shall submit a letter of application and the completed Florida State University "Construction Manager Qualifications Supplement." Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past

36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The Florida State University Construction Manager Qualifications Supplement forms and the Project Fact Sheet may be obtained through the website at [www.fpc.fsu.edu](http://www.fpc.fsu.edu) or by contacting:

Lynetta Mills, Facilities Design and Construction, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, (850)644-2843, (850)644-8351 Facsimile

For further information on the project, contact: Kim Ball, Project Manager, at the address and phone listed above.

(6) Six bound copies of the required proposal data shall be submitted. Submittals must be received at the address listed above by 2:00 p.m. (Local Time), Tuesday, October 7, 2008. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered.

**NOTICE FOR PROFESSIONAL SERVICES**

**NOTICE OF CORRECTION** – The University of South Florida Polytechnic hereby announces a Notice of Correction to the Notice to Professional Consultants that appeared in the August 15, 2008 issue of the Florida Administrative Weekly. The advertisement appears in its entirety below with a change in the second paragraph of the "Instructions" section, correcting the e-mail address which should read [johnsonc@poly.usf.edu](mailto:johnsonc@poly.usf.edu).

**NOTICE TO PROFESSIONAL CONSULTANTS**

University of South Florida Polytechnic announces that Professional Services in the discipline of Architecture will be required for the project listed below:

**PROJECT NUMBER:** 555

**PROJECT AND LOCATION:** USF Polytechnic – Phase I Facility, University of South Florida Polytechnic, Lakeland, Florida.

**PROJECT DESCRIPTION:** The interdisciplinary USF Polytechnic – Phase I Facility will primarily provide large multi-user interdisciplinary shared core facilities. The plan includes two 100-seat classrooms and multiple smaller classrooms to support student enrollment needs in upcoming years. These classrooms will be scheduled by USF Polytechnic to meet growth in technology. Teaching laboratories for the disciplines of engineering, sciences, arts, business and information technology will provide space for interdisciplinary laboratory courses, as well as more traditional upper and lower division courses as needed. Multiple commons spaces for faculty and support staff is also included in the project. The space in this facility is designated to promote interdisciplinary research and teaching.

Polytechnic ideals are strongly oriented toward interdisciplinary, collaborative relationships – between faculty members, support staff, student support, and others. The concept of a commons is strongly evocative of these interactions; the co-location and interweaving of faculty members across disciplines, for example, encourages and facilitates the dynamic exchange of ideas so critical for interdisciplinary efforts. The close physical proximity of faculty, staff and students creates a collection of “critical masses,” providing constant opportunities for productive interaction.

The USF Polytechnic – Phase I project includes approximately 60,000 NASF of space funded by State PECO funding, and an option for approximately 30,000 – 50,000 NASF of additional space proposed to be funded through private/public FECGP funding.

This multi-story facility will accommodate upper and lower division interdisciplinary teaching and research needs of the USF Polytechnic. The facility is planned to include research labs (approximately 1,250 NASF); teaching labs (approximately 27,500 NASF); classrooms (approximately 5,000 NASF); office space (approximately 29,000 NASF); instructional media (approximately 7,300 NASF); study space (approximately 12,000 NASF); support and student space (approximately 7,300 NASF); with an additional shell space (approximately 20,000 NASF) if funding permits.

The Phase I Facility is only the first construction of a multi-phased Master Plan which creates an integrated, fully-engaged university campus environment at a highly visible location on Interstate 4 midway along the 80 miles between the Tampa Bay and Orlando megalopolis areas. In addition to serving the needs of its tri-county service area, this university is intended to be a destination campus with a vibrant residential and campus life component. Given this location, the USF Polytechnic seeks an iconic design for this facility.

The construction budget is estimated to be approximately \$65,700,000 including Master Planning, site development, and hurricane hardening. Project development, including professional services, is contingent upon availability of funds. If additional funding is realized, the USF Polytechnic has the option to incorporate additional scope/funding under this contract including completion of shell space. The construction delivery method is anticipated to be Construction Management.

The selected firm should provide planning, design, construction documents, construction administration and post-occupancy services for the project in coordination with the 2005 USF (Polytechnic) Lakeland Campus 10 Year Master Plan and USF standards for design and construction. USF Polytechnic is seeking to secure the services of a consultant team with extensive experience in innovative facility design. All disciplines required for the design of the facility should be provided for this project under the contract with the selected

firm, including architecture, engineering, interior design and any specialty consultants. Consultant services for design expertise unique to the innovative needs of a polytechnic interdisciplinary teaching and research environment may be provided by specialty design consultants with a preference for inclusion of signature architects. Firm submittals should include descriptions of experience and knowledge of Sustainable Design and Hurricane Hardening. The design and construction administration services provided by the selected team shall facilitate the facility needs, and accomplish those needs within the mandatory project schedule in order to meet occupancy requirements for this project. The selected firm will be required to provide computer drawings according to the standards of the University of South Florida, including computer record drawings reflecting as-built conditions to facilitate the University’s space management program. Blanket professional liability insurance will be required for this project in the amount of \$3,000,000, and will be provided as a part of Basic Services. It is the University’s responsibility to negotiate a fair, competitive, and reasonable compensation per Section 287.055, F.S. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects; (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the short-listed firms based upon a scope of services document to be provided at the time of negotiations. Selection of finalists for interview will be made on the basis of professional qualifications of the proposed design team, including experience and ability to meet the project requirements and the goals and objectives of USF Polytechnic’s Strategic Plan; past experience; award-winning design ability, especially in developing iconic and/or signature facilities; volume of work; and distance from project. The distance factor for this project will provide a maximum of one point difference in scoring for location between in-state and out-of-state applicants. As part of the University of South Florida’s Strategic Plan, the university made a commitment to foster a diverse community distinguished by a shared purpose, collaboration, open and timely communication, mutual respect, trust, and inclusiveness. The University of South Florida is an equal opportunity institution, and, as such, strongly encourages the lawful use of certified Minority and Women-owned Business Enterprises (“MBEs”) in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or for participation in, design and/or construction-related services. The plans and specifications for the University of South Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant should warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or

consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

**INSTRUCTIONS:** Firms desiring to apply to provide professional services shall submit one (1) original submittal and eight (8) bound copies consisting of the information as required in the "Submittal Requirements" of the Project Fact Sheet including a letter of interest, a completed "USF Professional Qualifications Supplement (PQS)" dated August 2008 for the USF Polytechnic – Phase I Facility and any required or additional information within the proposal limits. Applications on any other form will not be considered. Submittals are part of the public record. All applicants should be properly registered at the time of contract engagement to practice its profession in the State of Florida. If the applicant is a corporation, it should be chartered by the Florida Department of State to operate in Florida. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The "Professional Qualifications Supplement (PQS)" for the USF Polytechnic – Phase I Facility, dated August 2008, and "Project Fact Sheet", which includes project information and selection criteria, may be obtained by contacting: Claire Johnson, Executive Administrative Specialist, Campus Facilities and Educational Outreach, University of South Florida Polytechnic, via e-mail at johnsonc@poly.usf.edu, by mail at 3433 Winter Lake Road, Lakeland, Florida 33803, or by phone at (863)667-7056. Interested firms are invited and encouraged to attend a Pre-Submittal Meeting at 1pm Eastern Time, on Tuesday, September 9, 2008 at the University of South Florida Polytechnic – Room LTB 1124/1124A to review the scope and requirements of this project. The LTB 1124/1124A is located on campus at 3433 Winter Lake Road, Lakeland, Florida 33803.

Two site visits are planned on the day of the Pre-Submittal Meeting (Tuesday, September 9, 2008). One is scheduled for 9:30 a.m. (EST) and another at 3:00 p.m. (EST). The site (property) is restricted and no trespassing is allowed. Therefore, all interested individuals should meet at USF Polytechnic, 3433 Winter Lake Road, Lakeland, Florida 33803, LTB Building, Room 2117, where transportation will be provided to the site for each of the scheduled site visits. Please arrive in enough time for the 9:30 a.m. departure or the 3:00 p.m. departure. It is imperative that notification of your interest to visit the site be advised no later than September 5, 2008 by 5:00 p.m. (EST) by contacting: Claire Johnson, via e-mail at johnsonc@poly.usf.edu. Email request must include the preferred site visit time as well as the number of participants from your organization.

Requests for meetings by individual firms will not be granted once the Florida Administrative Weekly advertisement is published. No communication shall take place between the applicants and the members of the Selection Committee or

employees of the University of South Florida except as provided at the Pre-Submittal Meeting, the Pre-Interview Meeting and the request for the PQS, Fact Sheet and the RSVP for site visit. Requests for any project information should be submitted in writing to the above e-mail address. The Selection Committee may reject all proposals and stop the selection process at any time. One (1) original and eight (8) copies of the requested submittal data, bound in the order listed in the "Submittal Requirements" of the Project Fact Sheet shall be addressed to:

Alice M. Murray Ed.D  
Associate Vice President  
Campus Facilities and Educational Outreach  
University of South Florida Polytechnic  
3433 Winter Lake Road  
LTB 2116  
Lakeland, FL 33803

Applications that do not comply with the above instructions may be disqualified. Submittals are to be received by USF Polytechnic, 3433 Winter Lake Road, LTB Room 2120, Lakeland, Florida 33803 by 2:00 p.m. (Eastern Time), Friday, September 19, 2008. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered.

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Notice of Bid/Request for Proposal  
PRE-QUALIFICATION SOLICITATION

The University of West Florida Board of Trustees is soliciting qualifications of contractors for the following:

Restoration of existing Historic Barkley House and construction of addition to the house located on Bayfront Parkway, Pensacola, FL.

Contractors who are interested in this project and can document experience with historic construction projects are invited to submit qualifications in response to Solicitation #08/PQS-02/ES. The solicitation is available for download at <http://uwf.edu/procurement/>. Only those contractors who have pre-qualified as a result of this solicitation will be invited to bid this project.

Sealed responses will be received until October 16, 2008, 4:00 p.m. (Central Time), Department of Procurement and Contracts, Bldg. 90, Room 133, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514.

Solicitation number 08/PQS-02/ES must be marked on outside of submittal package. The University will not be responsible for unopened submittals when the package is not properly identified. Responses must be submitted in full and in accordance with the requirements of all terms and conditions of the solicitation.

All questions and inquiries should be directed to Procurement and Contracts. Contact: Elaine Smith at etsmith@uwf.edu or (850)474-2627.

Notice of Bid/Request for Proposal

NOTICE TO CONSTRUCTION MANAGERS

The Florida International University Board of Trustees announces that construction management services will be required for the project listed below:

Project Name and Number: Social Sciences (International Studies), BT-835

Project Location: This facility will be located at Florida International University, University Park.

Project Description: The selected firm will be contracted to provide construction management for 57,000 sq. ft. building that will house International Studies. The building will provide a striking physical symbol of the international dimension of the University's mission and identity. It will provide a state-of-the-art venue for the many activities – classes, lectures, workshops, performances, conferences, and faculty and graduate student research—that constitute the agendas of its occupants. It will impress the constant stream of prominent foreign visitors that find their way to FIU. It also should enhance the external reputations of the centers and institutes, departments, and school that inhabit it. The building should also reinforce the University's reputation for linking visionary idealism with pragmatic execution.

The project will also require campus utility infrastructure improvements to service the building and future building sites. It will contain an approximate total gross square footage of 57,712 with a construction budget of approximately \$14 million. The successful firm will be expected to join the team immediately in order to expedite the completion of the construction documents to meet a construction start date of February 2009.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement form. Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals, which do not comply with these requirements or do not include the requested data, will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must

warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$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.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet may be obtained from the web-site <http://facilities.fiu.edu> (find project under Selection Process Information). Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Real Estate Development and Planning at (305)348-4090 or via e-mail to [cecilia@fm.fiu.edu](mailto:cecilia@fm.fiu.edu).

Six (6) bound copies of the required proposal data will be submitted to: Selection Committee, Real Estate Development and Planning, Florida International University, University Park, 11555 S. W. 17th St., CSC 236, Miami, Florida 33199.

Submittals must be received by 2:00 p.m. (Local Time), October 3, 2008. Facsimile (FAX) submittals are not acceptable and will not be considered.

PUBLIC ANNOUNCEMENT FOR PROCUREMENT OF  
PROFESSIONAL ARCHITECTURAL SERVICES FOR  
CONTINUING CONTRACTS

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from Architectural firms to provide basic architectural services for Continuing Contracts. The firms selected under the Continuing Contracts will be responsible for assigned facility projects having estimated construction costs and study fees not exceeding \$1,000,000 (construction) and \$50,000 (study fees) respectively, as provided for in Section 287.055 Florida Statutes. The contracts will have an initial period of one year with the option to renew for two additional one-year periods or until \$1,000,000 construction fees are reached. Selection of finalists will be held in accordance with Section 287.055, Florida Statutes.

INSTRUCTIONS FOR SUBMITTAL

Firms interested in being considered for this project should contact The Florida School for the Deaf and the Blind by email; Laura Bowden, Contract Administrator at [bowdenl@fsdb.k12.fl.us](mailto:bowdenl@fsdb.k12.fl.us) or John Connor, Purchasing Director at [connorj@fsdb.k12.fl.us](mailto:connorj@fsdb.k12.fl.us) requesting instruction booklet "Selection Criteria of the Architect/Engineer dated December 2007."

SUBMITTAL DUE

Submittals must be received no later than 4:00 p.m. (Local Time), Monday, October 6, 2008, and should be mailed or delivered to: Florida School for the Deaf and the Blind, Attn.: Mr. John Connor, Purchasing Director, Stores and Receiving, Building #28, 207 N. San Marco Ave., St. Augustine, FL 32084-2799. Facsimile (FAX) submittals are not acceptable and will not be considered.

The results of the short-list and final selection will be posted at: FSDB, Purchasing Department, 207 N. San Marco Ave., Stores and Receiving, Building #28, St. Augustine, FL and may be viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m., beginning 24 hours after the selection. Final selection results will also be posted in the Florida Administrative Weekly. Firms must be properly registered at the time of application to practice their profession in the State of Florida. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. Information received will be maintained with the project file and will not be returned. Any protests of the selection must be made within 72 hours of the posting. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Applicants are advised that plans and specifications for projects may be reused.

