

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: March 16, 2009

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on March 16, 2009, the Criminal Justice Standards and Training Commission, received a petition for temporary waiver of paragraph 11B-21.005(8)(a), F.A.C., from Director William Wall and the Sarasota Criminal Justice Academy. The Petitioner wishes to waive that requirement of rule which mandates that training schools operate on a 12-month calendar for all full-time instructional positions. The Petitioner operates under the umbrella of the Sarasota County Technical Institute. The Institute has made budget cuts in compliance with the reduction of workforce education training monies. These budget cuts require the various components of the Institute to reduce their instructional staff from 12-month to 11-month contracts. Petitioner states that it has no option but to comply. Petitioner, therefore, requests that the Commission waive that portion of paragraph 11B-21.005(8)(a), F.A.C., which requires training school instructional staff to operate on 12-month, full-time contracts.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 323202, (850)410-7676.

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 March 13, 2009, the Suwannee River Water Management District, received a petition for variance from Janice Wood, 3510 185th Place, Wellborn, FL 32094, pursuant to Section 120.542, F.S. This is an amendment to a petition that was noticed on February 13, 2009, Vol. 35, No. 6, Florida Administrative Weekly. Petitioner is seeking a variance from subsection 40B-4.3030(9), F.A.C., to the zero-rise certification requirement and paragraph

40B-4.3030(12)(b), F.A.C., to the 75-foot setback requirement. The property owner constructed an unpermitted structure in Lafayette County in Township 6 South, Range 14 East, Section 28, within the 75-foot setback. 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. The petition has been assigned ERP Number 08-0387.

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 March 18, 2009, the South Florida Water Management District (District) received a request for Withdrawal of a Petition for Waiver regarding Application No. 09-0212-1 for utilization of Works or Lands of the District known as the C-100A Canal; Section 14, Township 55S, Range 40E, Miami-Dade County. The District originally, received a petition for waiver from Andrew Wong on February 12, 2009, and Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 35, No. 9, March 6, 2009. No public comment was received. A copy of the Withdrawal Request a copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, (561)682-6320 or Email: kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN THAT on March 6, 2009, the South Florida Water Management District (District), received a petition for waiver from the Town of Davie, Application No. 08-1229-5, for utilization of Works or Lands of the District known as the C-11 Canal, for the proposed installation of equestrian bridges with associated handrails, bollards, and signs within the C-11 right of way located at 66th Way, 70th Terrace, and 73rd Terrace; Section 27, Township 50 South, Range 41 East, Broward County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or e-mail at kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by

the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Kathie Ruff, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on March 10, 2009, the South Florida Water Management District (District), received a petition for waiver from the City of Miramar, Application No. 09-0310-1, for utilization of Works or Lands of the District known as the C-9 (Snake Creek Canal), requesting authorization to allow for the installation of guardrail along, and use of, approximately 3200' of the District's northerly right of way beginning at S. W. 148th Avenue easterly to the Florida Turnpike for roadway purposes; Section 34, Township 51S, Range 40E, Miami-Dade County. The petition seeks relief from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank and use of the District's right of way for public roadway purposes within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or e-mail: kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Kathie Ruff, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on March 12, 2009, the South Florida Water Management District (District), received a petition for waiver which was amended. The amended petition was filed by Mariela Sanchez (Application No. 07-0817-1) for utilization of Works or Lands of the District known as the Faka Union Canal, for the proposed installation of a cross fence with 2-16' vehicular gates located within the west right of way of the Faka Union Canal on the east side of 3884 16th Avenue Southeast; Section 17, Township 49 South, Range 28 East, Collier County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground encroachments (cross fence and gates within 40 feet of the top of canal bank) within Works or Lands of the District. The petition for Waiver was amended in order to specify that strict application of the criteria or rule would create a substantial hardship.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or e-mail: kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by

the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Kathie Ruff, Office of Counsel.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT on March 10, 2009, the the Agency for Workforce Innovation, received a petition for Variance from subsection 60BB-4.210(1), Florida Administrative Code, from the Early Learning Coalition of Clay, Nassau, Baker and Bradford Counties, 1845 Town Center Boulevard, Suite 150, Orange Park, Florida 32003.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 E. Madison Street, MSC 140, Tallahassee, Florida 32399-4120.