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**PUBLIC ANNOUNCEMENT FOR PROCUREMENT OF PROFESSIONAL CIVIL ENGINEERING SERVICES FOR CONTINUING CONTRACTS**

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from Civil Engineering firms to provide basic engineering services for Continuing Contracts. The firms selected under the Continuing Contracts will be responsible for assigned facility projects having estimated construction costs and study fees not exceeding \$1,000,000 (construction) and \$50,000 (study fees) respectively, as provided for in Section 287.055, Florida Statutes. The contracts will have an initial period of one year with the option to renew for two additional one-year periods or until \$1,000,000 construction fees are reached. Selection of finalists will be held in accordance with Section 287.055, Florida Statutes.

**INSTRUCTIONS FOR SUBMITTAL**

Firms interested in being considered for this project should contact: The Florida School for the Deaf and the Blind by email; Laura Bowden, Contract Administrator at bowdenl@fsdb.k12.fl.us or John Connor, Purchasing Director at connorj@fsdb.k12.fl.us requesting instruction booklet "Selection Criteria of the Architect/Engineer dated December 2007."

**SUBMITTAL DUE**

Submittals must be received no later than 4:00 p.m. local time on Monday, October 6, 2008, and should be mailed or delivered to: Florida School for the Deaf and the Blind, Attn.: Mr. John Connor, Purchasing Director, Stores and Receiving, Building #28, 207 N. San Marco Ave., St. Augustine, FL 32084-2799. Facsimile (FAX) submittals are not acceptable and will not be considered.

The results of the short-list and final selection will be posted at: FSDB, Purchasing Department, 207 N. San Marco Ave., Stores and Receiving, Building #28, St. Augustine, FL and may be

viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m., beginning 24 hours after the selection. Final selection results will also be posted in the Florida Administrative Weekly. Firms must be properly registered at the time of application to practice their profession in the State of Florida. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. Information received will be maintained with the project file and will not be returned. Any protests of the selection must be made within 72 hours of the posting. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Applicants are advised that plans and specifications for projects may be reused.

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**PUBLIC ANNOUNCEMENT FOR PROCUREMENT OF PROFESSIONAL MECHANICAL ELECTRICAL AND PLUMBING ENGINEERING SERVICES FOR CONTINUING CONTRACTS**

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from MEP firms to provide basic engineering services for Continuing Contracts. The firms selected under the Continuing Contracts will be responsible for assigned facility projects having estimated construction costs and study fees not exceeding \$1,000,000 (construction) and \$50,000 (study fees) respectively, as provided for in Section 287.055, Florida Statutes. The contracts will have an initial period of one year with the option to renew for two additional one-year periods or until \$1,000,000 construction fees are reached. Selection of finalists will be held in accordance with Section 287.055, Florida Statutes.

**INSTRUCTIONS FOR SUBMITTAL**

Firms interested in being considered for this project should contact: The Florida School for the Deaf and the Blind by email; Laura Bowden, Contract Administrator at bowdenl@fsdb.k12.fl.us or John Connor, Purchasing Director at connorj@fsdb.k12.fl.us requesting instruction booklet "Selection Criteria of the Architect/Engineer dated December 2007."

**SUBMITTAL DUE**

Submittals must be received no later than 4:00 p.m. local time on Monday, October 6, 2008, and should be mailed or delivered to: Florida School for the Deaf and the Blind, Attn.: Mr. John Connor, Purchasing Director, Stores and Receiving, Building #28, 207 N. San Marco Ave., St. Augustine, FL 32084-2799. Facsimile (FAX) submittals are not acceptable and will not be considered.

The results of the short-list and final selection will be posted at: FSDB, Purchasing Department, 207 N. San Marco Ave., Stores and Receiving, Building 28, St. Augustine, FL and may be viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m., beginning 24 hours after the selection.

Final selection results will also be posted in the Florida Administrative Weekly. Firms must be properly registered at the time of application to practice their profession in the State of Florida. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. Information received will be maintained with the project file and will not be returned. Any protests of the selection must be made within 72 hours of the posting. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Applicants are advised that plans and specifications for projects may be reused.

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**PUBLIC ANNOUNCEMENT FOR PROCUREMENT OF  
PROFESSIONAL STRUCTURAL ENGINEERING  
SERVICES FOR CONTINUING CONTRACTS**

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from Structural Engineering firms to provide basic engineering services for Continuing Contracts. The firms selected under the Continuing Contracts will be responsible for assigned facility projects having estimated construction costs and study fees not exceeding \$1,000,000 (construction) and \$50,000 (study fees) respectively, as provided for in Section 287.055, Florida Statutes. The contracts will have an initial period of one year with the option to renew for two additional one-year periods or until \$1,000,000 construction fees are reached. Selection of finalists will be held in accordance with Section 287.055, Florida Statutes.

**INSTRUCTIONS FOR SUBMITTAL**

Firms interested in being considered for this project should contact: The Florida School for the Deaf and the Blind, Laura Bowden, Contract Administrator at bowdenl@fsdb.k12.fl.us or John Connor, Purchasing Director at connorj@fsdb.k12.fl.us, requesting instruction booklet "Selection Criteria of the Architect/Engineer dated December 2007."

**SUBMITTAL DUE**

Submittals must be received no later than 4:00 p.m. local time on Monday, October 6, 2008, and should be mailed or delivered to: Florida School for the Deaf and the Blind, Attn.: Mr. John Connor, Purchasing Director, Stores and Receiving, Building 28, 207 N. San Marco Ave., St. Augustine, FL 32084-2799. Facsimile (FAX) submittals are not acceptable and will not be considered.

The results of the short-list and final selection will be posted at: FSDB, Purchasing Department, 207 N. San Marco Ave., Stores and Receiving, Building 28, St. Augustine, FL and may be viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m., beginning 24 hours after the selection. Final selection results will also be posted in the Florida Administrative Weekly. Firms must be properly registered at the time of application to practice their profession in the State of Florida. Applications that do not comply with these

instructions or those that do not include the requested data may not be considered. Information received will be maintained with the project file and will not be returned. Any protests of the selection must be made within 72 hours of the posting. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Applicants are advised that plans and specifications for projects may be reused.

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**DEPARTMENT OF LAW ENFORCEMENT**

**ADVERTISEMENT FOR BIDS**

PROPOSALS ARE REQUESTED FROM QUALIFIED LICENSED GENERAL CONTRACTORS BY THE State of Florida, Department of Law Enforcement hereinafter called the FDLE, State, or Department, Customer, Purchaser intends to obtain competitive sealed bids for the Florida Capitol Perimeter Security Upgrade.

**PROJECT DESCRIPTION:** Installation of shallow-mounted bollards, a hydraulic bollard vehicle barrier, and a guard booth with associated systems at the Florida Capitol.

**PREQUALIFICATION:** The awarded contractor must have successfully completed, in a timely fashion, at least three similar security projects within the previous 5 years. Material or equipment provided by the manufacturer must have been in satisfactory service for no less than five (5) years. Contractor must remove from the project any individual who is performing working in an unacceptable manner as determined by FDLE. References will need to be provided upon request.

**PERFORMANCE BOND REQUIREMENT:** Each vendor shall provide the Florida Department of Law Enforcement (FDLE) with a Performance Bond in the full amount of the bid. The Performance Bond shall be provided by a surety company authorized to do business in the State of Florida. The Performance Bond shall be executed and furnished to the FDLE prior to contract execution and no later than ten (10) days after the ending date of the period for posting the intended award decision.

The FDLE will accept in lieu of the Performance Bond, a cashier's check, treasurer's check, bank draft, certified check or irrevocable letter of credit. The letter of credit must be issued or confirmed by a bank authorized to do business in the United States and signed by an authorized representative of the proposer.

The FDLE will return the successful proposer's letter of credit within thirty (30) consecutive calendar days following FDLE's final acceptance of all goods and/or services to be obtained under this ITB.



Failure to provide the required performance bond, cashier's check, treasurer's check, bank draft, certified check or irrevocable letter of credit within the aforementioned timeframe will void the vendor's proposal, and FDLE will proceed in contracting with the next highest rated bidder.

The unsuccessful proposer's performance bond, cashier's check, treasurer's check, bank draft, irrevocable letter of credit or certified check will be returned within fifteen (15) consecutive calendar days following the posting of the ITB award.

**MANDATORY SITE VISIT AND PRE-BID CONFERENCE:** A mandatory pre-bid conference and site visit will be held on September 18, 2008, 10:00 a.m. (EST), The Capitol, 400 South Monroe Street (east steps of Old Capitol), Tallahassee, FL. Vendors may ask questions and clarify any issues stated in this bid or which may arise during the site visit. Attendance at the pre-bid conference and site visit are mandatory in order to bid on this project. The Invitation to Bid and a drawing of the layout will be handed out to the vendors that attend the pre-bid conference.

**CONTACT PERSON FOR BID INQUIRIES:** Keith Milton, Purchasing Analyst, FDLE/Office of General Services, 2331 Phillips Road, Tallahassee, Florida 32308, Phone: (850)410-7314, Fax: (850)410-7333; Email: keithmilton@fdle.state.fl.us.

#### **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."

#### **EXECUTIVE OFFICE OF THE GOVERNOR**

##### Notice of Bid/Request for Proposal

Volunteer Florida is pleased to announce a Request for Proposals (RFP) funding opportunity to operate an AmeriCorps program.

AmeriCorps programs support local community efforts to address education, environmental, homeland security, public safety or other human needs. AmeriCorps is a national service program that provides opportunities for citizens to serve their community. Participants of AmeriCorps called "members" join a local program and provide intensive community services such as tutoring students who need extra help, assisting in after-school programs, and a host of other services that strengthen communities. AmeriCorps members are not staff but can assist in capacity building efforts such as volunteer recruitment and management.

A full grant application will be posted on the Volunteer Florida website [www.volunteerflorida.org](http://www.volunteerflorida.org) by September 8, 2008. Proposals are due in the federal eGrants system by November 7, 2008 5:00 p.m. (Eastern Standard Time).

Volunteer Florida, The Governor's Commission on Volunteerism and Community Service was established in 1994 by the Florida Legislature to administer grants under the National and Community Service Trust Act of 1993. The Commission administers the state's AmeriCorps programs; promotes volunteerism in emergency management and preparedness; and helps to strengthen and expand Volunteer Centers in Florida.

AmeriCorps is a program funded by the U.S. Congress under the Catalog of Federal Domestic Assistance number 94.006. The national public/private partnership supporting AmeriCorps is the Corporation for National and Community Service (CNCS). For more information about the CNCS and national AmeriCorps programs, visit [www.americorps.org](http://www.americorps.org).

#### **REGIONAL TRANSPORTATION AUTHORITIES**

Request for Proposals: Legal Services

Tampa Bay Area Regional Transportation Authority (TBARTA) is requesting proposals from qualified law firms to provide legal services primarily in the area of General Legal Services.

TBARTA is a regional transportation authority charged with planning, financing, constructing and operating regional transportation facilities and service within Citrus, Hernando, Pasco, Pinellas, Hillsborough, Manatee, and Sarasota Counties. Specialty services in the areas of Finance, Labor, Litigation, and Worker's Compensation may be needed from time to time. Proposals are due September 17, 2008, by 5:00 p.m. Download full RFP and scope of services from [www.tbarta.com](http://www.tbarta.com).

#### **DEPARTMENT OF CORRECTIONS**

Presentations/Interviews – Rescheduled – CM008  
CONSTRUCTION MANAGEMENT SERVICES For  
OKEECHOBEE CORRECTIONAL INSTITUTION

Annex and Work Camp

The Department of Corrections has completed its evaluation of submittals, received in response to the above referenced project and will be conducting Presentations/Interviews with the top ranked firms.

The following are the three top rated firms, in order of ranking:

1. Balfour Beatty Construction, LLC
2. Moss & Associates
3. Peter Brown Construction, Inc.

Presentations/Interviews were scheduled for Wednesday, August 20, 2008, however due to the state of emergency resulting from tropical storm Fay presentations were cancelled.

A new date has since been confirmed and Presentation will be held in Room B356 at 2601 Blair Stone Road, Tallahassee, Florida, on Thursday, September 11, 2008.

Presentation times are as follows:

Thursday, September 11, 2008

1. Balfour Beatty Construction 9:00 a.m. to 10:00 a.m.  
(Local time) EDT
2. Peter Brown Construction, Inc. 10:30 a.m. to 11:30 a.m.  
(Local time) EDT
3. Moss & Associates 1:30 p.m. to 2:30 p.m.  
(Local time) EDT

Persons planning to attend, not affiliated with the shortlisted firms, should contact: Julyn Hussey at (850)410-4049, or Sandra Rogers at (850)922-8855, no later than Wednesday, September 10, 2008, by 12:00 Noon. If attending, be prepared to sign in at the security desk, surrender your driver's license, and receive a visitor's identification badge. Upon arrival, request the security desk official contact Sandra Rogers or Julyn Hussey and you will be escorted to the room.

There will be No Admittance after a Presentation/Interview has begun.

Be advised no interaction with the presenting firms or the committee members will be allowed.

Although this is a publicly noticed meeting, the public is not invited to and may not participate in any discussions held.

**METROPOLITAN PLANNING ORGANIZATIONS**

**REQUEST FOR PROPOSALS TO PROFESSIONAL CONSULTANTS – PINELLAS COUNTY METROPOLITAN PLANNING ORGANIZATION**

The Pinellas County Metropolitan Planning Organization (MPO), in conjunction with the Florida Department of Transportation (FDOT), is conducting an evaluation of transit alternatives, including bus rapid transit, and is accepting technical proposals from qualified General Planning Consultants to provide professional services on the following transit planning project:

**PROJECT: DOWNTOWN CLEARWATER TO CLEARWATER BEACH EVALUATION OF TRANSIT ALTERNATIVES PROJECT**

The Complete RFP Package can be found at [www.pinellascounty.org/mpo/clearwatertobeachsrfp](http://www.pinellascounty.org/mpo/clearwatertobeachsrfp). The consultant will be required to fulfill task requirements related to implementation of a bus rapid transit route as a near term solution and evaluation of a higher level transit system as a longer term solution. Tasks include identifying route and bus preferential treatments, identifying and evaluating potential station locations, developing ridership projects, and estimating capital and operation costs.

Consideration will be given to only those firms that have been prequalified by the Florida Department of Transportation to perform the indicated MAJOR Type(s) of Work.

Major Type of Work: 13.4, 13.5

Minor Type of Work: 13.3, 13.6, 13.7

**RESPONSE EVALUATION:** All respondents will be evaluated in accordance with Section 287.055(4), F.S., and must be determined by the MPO and the FDOT as qualified to do business in Florida and qualified to perform the advertised work requirements. The above project falls into the selection process so indicated in Rule Chapter 14-75, F.A.C., wherein at least three (3) firms will be requested to submit technical proposals. The contract fee will be negotiated in accordance with Section 287.055, F.S.

Lobbying of PMI Steering Committee members, Pinellas County MPO employees and elected officials regarding this RFP by any member of a Proposer's staff, or those people who are members of, or employed by, any legal entity affiliated with an organization that is responding to the RFP is strictly prohibited. Such actions may cause your proposal, or the proposal you are supporting, to be rejected.

**SUBCONSULTANT OPPORTUNITY:** Subconsultants that are not pre-qualified by the FDOT shall be subject to compensation restrictions as specified in Rule Chapter 14-75, F.A.C. Any such subconsultant utilized must be technically qualified by the FDOT before work may commence. Preference points will be given in the technical proposal evaluation for certified DBE consultants and non-DBE consultants who propose certified DBE subconsultants.

**NOTIFICATION OF CRIME CONVICTION:** Each applicant shall notify the FDOT within 30 days after a conviction of a contract crime applicable to it or any officers, directors, executive, shareholders active in management, employees, or agents of its affiliates. Under Section 337.164, F.S., the privilege of conducting business with the FDOT shall be denied to applicants so convicted until such applicant is properly reinstated pursuant to Section 337.165, F.S., and Rule Chapter 14-75, F.A.C.

**FEDERAL DEBARMENT:** By signing and submitting a Letter of Response/Proposal, the consultant certifies that no principal (which includes officers, directors, or executives) is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this transaction by any federal department or agency.

**EQUAL OPPORTUNITY AND DISADVANTAGED BUSINESS ENTERPRISE PROGRAM STATEMENT:** The MPO does not discriminate on any basis, as required by 49 USC 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex, age or sexual orientation in employment or business opportunity), Title VI of the Civil Rights Act of 1964, as amended 42 USC 2000d to 2000d-4, Title 49 CFR, Part 21 and Pinellas County Code Chapter 70 as amended. The MPO ensures, in accordance with 49 CFR Part 26, that certified FDOT Disadvantaged Business Enterprise Program participants have an equal opportunity to receive and participate in FDOT assisted contracts.

PROPOSAL RECEIPT: RFP Proposals must be received by 4:30 p.m. EST on October 3, 2008, at the MPO offices. Questions concerning the RFP must be submitted to Heather Sobush at [hsobush@pinellascounty.org](mailto:hsobush@pinellascounty.org) by September 12, 2008. Responses to all questions will be posted at one time by 4:30 p.m. September 18, 2008, on the MPO website at [www.pinellascounty.org/mpo/clearwatertobeachesrfp](http://www.pinellascounty.org/mpo/clearwatertobeachesrfp).

One original, nine copies and one .pdf version on CD of the proposal must be submitted to:

Heather Sobush  
 Pinellas County Metropolitan Planning Organization  
 600 Cleveland St., Suite 750  
 Clearwater, FL 33755  
 E-mail: [hsobush@pinellascounty.org](mailto:hsobush@pinellascounty.org)  
 Phone: (727)464-8200  
 Fax: (727)464-8201

The outside of the package containing the proposal must be marked "PROPOSAL TO PROVIDE PROFESSIONAL PLANNING SERVICES TO THE PINELLAS COUNTY MPO" The MPO will accept no responsibility for proposals not so marked. Proposals are to remain in effect for 90 calendar days from the date of submission. The MPO reserves the right to reject any and all proposals, to waive any formality concerning proposals, or negotiate changes to the proposals whenever such rejection or waiver or negotiation is in the best interest of the MPO.

Proposals must follow the above RFP format and include, at a minimum, the following information:

1. Name and Address of Firm.
2. Contact person for the project and telephone number and email address.
3. Key personnel, their titles and/or classification.
4. Subconsultants that may be used for the project.
5. Relevant past experiences.
6. Firm's Certified DBE status.
7. Name(s) of DBE FDOT certified subconsultants that may be used for the project.

SELECTION PROCESS: The PMI Steering Committee will evaluate the proposals received from FDOT pre-qualified firms, reserving the right to reject all. Eligible firms will be notified and will be invited to provide oral presentations lasting no longer than 1/2 hour each to the PMI Committee. The committee will then select one firm and forward their recommendation to the MPO Board for their approval.

SCHEDULE: The proposed schedule for this RFP is as follows:

RFP issued	September 5, 2008
Questions/Clarifications received by 4:30 p.m.	September 12, 2008
Proposals due to MPO by 4:30 p.m.	October 3, 2008

Oral presentations to PMI and ranking of firms	November 10, 2008, Tentative*
Recommendation submitted to MPOBoard	November 12, 2008, Tentative*
Contract Executed and Notice to Proceed	December 10, 2008, Tentative*

The MPO reserves the right to change the above schedule as necessary. Any changes will be posted on the RFP website.

**EXPRESSWAY AUTHORITIES**

**NOTICE TO PROFESSIONAL ENGINEERING  
 CONSULTANTS PROFESSIONAL ENGINEERING  
 CONSULTANT SYSTEMWIDE PRODUCTION  
 MANAGEMENT CONSULTANT LETTER OF INTEREST  
 – LOI 000569**

The Orlando-Orange County Expressway Authority requires the services of a Professional Engineering Consultant to serve as the Orlando-Orange County Expressway Authority's Systemwide Production Management Consultant (SPMC).

Letters of Interest will be received in the office of the Orlando-Orange County Expressway Authority, 4974 ORL Tower Road, Orlando, Florida 32807 until 2:00 p.m. (Orlando local time) on September 26, 2008. LOI's will be opened immediately after the deadline for submission.

Shortlist consideration will be given to only those firms who are qualified pursuant to law, and as determined by the Authority, based on information provided by the firms, and who have been pre-qualified by FDOT to perform the indicated Types of Work.

MAJOR TYPES OF WORK: Consultants shall be pre-qualified by FDOT in the following work groups: 3.2, Major Highway Design; 3.3, Controlled Access Highway Design; 4.2, Major Bridge Design; 7, Traffic Operations. The SPMC shall perform these major types of work with its own personnel. Use of subconsultants to perform major types of work will not be allowed.

ADDITIONAL TYPES OF WORK REQUIRED: Consultants may use pre-qualified subconsultants for the following work groups: 6.3, Intelligent Transportation Systems Analysis Design & Implementation; 8, Survey and Mapping; 9, Soil Exploration, Material Testing and Foundations; 9.4, Foundation Studies; 14, Architecture;

A copy of the complete LOI requirements may be obtained through Demandstar by visiting [www.demandstar.com](http://www.demandstar.com) or [www.expresswayauthority.com](http://www.expresswayauthority.com).

The Orlando-Orange County Expressway Authority reserves the right to postpone, to reject any and all responses, in whole or in part. All proposers must certify that they are not on the

Comptroller General's list of ineligible contractors. All responses must remain in effect for ninety (90) from the date of LOI opening unless otherwise specified.

The Orlando-Orange County Expressway Authority solicits and encourages M/WBE participation. The Orlando-Orange County Expressway Authority reserves the right to postpone, to accept or reject any and all submissions, in whole or in part.

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## 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."

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### NOTICE OF INVITATION TO BID

BID NO. BDC 16-08/09

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Rookery Bay Pedestrian Bridge, Project # 6G861

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials to build and construct a pedestrian bridge over Henderson Creek in Collier County, Florida, at the Rookery Bay National Estuarine Research Reserve. The bridge is to be constructed using the Florida Department of Transportation Standard Specifications for Road and Bridge Construction (2007) and supplements thereto. Design specifications are to meet the Florida Building Code 2004 with interims, the ASCE 7-05 Minimum Design Loads for Buildings and Other Structures, 2005, the ANSI/AF&PA NDS-2005 National Design Specification (NDS) for Wood Construction, and the American Association of State Highway Transportation Officials (AASHTO) Guide Specification for Design of Pedestrian Bridges, 1997, (First Edition).

PARK LOCATION: Rookery Bay National Estuarine Research Reserve, 300 Tower Road, Naples, Florida 34113-8031.

PROJECT MANAGER: Henri Burton, Coastal and Aquatic Managed Areas, 3900 Commonwealth Blvd., MS 235, Tallahassee, Florida 32399-3000. Telephone: (850)245-2105, Fax: (850)245-2110, email: [henri.burton@dep.state.fl.us](mailto:henri.burton@dep.state.fl.us).

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapters 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on September 5, 2008, at: 3900 Commonwealth Blvd. MS 235, Tallahassee, FL 32399-3000, Attention: Henri Burton, CPC I, (850)245-2105 or Fax (850)245-2110, email: [henri.burton@dep.state.fl.us](mailto:henri.burton@dep.state.fl.us)

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard with the Bureau of Design and Construction at (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (ET), Tuesday, October 7, 2008, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-3572. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Tuesday, October 14, 2008, unless extended by the Department for good cause.

NOTICE OF RIGHTS; Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax (850)245-2303, [Lea.Crandall@dep.state.fl.us](mailto:Lea.Crandall@dep.state.fl.us) during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110,

F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

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**NOTICE OF INVITATION TO BID****BID NO. BDC 17-08/09**

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

**PROJECT NAME:** John D. MacArthur Beach State Park – Boating Facilities Improvements and Associated Work

**SCOPE OF WORK:** The contractor shall provide the necessary labor, materials, equipment, and supervision to construct a access pier, floating boat docks, service dock, installation of a new aluminum gangway with handrail, pile crib breakwater, an access with connections to all of the dock system and associated work.

**PARK LOCATION:** John D. MacArthur Beach State Park-Munyon Island

**PROJECT MANAGER:** Fred Hand, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-1141.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

**INSTRUCTIONS:** Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on September 5, 2008 at: John D MacArthur Beach State Park, Munyon Island, 10900 State Road 703 A1A, North Palm Beach, Florida 33408, Attention: Donald Bergeron, Park Manager, (561)624-6950, Fax: (561)624-6954.

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372, at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**BID SUBMITTAL DUE DATE:** No later than 4:00 p.m., ET Tuesday, October 7, 2008 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-3572. The Department reserves the right to reject any or all bids.

**BID POSTING DATE:** No later than 2:00 p.m. (ET), Friday, October 17, 2008, unless extended by the Department for good cause.

**NOTICE OF RIGHTS:** Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000, (850)245-2242, Fax (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

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**EARLY LEARNING COALITION OF PALM BEACH COUNTY, INC.**

CHILDREN’S SERVICES COUNCIL OF PALM BEACH COUNTY, a special taxing district, and EARLY LEARNING COALITION OF PALM BEACH COUNTY are jointly

Issuing an INVITATION TO NEGOTIATE

PURPOSE: The intent of this Invitation to Negotiate is to secure an ENTRY AGENCY to serve as the access point into a system of services for children ages 1 to 5 years and their families. The selected agency will determine eligibility for prevention and early intervention services, provide screening and assessment, education and referral, outreach and linkages to programs and services within the system. All services must be culturally and linguistically responsive to the populations served. The Entry Agency will not provide the actual prevention and early intervention services, but will match eligible clients to appropriate service.

WHO: A nonprofit or government agency that does not or will agree not to provide direct services to clients served through either the Children’s Services Council of Palm Beach County or the Early Learning Coalition of Palm Beach County.

WHEN: Invitation to Negotiate (ITN) packets may be downloaded from CSC’s website: www.cscpb.org, beginning August 15, 2008.

PROPOSERS’ CONFERENCE: Proposers’ conference August 25, 2008 from 8:30 a.m. – 12:30 p.m., Anderson Room, Children’s Services Council, 2300 High Ridge Road, Boynton Beach. Potential proposers from out of the Palm Beach County area will be able to take part in the conference remotely (See ITN packet for details.)

DEADLINE: Responses are due by 2:00 p.m., September 15, 2008, CSC’s offices, Reception Desk, 2300 High Ridge Road, Boynton Beach, FL 33426.

The Children’s Services Council and Early Learning Coalition reserve the right to reject any and all proposals.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Bay County Development Services Department, Planning and Zoning Division, 707 Jenks Avenue, Suite B, Panama City, Florida 32401.

Any affected person, as defined in Section 163.3177(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.3177(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Bay County School Board, Bay County. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief  
Office of Comprehensive Planning  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

**Section XII  
Miscellaneous**

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTION 163.3177(2), FLORIDA STATUTES  
DCA DOCKET NO. 03-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Bay County School Board and the following local government: Bay County, pursuant to Section 163.3177, F.S., to be consistent with the minimum requirements of Sections 163.3177(2) and (3), F.S.

DCA Final Order No.: DCA08-OR-249

In re: LAND DEVELOPMENT REGULATIONS  
ADOPTED BY CITY OF KEY WEST ORDINANCE  
NO. 08-04

DCA Final Order No.: DCA08-OR-249

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to Section 380.05(6) and (11), F.S., (2007), approving a land development regulation adopted by a local government within the City of Key West Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The City of Key West is a designated area of critical state concern.
2. On June 23, 2008 the Department received for review City of Key West Ordinance No. 08-04, which was adopted by the City of Key West City Commission on May 20, 2008, ("Ord. 08-04"). The purpose of Ord. 08-04 is to amend: Chapter 90 "Administration;" Chapter 102 "Historic Preservation;" Chapter 106 "Performance Standards;" Chapter 108 "Planning and Development;" Chapter 110 "Resource Protection;" Chapter 114 "Signs;" and providing for the review and determination of certain Variance Requests to be administered by the Planning Board.
3. Ord. 08-04 amends the Key West Land Development Regulations to switch over the responsibility regarding variances, waivers and exemptions from the Key West Board of Adjustment, a quasi-judicial body consisting of the members of the City Commission, to the Planning Board. Variances to height restrictions will continue to be heard by the City Commission acting as the Board of Adjustment and subject to voter ratification for height variances for habitable building space.
4. Ord. 08-04 is consistent with the City's Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern based upon consistency with the Principles for Guiding Development applicable to that area of critical state concern. Sections 380.05(6) and 380.05(11), F.S., (2007).
6. The City of Key West is an Area of Critical State Concern. Section 380.05, F.S. (2007) and Rule 28-36.001, Florida Administrative Code.

7. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), F.S. (2007). The regulations adopted by Ord. 08-04 are land development regulations.
8. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for the particular area (the "Principles"). Section 380.05(6), F.S.; see Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd., 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles for the City of Key West Area of Critical State Concern are set forth in Rule 28-36.003(1), Florida Administrative Code.
9. Ord. 08-04 promotes and furthers the following Principles in subsection 28-36.003(1), F.A.C.:
  - (a) To strengthen local government capabilities for managing land use and development.
  - (b) To protect the public health, safety, welfare and economy of the City of Key West, and the maintenance of Key West as a unique Florida resource.
10. Ord. 08-04 is not inconsistent with the remaining Principles. Ord. 08-04 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 08-04 is found to be consistent with the Principles for Guiding Development of the City of Key West Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

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CHARLES GAUTHIER, AICP  
Director, Division of Community Planning  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION

SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 26th day of August, 2008.

\_\_\_\_\_  
Paula Ford, Agency Clerk

By U.S. Mail:  
The Honorable Morgan McPherson  
Mayor, City of Key West  
P. O. Box 1409  
Key West, Florida 33041

Cheryl Smith  
Clerk to the City Commission  
P. O. Box 1409  
Key West, Florida 33041

Amy Kimball-Murley, AICP  
Planning Director  
City of Key West  
P. O. Box 1409  
Key West, Florida 33041

Larry Erskine  
City Attorney  
P. O. Box 1409  
Key West, FL 33041



## DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Flyscooters, LLC, intends to allow the establishment of Wenmark, Inc. d/b/a All The Wheel Toys, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 1540 Northwest Federal Highway, Stuart (Martin County), Florida 34994, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Wenmark, Inc. d/b/a All The Wheel Toys are dealer operator(s): Mark Mourning, 1540 Northwest Federal Highway, Stuart, Florida 34994; principal investor(s): Mark Mourning, 1540 Northwest Federal Highway, Stuart, Florida 34994.

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, 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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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### 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, notice is given that Lance Powersports, Inc., intends to allow the establishment of Allchin Florida Corp. d/b/a Auto Motion, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 1237 North Tamiami Trail, North Fort Myers (Lee County), Florida 33903, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Allchin Florida Corp. d/b/a Auto Motion are dealer operator(s): Denis Allchin, 1237 North Tamiami Trail, North Fort Myers, Florida 33903; principal investor(s): Denis Allchin, 1237 North Tamiami Trail, North Fort Myers, Florida 33903.

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: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

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.

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### 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, notice is given that United Motors of America, intends to allow the establishment of Carls Speed Shop, Inc., as a dealership for the sale of motorcycles manufactured by United Motors of America (UNMO) at 1050 South Nova Road, Ormond Beach (Volusia County), Florida 32174, on or after August 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Carls Speed Shop, Inc. are dealer operator(s): Carl Morrow, 390 North Beach Street, Daytona Beach, Florida 32114; principal investor(s): Carl Morrow, 390 North Beach Street, Daytona Beach, Florida 32114.

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: Melissa Bell, 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.

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Notice of Publication for the Relocation of a  
Franchised Motor Vehicle Dealership  
in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Chrysler Motors, LLC ("Chrysler Motors") gives notice of its intent to permit the reestablishment of a successor Chrysler dealership at a different location. This relocation does not qualify for any of the exemptions from notice and protest provided in Section 320.642(5), Florida Statutes. The existing dealership is Wallace Dodge, LLC d/b/a Maroone Chrysler Jeep Delray, which is currently located at 700 North Federal Highway, Delray Beach, Palm Beach County, Florida 33483. Subsequent to sale of the dealership, the existing dealership will close and the successor dealership, Delray Motors, Inc. will be established at 2102 South Federal Highway, Delray Beach, Palm Beach County, Florida 33483.

The principal investors of Delray Motors, Inc. whose address is 2102 South Federal Highway, Delray Beach, Florida 33483 are: Roy Timothy Young, 2102 South Federal Highway, Delray Beach, Florida 33483, Roy Timothy Young Irrevocable Trust, 2102 South Federal Highway, Delray Beach, Florida 33483, John Bruce Young Irrevocable Trust, 2102 South Federal Highway, Delray Beach, Florida 33483 and John Bruce Young, 2102 South Federal Highway, Delray Beach, Florida 33483. The dealer operator of Delray Motors, Inc. will be Roy Timothy Young, whose address is 2102 South Federal Highway, Delray Beach, Florida 33483

Delray Motors, Inc. whose address is 2102 South Federal Highway, Delray Beach, Florida 33483 intends to engage in business at its new location on or after October 5th, 2008.

The notice indicates the intent to permit the relocation of the Jeep dealership to a 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-makes 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: Ms. Nalini Vinayak, 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: Phil Langley, Chrysler Motors, LLC, 10300 Boggy Creek Road, Orlando, FL 32824.

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 location, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for the Relocation of a  
Franchised Motor Vehicle Dealership  
in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Chrysler Motors, LLC ("Chrysler Motors") gives notice of its intent to permit the reestablishment of a successor Jeep dealership at a different location. This relocation does not qualify for any of the exemptions from notice and protest provided in Section 320.642(5), Florida Statutes. The existing dealership is Wallace Dodge, LLC d/b/a Maroone Chrysler Jeep Delray, which is currently located at 700 North Federal Highway, Delray Beach, Palm Beach County, Florida 33483. Subsequent to sale of the dealership, the existing dealership will close and the successor dealership, Delray Motors, Inc. will be established at 2102 South Federal Highway, Delray Beach, Palm Beach County, Florida 33483.

The principal investors of Delray Motors, Inc. whose address is 2102 South Federal Highway, Florida 33483 are: Roy Timothy Young, 2102 South Federal Highway, Delray Beach, Florida 33483, Roy Timothy Young Irrevocable Trust, 2102 South Federal Highway, Delray Beach, Florida 33483, John Bruce Young Irrevocable Trust, 2102 South Federal Highway, Delray Beach, Florida 33483 and John Bruce Young, 2102 South Federal Highway, Delray Beach, Florida 33483. The dealer operator of Delray Motors, Inc. will be Roy Timothy Young, whose address is 2102 South Federal Highway, Delray Beach, Florida 33483.

Delray Motors, Inc. whose address is 2102 South Federal Highway, Delray Beach, Florida 33483 intends to engage in business at its new location on or after October 5th, 2008.

The notice indicates the intent to permit the relocation of the Jeep dealership to a 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-makes 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: Ms. Nalini Vinayak, 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: Phil Langley, Chrysler Motors, LLC, 10300 Boggy Creek Road, Orlando, FL 32824.

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 location, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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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, notice is given that Peace Industry Group, Inc., intends to allow the establishment of Eco Green Machine, LLC d/b/a Eco Green Machine, as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after September 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC d/b/a Eco Green Machine are dealer operator(s): Patcharee Clark, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Patcharee Clark, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Meredith Huang, Peace Industry Group, Inc., 6600 B Jimmy Carter Boulevard, 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.

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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, notice is given that Lance Powersports, Inc., intends to allow the establishment of ECO Motor Sports & Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 725 Ronald Regan Boulevard, Suite #100, Longwood (Seminole County), Florida 32750, on or after August 12, 2008.

The name and address of the dealer operator(s) and principal investor(s) of ECO Motor Sports & Scooters, LLC are dealer operator(s): Elliot Blackwelder, 725 Ronald Regan Boulevard, Suite #100, Longwood, Florida 32750; principal investor(s): Elliot Blackwelder, 725 Ronald Regan Boulevard, Suite #100, Longwood, Florida 32750.

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: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

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, notice is given that CF Moto Powersports, Inc., intends to allow the establishment of TGT Companies, Inc. d/b/a Extreme Motor Sales, as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CFHG) at 1918 South Orange Blossom Trail, Apopka (Orange County), Florida 32703, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of TGT Companies, Inc. d/b/a Extreme Motor Sales are dealer operator(s): Tina Wilson, 1918 South Orange Blossom Trail, Apopka, Florida 32703; principal investor(s): Tina Wilson, 1918 South Orange Blossom Trail, Apopka, Florida 32703.

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: Ivan Escalante, CF Moto Powersports, Inc., 3555 Holly Lane North, #30, Plymouth, Minnesota 55447.

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 Peace Industry Group, Inc., intends to allow the establishment of Jealse Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan

Motorcycle Manufacture Co. Ltd. (BASH) at 512 East Osceola, Kissimmee (Osceola County), Florida 34744, on or after August 16, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Jealse Scooters, Inc. are dealer operator(s): Fabio Alzate, 512 East Osceola Parkway, Kissimmee, Florida 34744; principal investor(s): Fabio Alzate, 512 East Osceola Parkway, Kissimmee, Florida 34744.

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, 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: Lily Ji, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, 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 Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Jealse Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Honling Motorcycle Corp. (HONL) at 512 East Osceola, Kissimmee (Osceola County), Florida 34744, on or after August 19, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Jealse Scooters, Inc. are dealer operator(s): Fabio Alzate, 512 East Osceola Parkway, Kissimmee, Florida 34744; principal investor(s): Fabio Alzate, 512 East Osceola Parkway, Kissimmee, Florida 34744.

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, 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: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

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.

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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 JMSTAR Powersports, Inc., intends to allow the establishment of Jealse Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 512 East Osceola, Kissimmee (Osceola County), Florida 34744, on or after August 19, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Jealse Scooters, Inc. are dealer operator(s): Fabio Alzate, 512 East Osceola Parkway, Kissimmee, Florida 34744; principal investor(s): Fabio Alzate, 512 East Osceola Parkway, Kissimmee, Florida 34744.

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, 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: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

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.

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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, notice is given that CF Moto Powersports, Inc., intends to allow the establishment of Mega Power Sports Corp., as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CFHG) at 921 West International Speedway Boulevard, Daytona Beach (Volusia County), Florida 32114, on or after August 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mega Power Sports Corp. are dealer operator(s): Dave Levison, 921 West International Speedway Boulevard, Daytona Beach, Florida 32114; principal investor(s): Dave Levison, 921 West International Speedway Boulevard, Daytona Beach, Florida 32114.

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: Ivan Escalante, CF Moto Powersports, Inc., 3555 Holly Lane North, #30, Plymouth, Minnesota 55447.

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.

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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, notice is given that CF Moto Powersports, Inc., intends to allow the establishment of Mega Power Sports Corp., as a dealership for the sale of motorcycles manufactured by Chunfeng Holding

Group Co. Ltd. (CFHG) at 821 South Highway 17-92, Suite 101, Longwood (Seminole County), Florida 32750, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mega Power Sports Corp. are dealer operator(s): Dave Levison, 821 South Highway 17-92, Suite 101, Longwood, Florida 32750; principal investor(s): Dave Levison, 821 South Highway 17-92, Suite 101, Longwood, Florida 32750.

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: Ivan Escalante, CF Moto Powersports, Inc., 3555 Holly Lane North, #30, Plymouth, Minnesota 55447.

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, notice is given that Chuanl Motorcycle USA Co., Ltd., intends to allow the establishment of Power and Play Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 1828 North Dixie Highway, Lake Worth (Palm Beach County), Florida 33460, on or after August 21, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Power and Play Warehouse, Inc. are dealer operator(s): Thomas R. McMahon, 31 Northeast 1st Street, Pompano Beach, Florida 33060; principal investor(s): Thomas R. McMahon, 31 Northeast 1st Street, Pompano Beach, Florida 33060.

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: Cynthia Booker, Chuanl Motorcycle USA Co. Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

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, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Renys Auto Sales Corp., as a dealership for the sale of motorcycles manufactured by Shanghai Honling Motorcycle Corp. (HONL) at 16717 Southwest 117 Avenue, Miami (Dade County), Florida 33177, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Renys Auto Sales Corp. are dealer operator(s): Frank Valdes, 16717 Southwest 117 Avenue, Miami, Florida 33177; principal investor(s): Frank Valdes, 16717 Southwest 117 Avenue, Miami, Florida 33177.

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: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

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.

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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, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Renys Auto Sales Corp., as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 16717 Southwest 117 Avenue, Miami (Dade County), Florida 33177, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Renys Auto Sales Corp. are dealer operator(s): Frank Valdes, 16717 Southwest 117 Avenue, Miami, Florida 33177; principal investor(s): Frank Valdes, 16717 Southwest 117 Avenue, Miami, Florida 33177.

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: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

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.

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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, notice is given that Flyscooters, LLC, intends to allow the establishment of Retro Unlimited, Inc., as a dealership for the sale of

motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 12930 34th Street North, Clearwater (Pinellas County), Florida 33762, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Retro Unlimited, Inc. are dealer operator(s): Edward G. Dryer, III, 12930 34th Street North, Clearwater, Florida 33762; principal investor(s): Edward G. Dryer, III, 12930 34th Street North, Clearwater, Florida 33762.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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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, notice is given that Keeway America, LLC, intends to allow the establishment of Retro Unlimited, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Co. Ltd. (ZHQM) at 12390 24th Street North, Clearwater (Pinellas County), Florida 33762, on or after August 11, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Retro Unlimited, Inc. are dealer operator(s): Edward G. Dryer, III, 3200 Dr. Martin Luther King, Jr. Street North, St. Petersburg, Florida 33704; principal investor(s): Edward G. Dryer, III, 3200 Dr. Martin Luther King, Jr. Street North, St. Petersburg, Florida 33704.

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: Zhong Zhuang, President, Keeway America, LLC, 2912 Skyway Circle North, Irving, Texas 75038.

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.

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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, notice is given that Flyscooters, LLC, intends to allow the establishment of Retro Unlimited, Inc., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 3200 Dr. Martin Luther King, Jr. Street, North, St. Petersburg (Pinellas County), Florida 33704, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Retro Unlimited, Inc. are dealer operator(s): Edward G. Dryer, III, 3200 Dr. Martin Luther King, Jr. Street, North, St. Petersburg, Florida 33704; principal investor(s): Edward G. Dryer, III, 3200 Dr. Martin Luther King, Jr. Street, North, St. Petersburg, Florida 33704.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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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, notice is given that Keeway America, LLC, intends to allow the establishment of Retro Unlimited, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Co. Ltd. (ZHQM) at 3200 Dr. Martin Luther King, Jr. Street, North, St. Petersburg (Pinellas County), Florida 33704, on or after August 11, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Retro Unlimited, Inc. are dealer operator(s): Edward G. Dryer, III, 3200 Dr. Martin Luther King, Jr. Street, North, St. Petersburg, Florida 33704; principal investor(s): Edward G. Dryer, III, 3200 Dr. Martin Luther King, Jr. Street, North, St. Petersburg, Florida 33704.

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: Zhong Zhuang, President, Keeway America, LLC, 2912 Skyway Circle North, Irving, Texas 75038.

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.

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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, notice is given that Peace Industry Group, Inc., intends to allow the establishment of Ride Green, Inc., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 7217 East Colonial Drive, Suite 112, Orlando (Orange County), Florida 32807, on or after September 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Ride Green, Inc. are dealer operator(s): Channey Solinger, 7217 East Colonial Drive, Suite 112, Orlando, Florida 32807; principal investor(s): Channey Solinger, 7217 East Colonial Drive, Suite 112, Orlando, Florida 32807.

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: Meredith Huang, Peace Industry Group, Inc., 6600 B. Jimmy Carter Boulevard, 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 Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Riva Yamaha South, Inc. d/b/a Riva South, as a dealership for the sale of Piaggio motorcycles (PIAG) at 102550 Overseas Highway, Key Largo (Monroe County), Florida 33037, on or after August 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Riva Yamaha South, Inc. d/b/a Riva South are dealer operator(s): Stephen Bambas, 102550

Overseas Highway, Key Largo, Florida 33037, Lynn Bambas, 102550 Overseas Highway, Key Largo, Florida 3303 and Mike Martin, 102550 Overseas Highway, Key Largo, Florida 11037; principal investor(s): Stephen Bambas, 102550 Overseas Highway, Key Largo, Florida 33037, Lynn Bambas, 102550 Overseas Highway, Key Largo, Florida 33037 and Mike Martin, 102550 Overseas Highway, Key Largo, Florida 11037.

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, 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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 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 Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Riva Yamaha South, Inc. d/b/a Riva South, as a dealership for the sale of Vespa motorcycles (VESP) at 102550 Overseas Highway, Key Largo (Monroe County), Florida 33037, on or after August 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Riva Yamaha South, Inc. d/b/a Riva South are dealer operator(s): Stephen Bambas, 102550 Overseas Highway, Key Largo, Florida 33037, Lynn Bambas, 102550 Overseas Highway, Key Largo, Florida 33037 and Mike Martin, 102550 Overseas Highway, Key Largo, Florida 11037; principal investor(s): Stephen Bambas, 102550 Overseas Highway, Key Largo, Florida 33037, Lynn Bambas, 102550 Overseas Highway, Key Largo, Florida 33037 and Mike Martin, 102550 Overseas Highway, Key Largo, Florida 11037.

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, 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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 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, notice is given that A & A Scooter, Inc., intends to allow the establishment of Shaffers Industries, as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 6767 Southwest 84th Street, Ocala (Marion County), Florida 34476, on or after July 30, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Shaffers Industries are dealer operator(s): Earl F. Shaffer, Jr., 6767 Southwest 84th Street, Ocala, Florida 34476; principal investor(s): Earl F. Shaffer, Jr., 6767 Southwest 84th Street, Ocala, Florida 34476.

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: Leah Jordan, A & A Scooter, Inc., 2533 Royal Lane, #505, Dallas, Texas 75229.

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, notice is given that A & A Scooter, Inc., intends to allow the establishment of Shaffers Industries, as a dealership for the sale of motorcycles manufactured by Chongqing Lifan Industry Group Co. Ltd. (CHOL) at 6767 Southwest 84th Street, Ocala (Marion County), Florida 34476, on or after July 30, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Shaffers Industries are dealer operator(s): Earl F. Shaffer, Jr., 6767 Southwest 84th Street, Ocala, Florida 34476; principal investor(s): Earl F. Shaffer, Jr., 6767 Southwest 84th Street, Ocala, Florida 34476.

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: Leah Jordan, A & A Scooter, Inc., 2533 Royal Lane, #505, Dallas, Texas 75229.

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, notice is given that A & A Scooter, Inc., intends to allow the establishment of Shaffers Industries, as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 6767 Southwest 84th Street, Ocala (Marion County), Florida 34476, on or after July 30, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Shaffers Industries are dealer operator(s): Earl F. Shaffer, Jr., 6767 Southwest 84th Street, Ocala, Florida 34476; principal investor(s): Earl F. Shaffer, Jr., 6767 Southwest 84th Street, Ocala, Florida 34476.

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: Leah Jordan, A & A Scooter, Inc., 2533 Royal Lane, #505, Dallas, Texas 75229.

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, notice is given that New Era Trans, Inc., intends to allow the establishment of Snack Attack Corp., as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 2423 South State Road 7, West Park (Broward County), Florida 33023, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Snack Attack Corp. are dealer operator(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023; principal investor(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023.

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: Zev Kraiem, New Era Trans, Inc., 3350 Lawson Boulevard, Oceanside, New York 11572.

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, notice is given that Flyscooters, LLC, intends to allow the establishment of Stock Mild to Wild, Inc., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 2012 Blanding Boulevard, Jacksonville (Duval County), Florida 32210, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Stock Mild to Wild, Inc. are dealer operator(s): Henry Kallina, 2012 Blanding Boulevard, Jacksonville, Florida 32210; principal investor(s): Henry Kallina, 2012 Blanding Boulevard, Jacksonville, Florida 32210.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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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, notice is given that Flyscooters, LLC, intends to allow the establishment of Stock Mild to Wild, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 2012 Blanding Boulevard, Jacksonville (Duval County), Florida 32210, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Stock Mild to Wild, Inc. are dealer operator(s): Henry Kallina, 2012 Blanding Boulevard, Jacksonville, Florida 32210; principal investor(s): Henry Kallina, 2012 Blanding Boulevard, Jacksonville, Florida 32210.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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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, notice is given that Flyscooters, LLC, intends to allow the establishment of Suncoast Motors, Inc., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 853 U.S. 41 Bypass South, Venice (Sarasota County), Florida 34285, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Suncoast Motors, Inc. are dealer operator(s): Bob Shapiro, 853 U.S. 41 Bypass South, Venice, Florida 34285; principal investor(s): Bob Shapiro, 853 US 41 Bypass South, Venice, Florida 34285.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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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, notice is given that Flyscooters, LLC, intends to allow the establishment of Lifesteam International, Inc. d/b/a Sunset Scooters, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 1923 Federal Highway, Fort Lauderdale (Broward County), Florida 33316, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Lifesteam International, Inc. d/b/a Sunset Scooters are dealer operator(s): Robert Wells, 1923 South Federal Highway, Fort Lauderdale, Florida 33316; principal investor(s): Robert Wells, 1923 South Federal Highway, Fort Lauderdale, Florida 33316.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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#### 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 Flyscooters, LLC, intends to allow the establishment of Swamp Cycle, LLC, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 11600 Northwest 173rd Street, Alachua, (Alachua County), Florida 32615, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Swamp Cycle, LLC are dealer operator(s): Tom Glasser, 11600 Northwest 173rd Street, Alachua, Florida 32615; principal investor(s): Tom Glasser, 11600 Northwest 173rd Street, Alachua, Florida 32615.

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, 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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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#### 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 Motor Sports, LLC, intends to allow the establishment of Cojack Enterprises, LLC d/b/a The Tool Shack, as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CFHG) at 3044 Gulf Breeze Parkway, Gulf Breeze (Santa Rosa County), Florida 32563, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Cojack Enterprises, LLC d/b/a The Tool Shack are dealer operator(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563; principal investor(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 Motor Sports, LLC, intends to allow the establishment of Cojack Enterprises, LLC d/b/a The Tool Shack, as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 3044 Gulf Breeze Parkway, Gulf Breeze (Santa Rosa County), Florida 32563, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Cojack Enterprises, LLC d/b/a The Tool Shack are dealer operator(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563; principal investor(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 Motor Sports, LLC, intends to allow the establishment of Cojack Enterprises, LLC d/b/a The Tool Shack, as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycle Group Corporation (QINJ) at 3044 Gulf Breeze Parkway, Gulf Breeze (Santa Rosa County), Florida 32563, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Cojack Enterprises, LLC d/b/a The Tool Shack are dealer operator(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563; principal investor(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 Motor Sports, LLC, intends to allow the establishment of Cojack Enterprises, LLC d/b/a The Tool Shack, as a dealership for the sale of motorcycles manufactured by Zhejiang Lingyun Motorcycle Co. Ltd. (ZHEL) at 3044 Gulf Breeze Parkway, Gulf Breeze (Santa Rosa County), Florida 32563, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Cojack Enterprises, LLC d/b/a The Tool Shack are dealer operator(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563; principal investor(s): Colten Wright, 3044 Gulf Breeze Parkway, Gulf Breeze, Florida 32563.

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, 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: Terry Nesbitt, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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.

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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, notice is given that Lance Powersports, Inc., intends to allow the establishment of V-Twin Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 16257 South Tamiami Trail, Fort Myers (Lee County), Florida 33908, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of V-Twin Cycles, Inc. are dealer operator(s): Mark Yimin, 16257 South Tamiami Trail, Fort Myers, Florida 33908; principal investor(s): Mark Yimin, 16257 South Tamiami Trail, Fort Myers, Florida 33908.

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: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

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.

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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, notice is given that Flyscooters, LLC, intends to allow the establishment of Dan Nettuno, Sr., LLC d/b/a Westside Auto, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 4520 Manatee Avenue West, Bradenton (Manatee County), Florida 34209, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Dan Nettuno, Sr., LLC d/b/a Westside Auto are dealer operator(s): Dan Nettuno, Sr., 4520 Manatee Avenue West, Bradenton, Florida 34209; principal investor(s): Dan Nettuno, Sr., 4520 Manatee Avenue West, Bradenton, Florida 34209.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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, notice is given that Flyscooters, LLC, intends to allow the establishment of AA Accurate Truck and Tire Repair, Inc., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 1644 North Highway US 1, Ormond Beach (Volusia County), Florida 32174, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of AA Accurate Truck and Tire Repair, Inc. are dealer operator(s): Jame Pascarelli, 1644 North Highway U.S. 1, Ormond Beach, Florida 32174; principal investor(s): Jame Pascarelli, 1644 North Highway U.S. 1, Ormond Beach, Florida 32174.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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, notice is given that Keeway America, LLC, intends to allow the establishment of Affordable Motor Sports, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang

Qianjiang Motorcycle Co. Ltd. (ZHQM) at 35914 State Road 54, Zephyrhills (Pasco County), Florida 33541, on or after August 6, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Affordable Motor Sports, Inc. are dealer operator(s): Mike Semmig, 35914 State Road 54, Zephyrhills, Florida 33541; principal investor(s): Mike Semmig, 35914 State Road 54, Zephyrhills, Florida 33541.

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: Zhong Zhuang, President, Keeway America, LLC, 2912 Skyway Circle North, Irving, Texas 75038.

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 Verucci Motorcycles, LLC, intends to allow the establishment of After Burn Bikes, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 99222 Overseas Highway, Key Largo (Monroe County), Florida 33037, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of After Burn Bikes, Inc. are dealer operator(s): Francisco Moc, 1950 Southeast 23 Court, Homestead, Florida 33035 and Geovanie Hernandez, 1950 Southeast 23 Court, Homestead, Florida 33035; principal investor(s): Francisco Moc, 1950 Southeast 23 Court, Homestead, Florida 33035 and Geovanie Hernandez, 1950 Southeast 23 Court, Homestead, Florida 33035.



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, 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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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.

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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, notice is given that Power Group International, LLC, intends to allow the establishment of Kevin Brezil d/b/a Blazin Motor Sports, as a dealership for the sale of Tomberlin Golfcars (TOMB) at 12510-B San Jose Boulevard, Jacksonville (Duval County), Florida 32223, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kevin Brezil d/b/a Blazin Motor Sports are dealer operator(s): Kevin Brezil, 12510-B San Jose Boulevard, Jacksonville, Florida 32223; principal investor(s): Kevin Brezil, 12510-B San Jose Boulevard, Jacksonville, Florida 32223.

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: Michelle Nobles, Power Group International, LLC, 3123 Washington Road, Augusta, Georgia 30907.

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.

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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, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Blue Sky Motor Sports, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 3300 Northeast Dixie Highway, Palm Bay (Brevard County), Florida 32905, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Blue Sky Motor Sports, Inc. are dealer operator(s): Ray Kelly, 3300 Northeast Dixie Highway, Palm Bay, Florida 32905; principal investor(s): Ray Kelly, 3300 Northeast Dixie Highway, 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: 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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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 More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Carter Brothers Manufacturing Co., Inc., intends to allow the establishment of Stivers of Englewood, Inc. d/b/a Booty Scooters, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 850 South River Road, Englewood (Sarasota County), Florida 34233, on or after August 26, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Stivers of Englewood, Inc. d/b/a Booty Scooters are dealer operator(s): William E. Stiver, 540 Porter Lane, Key West, Florida 33040; principal investor(s): William E. Stiver, 540 Porter Lane, Key West, Florida 33040.

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: Jack Mullinax, Carter Brothers Manufacturing Co., Inc., 1871 US Highway 231 South, Brundidge, Alabama 36010.

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 Flyscooters, LLC, intends to allow the establishment of Brothers Cycle Shop, LLC, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group

Co. Ltd. (SHWI) at 317 East Washington Street, Unit G, Minneola (Lake County), Florida 34715, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Brothers Cycle Shop, LLC are dealer operator(s): Denise Bonko, 317 East Washington Street, Unit G, Minneola, Florida 34715; principal investor(s): Denise Bonko, 317 East Washington Street, Unit G, Minneola, Florida 34715.

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, 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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Broward Motorsports of Palm Beach, LLC, as a dealership for the sale of Aprilia motorcycles (APRI) at 2300 Okeechobee Boulevard, West Palm Beach (Palm Beach County), Florida 33409, on or after August 21, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Broward Motorsports of Palm Beach, LLC are dealer operator(s): Sam Nehme, 2300 Okeechobee Boulevard, West Palm Beach, Florida 33409; principal investor(s): Sam Nehme, 2300 Okeechobee Boulevard, 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: 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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 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.

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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, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Broward Motorsports of Palm Beach, LLC, as a dealership for the sale of MotoGuzzi motorcycles (MOGU) at 2300 Okeechobee Boulevard, West Palm Beach (Palm Beach County), Florida 33409, on or after August 21, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Broward Motorsports of Palm Beach, LLC are dealer operator(s): Sam Nehme, 2300 Okeechobee Boulevard, West Palm Beach, Florida 33409; principal investor(s): Sam Nehme, 2300 Okeechobee Boulevard, 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: 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: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 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.

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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, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Comfort Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 9093 Phillips Highway, #302, Jacksonville (Duval County), Florida 32256, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Comfort Scooters, Inc. are dealer operator(s): Igal Aslan, 9093 Phillips Highway, #302, Jacksonville, Florida 32256 and Alan Aslan, 9093 Phillips Highway, #302, Jacksonville, Florida 32256; principal investor(s): Igal Aslan, 9093 Phillips Highway, #302, Jacksonville, Florida 32256 and Alan Aslan, 9093 Phillips Highway, #302, Jacksonville, Florida 32256.

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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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 More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Flyscooters, LLC, intends to allow the establishment of Charlie Dyches Powersports, LLC, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 2314 East Edgewood Drive, Lakeland (Polk County), Florida 33803, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Charlie Dyches Powersports, LLC are dealer operator(s): Charlie Dyches, 2314 East Edgewood Drive, Lakeland, Florida 33803; principal investor(s): Charlie Dyches, 2314 East Edgewood Drive, Lakeland, Florida 33803.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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, notice is given that Power Group International, LLC, intends to allow the establishment of Fairway Golf Carts, LLC, as a dealership for the sale of Tomberlin golfcars (TOMB) at 993 Florida Avenue, Palm Harbor (Pinellas County), Florida 34683, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Fairway Golf Carts, LLC are dealer operator(s): Justin Gleichowski, 993 Florida Avenue, Palm Harbor, Florida 34683; principal investor(s): Dan Gleichowski, 993 Florida Avenue, Palm Harbor, Florida, 34683 and Justin Gleichowski, 993 Florida Avenue, Palm Harbor, Florida 34683.

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: Michelle Nobles, Power Group International, LLC, 3123 Washington Road, Augusta, Georgia 30907.

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, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Gator Motor Sales, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 5015 North Frontage Road, Lakeland (Polk County), Florida 33810, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Gator Motor Sales, Inc. are dealer operator(s): Mark Bacon, 5015 North Frontage Road, Lakeland, Florida 33810; principal investor(s): Mark Bacon, 5015 North Frontage Road, Lakeland, Florida 33810.

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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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.

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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, notice is given that Carter Brothers Manufacturing Co., Inc., intends to allow the establishment of Grandpa's Cycle Center, Inc. d/b/a Grandpa's Cycle Center, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 3596 Fowler Street, Fort Myers (Lee County), Florida 33901, on or after August 22, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Grandpa's Cycle Center, Inc. d/b/a Grandpa's Cycle Center are dealer operator(s): Marion Stewart, 3955 Edgewood Avenue, Fort Myers, Florida 33916; Linda Stewart, 3955 Edgewood Avenue, Fort Myers, Florida 33916; principal investor(s): Marion Stewart, 3955 Edgewood Avenue, Fort Myers, Florida 33916; Linda Stewart, 3955 Edgewood Avenue, Fort Myers, Florida 33916.

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: Jack Mullinax, Carter Brothers Manufacturing Co., Inc., 1871 US Highway 231 South, Brundidge, Alabama 36010.

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.

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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, notice is given that Chuanl Motorcycle USA Co., Ltd., intends to allow the establishment of Greg's Custom Cycle Works, Inc. d/b/a Greg's Custom Cycle Works, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 1141 A Court Street, Clearwater (Pinellas County), Florida 33756, on or after August 14, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Greg's Custom Cycle Works, Inc. d/b/a Greg's Custom Cycle Works are dealer operator(s): Greg Rice, 1141 A Court Street, Clearwater, Florida 33756; principal investor(s): Greg Rice, 1141 A Court Street, Clearwater, Florida 33756.

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: Cynthia Booker, Chuanl Motorcycle USA Co., Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

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.

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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, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of JT Distributors, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 4601 Pine Island Road Northwest, Matlacha (Lee County), Florida 33993, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of JT Distributors, Inc. are dealer operator(s): Terry Close, 4601 Pine Island Road Northwest, Matlacha, Florida 33993; principal investor(s): Terry Close, 4601 Pine Island Road Northwest, Matlacha, Florida 33993.

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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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 More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Flyscooters, LLC, intends to allow the establishment of The Mod City Scooter Company, LLC d/b/a Mod City Scooters, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 2095 West Fairbanks Avenue, Winter Park (Orange County), Florida 32789, on or after August 20, 2008.

The name and address of the dealer operator(s) and principal investor(s) of The Mod City Scooter Company, LLC d/b/a Mod City Scooters are dealer operator(s): Tim Sterling, 2095 West Fairbanks Avenue, Winter Park, Florida 32789; principal investor(s): Tim Sterling, 2095 West Fairbanks 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: 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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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, notice is given that Flyscooters, LLC, intends to allow the establishment of Motorcar Exchange, LLC, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 13 West Mariana Avenue, North Fort Myers (Lee County), Florida 33903, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Motorcar Exchange, LLC are dealer operator(s): Mark Alexa, 13 West Mariana Avenue, North Fort Myers, Florida 33903; principal investor(s): Mark Alexa, 13 West Mariana Avenue, North Fort Myers, Florida 33903.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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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, notice is given that Keeway America, LLC, intends to allow the establishment of Putnam City Motors, Inc. d/b/a PC Motors, as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Co. Ltd. (ZHQM) at 7033 Beach Boulevard, Jacksonville (Duval County), Florida 32216, on or after August 11, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Putnam City Motors, Inc. d/b/a PC Motors are dealer operator(s): Claudio Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216; principal investor(s): Claudio Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216.

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: Zhong Zhuang, President, Keeway America, LLC, 2912 Skyway Circle, North, Irving, Texas 75038.

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.

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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, notice is given that Lance Powersports, Inc., intends to allow the establishment of Palmetto Automotive Sales & Service, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 405 8th Avenue West, Palmetto (Manatee County), Florida 34221, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Palmetto Automotive Sales & Service, LLC are dealer operator(s): Tom Brown, 405 8th Avenue West, Palmetto, Palmetto 34221; principal investor(s): Tom Brown, 405 8th Avenue West, Palmetto, Palmetto 34221.

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: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

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.

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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, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Pampa Motors, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou

Wangye Power Co. Ltd. (ZHEJ) at 3148 Southwest 8 Street, Miami (Dade County), Florida 33135, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Pampa Motors, Inc. are dealer operator(s): Pablo Foreiter, 3148 Southwest 8 Street, Miami, Florida 33135 and Elizabeth Foreiter, 3148 Southwest 8 Street, Miami, Florida 33135; principal investor(s): Pablo Foreiter, 3148 Southwest 8 Street, Miami, Florida 33135 and Elizabeth Foreiter, 3148 Southwest 8 Street, Miami, Florida 33135.

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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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 More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of O & P Technologies, Inc. d/b/a Planet Bikes, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 15160 Southwest 136 Street, Unit #2 and #3, Miami (Dade County), Florida 33196, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of O & P Technologies, Inc. d/b/a Planet Bikes are dealer operator(s): Oscar Rodriguez, 15160 Southwest 136 Street, Unit #2 and #3, Miami, Florida 33196; principal investor(s): Oscar Rodriguez, 15160 Southwest 136 Street, Unit #2 and #3, Miami, Florida 33196.

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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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 Verucci Motorcycles, LLC, intends to allow the establishment of Jnn Enterprises, LLC d/b/a Scooter ATV Warehouse, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 115 South Hoagland Boulevard, Kissimmee (Osceola County), Florida 34741, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Jnn Enterprises, LLC d/b/a Scooter ATV Warehouse are dealer operator(s): William E. Fernandez, 115 South Hoagland Boulevard, Kissimmee, Florida 34741 and Joseph Douso, 115 South Hoagland Boulevard, Kissimmee, Florida 34741; principal investor(s): William E. Fernandez, 115 South Hoagland Boulevard, Kissimmee, Florida 34741 and Joseph Douso, 115 South Hoagland Boulevard, Kissimmee, Florida 34741.

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, 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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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.

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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, notice is given that Flyscooters, LLC, intends to allow the establishment of Nolan Industries of Florida, Inc. d/b/a Scooters in Paradise, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 2109 Main Street, Suite E1, Dunedin (Pinellas County), Florida 34698, on or after August 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Nolan Industries of Florida, Inc. d/b/a Scooters in Paradise are dealer operator(s): Nolan Reif, 2109 Main Street, Suite E1, Dunedin, Florida 34698; principal investor(s): Nolan Reif, 2109 Main Street, Suite E1, Dunedin, Florida 34698.

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: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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.

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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, notice is given that Titan Imports, Inc. d/b/a US Titan, Inc., intends to allow the establishment of Southeast Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Kaitong Motorcycle Manufacture Co. Ltd. (KAIT) at 1401 Flightline Boulevard, Suite 3, Deland (Volusia County), Florida 32724, on or after August 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Southeast Scooters, Inc. are dealer operator(s): Tom McNaughton, 1401 Flightline Boulevard, Suite 3, Deland, Florida 32724; principal investor(s): Tom McNaughton, 1401 Flightline Boulevard, Suite 3, Deland, Florida 32724.

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: Hongjie Zhang, Titan Imports, Inc. d/b/a US Titan, Inc., 8630 Rochester Avenue, Rancho Cucamonga, California 91730.

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.

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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, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of South Trust Motors, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 9605 Northwest 79 Avenue, #1 & 2, Hialeah Gardens (Dade County), Florida 33016, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of South Trust Motors, Inc. are dealer operator(s): Rolando Romos, 9605 Northwest 79 Avenue, Hialeah Gardens, Florida 33196; principal investor(s): Rolando Romos, 9605 Northwest 79 Avenue, Hialeah Gardens, Florida 33196.

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: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 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 More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Superior Engineering Corp. of America, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 4520 North Tamiami Trail, Naples (Collier County), Florida 34103, on or after August 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Superior Engineering Corp. of America, Inc. are dealer operator(s): George Burt, 830 Cassena Road, Naples, Florida 34108; principal investor(s): George Burt, 830 Cassena Road, Naples, Florida 34108.

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: Joyce Haddad, Verucci Motorcycles, LLC., 7853 Northwest 46 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 More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Chuanl Motorcycle USA Co., Ltd., intends to allow the establishment of James Sursely d/b/a Action Orlando Motorsports, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 306 West Main Street, Apopka (Orange County), Florida 32712, on or after August 14, 2008.

The name and address of the dealer operator(s) and principal investor(s) of James Sursely d/b/a Action Orlando Motorsports are dealer operator(s): James Sursely, 615 Copper Beech Boulevard, Deltona, Florida 32725; principal investor(s): James Sursely, 615 Copper Beech Boulevard, Deltona, Florida 32725.

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: Cynthia Booker, Chuanl Motorcycle USA Co., Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

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 Health Care Administration has received an application for an emergency service exemption from Pasco Regional Medical Center, 13100 Fort King Road, Dade City, FL 33525, pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Orthopedic services. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to the: Agency for Health Care Administration, Attention: Sherry Ledbetter, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, (850)921-6621 or by e-mail at [ledbetts@ahca.myflorida.com](mailto:ledbetts@ahca.myflorida.com).

The Agency for Health Care Administration has received an application for an emergency service exemption from Pasco Regional Medical Center, 13100 Fort King Road, Dade City, FL 33525, pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Otolaryngology services. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to the: Agency for Health Care Administration, Attention: Sherry Ledbetter, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, (850)921-6621 or by e-mail at [ledbetts@ahca.myflorida.com](mailto:ledbetts@ahca.myflorida.com).

The Agency for Health Care Administration has received an application for an emergency service exemption from Pasco Regional Medical Center, 13100 Fort King Road, Dade City, FL 33525, pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Urology services. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to the Agency for Health Care Administration, Attention: Sherry Ledbetter, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, (850)921-6621 or by e-mail at [ledbetts@ahca.myflorida.com](mailto:ledbetts@ahca.myflorida.com).

**DECISIONS ON BATCHED APPLICATIONS**

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for Other Beds and Programs batching cycle with an application due date of May 21, 2008:

- |   |                          |
|---|--------------------------|
| County: Marion  | Service District: 3      |
| CON # 10016   | Decision Date: 8/22/2008 |
| Decision: D   |                          |
| Facility/Project: Adventa Hospice Services of Florida, Inc.   |                          |
| Applicant: Adventa Hospice Services of Florida, Inc.          |                          |
| Project Description: Establish a hospice program              |                          |
| Approved Cost: \$0  |                          |
| County: Marion  | Service District: 3      |
| CON # 10017   | Decision Date: 8/22/2008 |
| Decision: D   |                          |
| Facility/Project: HCR Manor Care Services of Florida II, Inc. |                          |
| Applicant: HCR Manor Care Services of Florida II, Inc.        |                          |
| Project Description: Establish a hospice program              |                          |
| Approved Cost: \$0  |                          |
| County: Marion  | Service District: 3      |
| CON # 10018   | Decision Date: 8/22/2008 |
| Decision: D   |                          |
| Facility/Project: Hospice of Lake & Sumter, Inc.              |                          |
| Applicant: Hospice of Lake & Sumter, Inc.                     |                          |
| Project Description: Establish a hospice program              |                          |
| Approved Cost: \$0  |                          |
| County: Marion  | Service District: 3      |
| CON # 10019   | Decision Date: 8/22/2008 |
| Decision: A   |                          |
| Facility/Project: Odyssey Healthcare of Marion County, Inc.   |                          |

Applicant: Odyssey Healthcare of Marion County, Inc.  
 Project Description: Establish a hospice program  
 Approved Cost: \$584,998.00  
 County: Marion Service District: 3  
 CON # 10020 Decision Date: 8/22/2008  
 Decision: D  
 Facility/Project: VITAS Healthcare Corporation of Florida  
 Applicant: VITAS Healthcare Corporation of Florida  
 Project Description: Establish a hospice program  
 Approved Cost: \$0  
 County: Marion Service District: 3  
 CON # 10021 Decision Date: 8/22/2008  
 Decision: D  
 Facility/Project: HPH-Haven Alliance, Inc.  
 Applicant: HPH-Haven Alliance, Inc.  
 Project Description: Establish a hospice program  
 Approved Cost: \$0  
 County: Marion Service District: 3  
 CON # 10022 Decision Date: 8/22/2008  
 Decision: D  
 Facility/Project: Voyager HospiceCare, Inc.  
 Applicant: Voyager HospiceCare, Inc.  
 Project Description: Establish a hospice program  
 Approved Cost: \$0  
 County: Pinellas Service District: 5  
 CON # 10023 Decision Date: 8/22/2008  
 Decision: A  
 Facility/Project: Lexington Health and Rehabilitation Center  
 Applicant: Colonial Care NH, L.L.C.  
 Project Description: Addition of 21 community nursing home beds through the delicensure of 21 beds from Greenbrook NH, L.L.C. d/b/a Apollo Health and Rehabilitation Center  
 Approved Cost: \$1,748,973.00  
 County: Highlands Service District: 6  
 CON # 10024 Decision Date: 8/22/2008  
 Decision: A  
 Facility/Project: Good Shepherd Hospice, Inc.  
 Applicant: Good Shepherd Hospice, Inc.  
 Project Description: Establish a freestanding inpatient hospice facility of up to 16 beds  
 Approved Cost: \$7,506,859.00  
 County: Orange Service District: 7  
 CON # 10026 Decision Date: 8/22/2008  
 Decision: A  
 Facility/Project: Florida Hospital  
 Applicant: Adventist Health System/Sunbelt, Inc.  
 Project Description: Establish an adult heart transplantation program  
 Approved Cost: \$532,725.00  
 County: Orange Service District: 7

CON # 10027 Decision Date: 8/22/2008  
 Decision: A  
 Facility/Project: Orlando Regional Medical Center  
 Applicant: Orlando Regional Healthcare System, Inc.  
 Project Description: Establish an adult heart transplantation program  
 Approved Cost: \$1,781,632.00  
 County: Orange Service District: 7  
 CON # 10028 Decision Date: 8/22/2008  
 Decision: A  
 Facility/Project: Florida Hospital  
 Applicant: Adventist Health System/Sunbelt, Inc.  
 Project Description: Establish an adult lung transplantation program  
 Approved Cost: \$532,725.00  
 County: Charlotte Service District: 8  
 CON # 10029 Decision Date: 8/22/2008  
 Decision: A  
 Facility/Project: Peace River Regional Medical Center  
 Applicant: Port Charlotte HMA, Inc.  
 Project Description: Establish an adult open heart surgery program via transfer from Charlotte Regional Medical Center  
 Approved Cost: \$16,106,106.00  
 County: Charlotte Service District: 8  
 CON # 10030 Decision Date: 8/22/2008  
 Decision: D  
 Facility/Project: Fawcett Memorial Hospital  
 Applicant: Fawcett Memorial Hospital, Inc.  
 Project Description: Establish an adult open heart surgery program  
 Approved Cost: \$0  
 County: Sarasota Service District: 8  
 CON # 10031 Decision Date: 8/22/2008  
 Decision: A  
 Facility/Project: Sarasota Manatee Jewish Housing Council, Inc.  
 Applicant: Sarasota Manatee Jewish Housing Council, Inc.  
 Project Description: Establish a 12-bed community nursing home through the delicensure of 12 beds from Bay Village of Sarasota, Inc.  
 Approved Cost: \$1,937,891.00

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

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**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."

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The Department of Environmental Protection announces a correction to the Notice of Filing of Application for Power Plant Certification published on June 20, 2008. The notice refers to an application for certification of a power plant concerning Florida Power and Light Company, Levy Nuclear Plant Units 1 and 2. The application filed actually concerns Progress Energy, Levy Nuclear Plant Units 1 and 2, not Florida Power and Light Company. All other information in the notice of filing is correct and remains the same.

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The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify the Power Plant Conditions of Certification issued pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403.501 et seq., Florida Statutes, concerning: Tampa Electric Company Polk Power Station Unit 1 Siting Application No. PA 92-32K, OGC Case No. 08-1834. Pursuant to Section 403.516(1)(c), Florida Statutes, the Department proposes to modify the Conditions of Certification for the Tampa Electric Company Polk Power Station Unit 1 site to clarify the land use and management intent. A copy of the proposed modification may be obtained by contacting: Michael P. Halpin, P.E., Administrator, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850)245-8002. Pursuant to Section 403.516(1)(c)2., Florida Statutes, parties to the certification proceeding have 45 days from issuance of notice to such party's last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification. Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has 30 days from the date of publication of this public notice to object in writing. The written objection must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000. If no objections are received, then a Final Order approving the modification shall be issued by the Department. If objections are raised and agreement can not be reached, then pursuant to Rule 62-17.211, Florida Administrative Code, the applicant may file a petition for modification seeking approval of those portions of the request for modification to which written objections were timely filed. Mediation is not available in this proceeding.

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**FLORIDA STATE CLEARINGHOUSE**

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://appprod.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

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**DEPARTMENT OF JUVENILE JUSTICE**

The Florida Department of Juvenile Justice has posted two policies for review and comment on MyFlorida.com at: [http://www.djj.state.fl.us/policies\\_procedures/policyreview.html](http://www.djj.state.fl.us/policies_procedures/policyreview.html).

Utilization of Information Technology Access Permissions and Resources (FDJJ 1235) establishes standards for the utilization of the Department's Information Technology (IT) resources and access permissions to guard against unauthorized use and abuse.

Institutional Review Board (IRB) Research Proposal Review Process (FDJJ - 1609.01) revises an existing policy that establishes oversight and research protocols through the establishment of Institutional Review Board to protect youth involved with DJJ from risks due to research studies.

These policies are posted for a single 20 working day review and comment period, with the closure date for submission of comments on each policy of October 2, 2008. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above Website.

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**DEPARTMENT OF HEALTH**

On August 22, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of David J. Sternberg, L.M.T. license number MA 0023452. 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.

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On August 25, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Richard Leon Bivens, R.N. license number RN 3921961. 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 August 25, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Kimberlee Ann Lamanti, R.N. license number RN 3040022. 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 August 22, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Bradley Reed Lynn, L.P.N. license number PN 5159814. 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 August 22, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Michele D. Preston, C.N.A. license number CNA 142182. 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 August 26, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Candy Sue Stickler, R.N.

license number RN 2063172. 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**

**NOTICE OF FILINGS**

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a written withdrawal of the following applications. 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., September 26, 2008):

**APPLICATION TO ACQUIRE CONTROL**

Financial Institution to be Acquired: Freedom Bank, Bradenton, Florida  
 Proposed Purchaser: Community Bank Investors of America, L.P. (Laurence C. Fentriss and Timothy A. Anonick), Richmond, Virginia  
 Received: August 22, 2008

**APPLICATION TO MERGE**

Constituent Institutions: USAmeriBank, Largo, Florida, and Liberty Bank, Clearwater, Florida  
 Resulting Institution: USAmeriBank  
 Received: August 26, 2008

**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN August 18, 2008  
 and August 22, 2008**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF STATE**  
**Division of Cultural Affairs**

1T-1.001	8/19/08	9/8/08	34/20	34/30
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**WATER MANAGEMENT DISTRICTS**  
**Southwest Florida Water Management District**

40D-2.091	8/21/08	9/10/08	34/21	
40D-2.101	8/21/08	9/10/08	34/21	
40D-4.041	8/21/08	9/10/08	34/6	
40D-4.101	8/21/08	9/10/08	34/21	
40D-40.040	8/21/08	9/10/08	34/21	
40D-40.112	8/21/08	9/10/08	34/21	

**REGIONAL UTILITY AUTHORITIES**  
**Withlacoochee Regional Water Supply Authority**

49C-1.013	8/19/08	9/8/08	34/29	
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**DEPARTMENT OF MANAGEMENT SERVICES**  
**Agency for Workforce Innovation**

60BB-9.121	8/18/08	8/18/08	34/28	
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
 REGULATION**

**Division of Pari-Mutuel Wagering**

61D-11.001	8/18/08	9/7/08	34/11	34/27
61D-11.002	8/18/08	9/7/08	34/11	
61D-11.0025	8/18/08	9/7/08	34/11	34/27
61D-11.003	8/18/08	9/7/08	34/11	
61D-11.004	8/18/08	9/7/08	34/11	34/27
61D-11.005	8/18/08	9/7/08	34/11	
61D-11.006	8/18/08	9/7/08	34/11	34/27
61D-11.007	8/18/08	9/7/08	34/11	34/27
61D-11.008	8/18/08	9/7/08	34/11	
61D-11.009	8/18/08	9/7/08	34/11	34/27
61D-11.011	8/18/08	9/7/08	34/11	
61D-11.012	8/18/08	9/7/08	34/11	34/27

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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61D-11.013	8/18/08	9/7/08	34/11	34/27
61D-11.014	8/18/08	9/7/08	34/11	34/27
61D-11.0145	8/18/08	9/7/08	34/11	34/27
61D-11.0149	8/18/08	9/7/08	34/11	
61D-11.015	8/18/08	9/7/08	34/11	
61D-11.016	8/18/08	9/7/08	34/11	34/27
61D-11.0175	8/18/08	9/7/08	34/11	34/27
61D-11.018	8/18/08	9/7/08	34/11	34/27
61D-11.019	8/18/08	9/7/08	34/11	34/27
61D-11.020	8/18/08	9/7/08	34/11	
61D-11.021	8/18/08	9/7/08	34/11	
61D-11.022	8/18/08	9/7/08	34/11	
61D-11.024	8/18/08	9/7/08	34/11	
61D-11.025	8/18/08	9/7/08	34/11	34/27
61D-11.0251	8/18/08	9/7/08	34/11	
61D-11.0275	8/18/08	9/7/08	34/11	
61D-11.0279	8/18/08	9/7/08	34/11	34/27

**Construction Industry Licensing Board**

61G4-16.0021	8/21/08	9/10/08	34/22	
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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-285.420	8/19/08	12/15/08	34/21	34/30
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**DEPARTMENT OF CHILDREN AND FAMILY  
 SERVICES**

**Economic Self Sufficiency Program**

65A-1.205	8/22/08	9/11/08	34/20	34/31
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**NOTICE OF CORRECTION**

**The following rule was inadvertently omitted from the Rules Filed List Published in Vol. 34, No. 35, August 29, 2008 Florida Administrative Weekly.**

**LAND AND WATER ADJUDICATORY COMMISSION**  
**Palm Coast Park Community Development District**

42AAA-1.002	8/14/08	9/3/08	34/16	
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Section XIV  
List of Rules Affected

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.

- w - Signifies Withdrawal of Proposed Rule(s)
- c - Rule Challenge Filed
- v - Rule Declared Valid
- x - Rule Declared Invalid
- d - Rule Challenge Dismissed
- dw - Dismissed Upon Withdrawal

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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AGRICULTURE AND CONSUMER SERVICES

5B-3.0038	34/9	34/29	
5B-57.011	34/12	34/29	
5B-58.001	27/29		
5C-24.001	34/20		34/35
5C-24.002	34/20		34/35
5C-24.003	34/20		34/35
5C-28.001	34/20		34/35
5C-29.001	34/25	34/35	
5C-29.002	34/25	34/35	
5C-29.003	34/25	34/35	
5C-29.004	34/25	34/35	
5C-29.005	34/25	34/35	
5C-29.006	34/25	34/35	
5C-29.007	34/25	34/35	
5C-29.008	34/25	34/35	
5E-2.028	34/29		
5E-4.003	34/32		
5E-4.0041	34/32		
5E-14.102	34/14	34/29	
5E-14.105	34/14	34/29	
	34/32		
5E-14.106	33/7		
5E-14.110	34/14	34/29	
5E-14.111	34/14	34/29	
5E-14.112	34/14	34/29	
5E-14.117	33/7		
	34/14		
5E-14.123	34/23		34/31
5E-14.142	34/6	34/13	
	34/14	34/28	
	34/14	34/29	
	34/20		34/29
	34/29		

STATE

1-2.0031	34/27		
1SER08-2			34/26
1SER08-3			34/26
1SER08-4			34/29
1S-2.009	34/33		
1S-2.0091	34/33		
1S-2.0095	34/33		
1S-2.027	34/24	34/33	
	34/32c		34/35d
1S-2.034	34/24		34/32
1S-5.026	34/30		
IT-1.001		23/47	34/36
		29/37	34/36
		31/16	34/36
	34/20	34/30	34/36

LEGAL AFFAIRS

2A-8.005	34/22		34/29	5E-14.1421	34/14		
	34/22			5E-14.149	34/23		34/31
				5F-11.001	34/27	34/27	
				5F-11.022	34/6	34/27	
				5F-11.026	34/6	34/27	

BANKING AND FINANCE

3E-48.005	28/42			5F-11.029	34/27	34/27	
				5F-11.047	34/6	34/27	
				5F-11.080	34/6	34/27	
				5F-11.081	34/6	34/27	

INSURANCE

4-138.047	28/41			5F-11.082	34/6	34/27	
4-154.525	29/16	29/25		5F-11.083	34/6	34/27	
4-211.031	27/44			5F-11.084	34/6	34/27	
4-228.055	26/35			5F-11.085	34/6	34/27	
4A-62.001	29/44	29/46		5F-11.086	34/6	34/27	
4A-62.002	29/44	29/46		5F-11.087	34/6	34/27	
				5F-11.088	34/6		
				5I-2.003	34/31		





Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
<b>BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND</b>				29E-1.014	34/10		34/32
				29E-1.016	34/10		34/32
18-2.017	33/22			<b>CORRECTIONS</b>			
18-2.018	33/22			33-104.201	34/22		34/31
<b>STATE BOARD OF ADMINISTRATION</b>				33-104.202	34/22		34/31
				33-104.203	34/22		34/31
19-8.010	34/27		34/35	33-108.101	34/12	34/23	34/30
19-11.002	34/32			33-203.201	34/27		34/35
19-11.004	34/32			33-208.002	34/36		
19-11.006	34/32			33-208.506	34/36		
19-11.007	34/32			33-208.507	34/36		
19-11.008	34/32			33-501.301	34/30	34/35	
19-11.009	34/32			33-501.302	34/13	34/36	
<b>CITRUS</b>				33-503.001	34/30		
				33-601.210	34/36		
20ER08-2			34/27	33-601.602	34/32		
20ER08-3			34/27	33-601.733	34/27	34/34	
20ER08-4			34/27	33-602.001	34/9		
20ER08-5			34/27	33-602.210		28/19	34/31
20ER08-6			34/27			28/21	34/31
20-9.001	34/33					32/2	34/31
20-9.002	34/33				34/17		34/31
20-9.004	34/33			33-602.701	34/34		
20-9.005	34/33			<b>WATER MANAGEMENT DISTRICTS</b>			
20-9.006	34/33			40B-3.3020	33/16		
<b>PUBLIC SERVICE COMMISSION</b>				40B-3.3030	33/16		
				40B-3.3040	33/16		
25-56.034	32/32c			40B-4.1140	34/30		
25-56.0341	32/32c			40C-1.003	34/22		34/32
25-56.0342	32/32c			40C-1.010	34/22		34/32
25-56.0343	32/32c			40C-2.091	33/23		
25-56.064	32/32c			40C-2.101	34/22		34/32
25-56.078	32/32c			40C-2.231	33/23		
25-56.115	32/32c			40C-4.091	34/29		
<b>EXECUTIVE OFFICE OF THE GOVERNOR</b>				40D-1.1010	34/21		
				40D-1.1024	34/21		
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27M-3.002	34/9	34/26	34/35	40D-1.659	34/25		34/33
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29E-1.006	34/10	34/23	34/32	40D-2.381	22/48		
29E-1.007	34/10		34/32	40D-2.401	34/21		34/29
29E-1.008	34/10		34/32	40D-2.401	34/21		34/29
29E-1.009	34/10		34/32	40D-3.021	34/25		34/33
29E-1.010	34/10		34/32	40D-3.037	34/25		34/33
29E-1.011	34/10		34/32	40D-3.038	34/25		34/33
29E-1.0121	34/10		34/32	40D-3.101	34/25		34/33
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				40D-3.411	34/25		34/33

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49E-1.003	34/16			58A-1.003	34/21		
49E-1.004	34/16			58A-1.004	34/21		
49E-1.005	34/16			58A-1.005	34/21		
49E-1.006	34/16			58A-1.0051	34/21		
49E-1.007	34/16			58A-1.006	34/21		
49E-1.008	34/16			58A-1.007	34/21	34/31	
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49E-1.010	34/16			58A-1.009	34/21		34/31w
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				58A-2.005	33/48	34/9	34/32
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				58A-2.010	33/48	34/9	34/32
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58D-1.007	34/21			59G-4.100	34/24		
58D-1.009	34/21		34/31w	59G-4.250	34/29		
58G-4.070	33/50c				34/35c		
	33/50c			59G-4.320	34/25	34/35	
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58H-1.002	34/21				34/23c		34/35d
58H-1.003	34/21			59G-6.020	34/23c		
58H-1.004	34/21			59G-9.070	34/33		
58H-1.005	34/21			59G-13.080	34/6	34/13	
58H-1.006	34/21			59G-13.081	34/6		34/35w
58H-1.007	34/21				34/15c		
58H-1.008	34/21				34/26		
58H-1.009	34/21	34/31		59G-13.082	34/6		
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59A-4.106	34/20		34/32w	MANAGEMENT SERVICES			
59A-4.107	34/20		34/32w	60BBER08-1			34/34
59A-4.1075	34/20		34/32w	60BB-3.011	32/50	33/23	34/32
59A-4.108	34/20		34/32w			33/33	34/32
59A-4.109	34/20		34/32w	60BB-3.012	32/50	33/23	34/32
59A-4.110	34/20		34/32w			33/33	34/32
59A-4.112	34/20		34/32w	60BB-3.013	32/50	33/23	34/32
59A-4.118	34/20		34/32w			33/33	34/32
59A-4.122	34/20		34/32w			33/44	34/32
59A-4.123	34/20		34/32w			34/25	34/32
59A-4.1235	34/20		34/32w	60BB-3.015	32/50	33/23	34/32
59A-4.126	34/20		34/32w			33/33	34/32
59A-4.128	34/20		34/32w			33/44	34/32
59A-4.1285	34/20		34/32w	60BB-3.016	32/50	33/23	34/32
59A-4.1288	34/20		34/32w			33/33	34/32
59A-4.1295	34/20		34/32w			34/25	34/32
59A-4.130	34/20		34/32w	60BB-3.017	32/50	33/23	34/32
59A-4.133	34/20		34/32w			33/33	34/32
59A-4.134	34/20		34/32w			34/25	34/32
59A-4.150	34/20		34/32w	60BB-3.018	32/50	33/23	34/32
	34/20		34/32w			33/33	34/32
59A-4.165	34/20		34/32w	60BB-3.019	32/50	33/23	34/32
59A-4.166	34/20		34/32w			33/33	34/32
59C-1.002	33/23			60BB-3.020	32/50	33/23	34/32
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59GER08-2			34/28			33/33	34/32
59GER08-3			34/28	60BB-3.022	32/50	33/23	34/32
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59G-4.055	34/24						

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60BB-3.028	32/50	33/23 33/33	34/32 34/32	61A-5.0105	33/29	33/46	
60BB-3.029	32/50	33/23 33/33 33/44 34/25	34/32 34/32 34/32 34/32	61A-5.747	33/29	33/46	
60BB-9.121	34/28		34/36	61A-10.001	32/3	33/29	34/35
60FF-5.002	34/28			61A-10.002	32/3	33/29	34/35
60FF-5.003	34/28			61A-10.0021	32/3	33/29	34/35
60L-33.004	34/34			61A-10.0022	32/3	33/29	34/35
60L-35.007	34/2	34/2 34/19		61A-10.005	32/3	33/29	34/35
60S-1.0004(5)(d),(3)	34/25c			61A-10.006	32/3	33/29	34/35
60Y-1	32/2c 32/2c			61A-10.007	32/3	33/29	34/35
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61A-1.010(1)	33/2c			61A-10.009	32/3	33/29	34/35
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61A-1.01011	34/3	34/36		61A-10.011	32/3	33/29	34/35
61A-1.01012	34/3	34/36		61A-10.0111	32/3	33/29	34/35
61A-1.01013	34/3 34/12c			61A-10.0112	32/3	33/29	34/35
61A-1.01014	34/3 34/12c			61A-10.012	32/3	33/29	34/35
61A-1.01015	34/3 34/12c			61A-10.013	32/3	33/29	34/35
61A-1.01018	34/3 34/12c			61A-10.014	32/3	33/29	34/35
61A-1.0102	34/4 34/12c			61A-10.015	32/3	33/29	34/35
61A-1.01021	34/3	34/36		61A-10.016	32/3	33/29	34/35
61A-1.01022	34/3	34/36		61A-10.017	32/3	33/29	34/35
61A-1.01024	34/3 34/12c			61A-10.018	32/3	33/29	34/35
61A-1.0103	34/3 34/12c			61A-10.0181	33/29	33/29	34/35
61A-1.0104	34/3 34/12c			61A-10.020	32/3	33/29	34/35
61A-1.0105	34/3	34/36		61A-10.021	32/3	33/29	34/35
61A-1.0106	34/3 34/12c			61A-10.026	32/3	33/29	34/35
61A-1.0107	34/3 34/12c			61A-10.027	32/3	33/29	34/35
61A-1.0108	34/3 34/12c	34/36		61A-10.031	32/3	33/29	34/35
				61A-10.050	32/3	33/29	34/35
				61A-10.051	32/3	33/29	34/35
				61A-10.052	32/3	33/29	34/35
				61A-10.053	32/3	33/29	34/35
				61A-10.054	32/3	33/29	34/35
				61A-10.055	32/3	33/29	34/35
				61A-10.080	32/3	33/29	34/35
				61A-10.081	32/3	33/29	34/35
				61A-10.082	32/3	34/24	34/35
						34/24	34/35
				61A-10.083	32/3	33/29	34/35
				61A-10.084	32/3	33/29	34/35
				61A-10.085	32/3	33/29	34/35
				61B-3.0001	34/32		
				61B-3.001	34/32		
				61B-3.008	34/32		
				61B-5.0022	34/32		
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61B-7.011	34/32			61G4-15.028	34/10		
61B-9.0011	34/32			61G4-15.029	34/10		
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61B-13.003	34/32			61G4-21.005	34/7	34/19	
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61B-13.102	34/32			61G6-5.0061	33/35	34/18	
61B-24.006	34/32			61G6-5.008	34/18		34/31
61B-76.003	34/20		34/30	61G6-7.001	34/33		
61B-76.005	34/20		34/30	61G6-10.0015	34/18		34/32
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61C-1.004	34/20		34/32	61G7-33.0065	30/16		
61C-3.001	34/20		34/32	61G9-9.001	31/6		
61C-4.010	34/20		34/32	61G15-19.004	34/32		
61C-4.0161	34/20		34/32	61G15-30.001	34/11		
61C-4.023	34/20		34/32	61G15-30.002	34/11		
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61D-11.002	34/11		34/36	61G15-30.007	34/11		
61D-11.0025	34/11	34/27	34/36	61G15-30.009	34/11		
61D-11.003	34/11		34/36	61G15-30.010	34/11		
61D-11.004	34/11	34/27	34/36	61G15-32.001	34/11		
61D-11.005	34/11		34/36	61G15-32.002	34/11		
61D-11.006		22/48	34/36	61G15-32.003	34/11		
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61D-11.007	34/11	34/27	34/36	61G15-33.001	34/11		
61D-11.008	34/11		34/36	61G15-33.002	34/11		
61D-11.009	34/11	34/27	34/36	61G15-33.003	34/11		
61D-11.011	34/11		34/36	61G15-33.004	34/11		
61D-11.012	34/11	34/27	34/36	61G15-33.005	34/11		
61D-11.013	34/11	34/27	34/36	61G15-33.006	34/11		
61D-11.014	34/11	34/27	34/36	61G15-33.007	34/11		
61D-11.0145	34/11	34/27	34/36	61G15-33.008	34/11		
61D-11.0149	34/11		34/36	61G15-33.010	34/11		
61D-11.015	34/11		34/36	61G15-34.001	34/11		
61D-11.016	34/11	34/27	34/36	61G15-34.002	34/11		
61D-11.0175	34/11	34/27	34/36	61G15-34.003	34/11		
61D-11.018	34/11	34/27	34/36	61G15-34.007	34/11		
61D-11.019	34/11	34/27	34/36	61G16-5.004	33/11	33/24	34/32w
61D-11.020	34/11		34/36	61G17-4.001	34/36		
61D-11.021	34/11		34/36	61G17-4.002	34/34		
61D-11.022	34/11		34/36	61G17-4.003	34/34		
61D-11.024	34/11		34/36	61G17-4.004	34/34		
61D-11.025	34/11	34/27	34/36	61G17-4.006	34/34		
61D-11.0251	34/11		34/36	61G17-6.003	34/23		34/33
61D-11.0275	34/11		34/36	61G17-6.004	34/23		34/33
61D-11.0279	34/11	34/27	34/36	61G18-15.005	34/35		
61G1-12.001	34/35			61G19-7.0015	34/19		
61G1-21.003	33/27	33/43		61G19-7.002	34/19		
61G1-24.002	33/27	33/43		61H1-22.006	33/46		34/35w
61G2-2.006	33/47			61H1-22.007	33/46		34/35w
61G3-16.010	34/29			61H1-22.008	33/46		34/35w
61G4-12.009	34/33			61H1-27.002	34/32		
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64B18-24.001	34/8	34/28	34/35	64V-1.011	34/30		
64B19-11.006	34/21		34/31	64V-1.015	34/30		
64B19-12.0075	34/16	34/36		CHILDREN AND FAMILY SERVICES			
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64B32-4.002	34/18		34/30	65-1	30/6c		
64B33-2.001	34/25		34/32		30/9c		
64B33-2.003	34/25		34/32		30/15c		
64B33-3.001	34/25		34/32		32/2c		
64D-3.028	34/26				32/2c		
64D-3.029	34/26			65A-1.205		31/30	34/36
64D-3.030	34/26				34/20	34/31	34/36
64D-3.031	34/26			65A-1.400	31/27c		
64D-3.040	34/26			65A-1.601	28/11	28/23	
64D-3.041	34/26					28/31	
64D-3.046	34/18	34/20	34/30			28/41	
	34/26		34/29w	65A-1.705	34/19	34/30	
64D-4.002	34/27		34/32w	65A-1.711	34/19	34/30	
	34/34			65A-1.900	34/10	34/23	
64D-4.003	34/27		34/32w	65A-1.900(2)(a)	34/23c		
	34/34				34/28c		
64D-4.005	34/27		34/32w	65A-4.208	34/19	34/30	
64E-2.001	34/24		34/32w	65A-4.213	25/32		
64E-2.002	34/24		34/32w	65A-4.216	25/32		
64E-2.003	34/24		34/32w	65A-15.005	32/9		
64E-2.030	34/24			65A-15.0095	26/4		
64E-2.0321	34/24		34/34w	65A-15.062	32/9		
64E-14.002	33/29	34/23		65B-27.017	32/9		
		34/32		65C-5.001	32/29	32/37	
64E-14.003	33/29	34/23		65C-5.002	32/29	32/37	
		34/32		65C-5.003	32/29	32/37	
64E-14.004	33/29	34/32		65C-5.004	32/29	32/37	
64E-14.005	33/29			65C-5.005	32/29	32/37	
64E-14.006	33/29	34/32		65C-5.006	32/29	32/37	
64E-14.007	33/29			65C-5.007	32/29	32/37	
64E-14.009	33/29	34/32		65C-5.008	32/29	32/37	
64E-14.0095	33/29			65C-5.009	32/29	32/37	
64E-14.010	33/29			65C-5.010	32/29	32/37	
64E-14.013	33/29			65C-5.011	32/29	32/37	
64E-14.015	33/29			65C-16.001	34/23	34/35	
64E-14.016	33/29	33/38		65C-16.002	34/23	34/35	
		34/23		65C-16.003	34/23		
		34/32		65C-16.004	34/23		
64E-14.017	33/29			65C-16.005	34/23	34/35	
64E-14.018	33/29			65C-16.007	34/23	34/35	
64E-14.020	33/29			65C-16.008	32/4		
64E-14.021	33/29				34/23	34/35	
64E-14.023	33/29			65C-16.009	34/23		
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65C-16.014	34/23			65G-8.009	34/8	34/24	34/31
65C-16.015	34/23	34/35		65G-8.010	34/8	34/24	34/31
65C-16.016	34/23			NAVIGATION DISTRICTS			
65C-16.017	34/23	34/35		66B-1.001	31/50		
65C-16.018	34/23	34/35		FLORIDA HOUSING FINANCE CORPORATION			
65C-21.001	23/20			67-4.032	29/9	29/45	
65C-22.007	29/9			67-18.005	28/42		
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65E-9.001	34/16	34/20			34/35c		
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65E-9.002	34/16	34/20		67-21.019	24/46	24/46	
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65E-9.003	34/16	34/20		67-48.002	30/39		
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65E-9.012	34/16	34/22		68A-24.006	28/17		
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