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Agency for Workforce Innovation, received a petition for Variance from subsection 60BB-4.210(1), Florida Administrative Code, from the Early Learning Coalition of Seminole, 239 Rinehart Road, Lake Mary, Florida 32746.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 E. Madison Street, Tallahassee, Florida 32399-4120.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on March 2, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, from Penny Blair, General Manager of Summerhouse of Panama City Condominium Association (VW2009-028).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on March 2, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, from Jack Blake, President, Hickory Harbour Condos, Bonita Springs (VW2009-029).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; USF Tampa Residence Facility, License Numbers 96468-96473 requesting a permanent varaince to allow the use of 1/4 inch governor cable. The request was recieved from Ryan Fish of Oracle Elevator (VW2009-024).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on March 5, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; for a temporary variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted opening of doors and Fire Fighter Service Phase 1 and 2 from Paul Komie on behalf of Harbor Village Condominium Association of Rotal Palm Beach (VW2009-038).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on March 12, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; received a petition for a variance from A17.3, 1996 from San Modi of Days Inn Tampa Bay in Tampa, FL (VW2009-039).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 23, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2, from Jean Ravenscroft, President, Surf Song Condominium (VW 2009-025).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on March 2, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; received a petition for Rule 2.7.4.1, A17.1, 2005 edition which prohibits foreign equipment within the machine room from Lee Rigby on behalf of Halifax Medical Center, Daytona.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on March 4, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; received a petition for a temporary variance from A17.3, 1996 from Marjorie Smith of Bermuda High West Condominiums in Delray Beach, Florida (VW2009-035).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 25, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Rule 3.11.3, A17.3 requiring Fire Fighter Service Phase 1 and 2, from William Snyder on behalf of Willow Lake Condominiums, Kenneth City (VW2009-023).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, Rule 61C-5.001, F.A.C., Standards Adopted; Exclusions; and Conflicts; received a petition for a temporary variance from A17.3, 1996 which require restricted opening of doors and Fire Fighter Service Phase 1 and 2 from Reese Williamson of Spanish Galleon Condominiums (VW 2009-034).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 61C-5.001, F.A.C.; Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted door openings and Fire Fighter Service Phase 1 and 2 from Reese Williamson of Spanish Galleon Condominium in Marathon, Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 12, 2009, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on April 22, 2008, by Daniel Acheampong. The Notice of Petition for Waiver or Variance was published in Vol. 34, No.

20, of the May 16, 2008, Florida Administrative Weekly. Petitioner sought a waiver or variance of paragraph 61H1-28.0052(1)(b), F.A.C., entitled "Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules" which requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release for the first test section passed. The Board considered the instant Petition at a duly-noticed public meeting on June 11, 2008, in Tampa, Florida.

The Board's Order, filed on February 12, 2009, denied the petition finding that Petitioner failed to establish that the purpose of the underlying statute, Section 473.306, Florida Statutes, would be met by granting a variance or waiver from paragraph 61H1-28.0052(1)(b), F.A.C. The Board further found that Petitioner had failed to establish that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

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

NOTICE IS HEREBY GIVEN THAT on March 10, 2009, the Board of Clinical Laboratory Personnel, received a petition for Thuy Ai Huynh. Petitioner is seeking a variance from the education requirement set forth in subsection 64B3-5.003(3), Florida Administrative Code, for those seeking a specialty.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on March 11, 2009, the Board of Clinical Laboratory Personnel, received a petition for Variance or Waiver filed on March 11, 2009 on behalf of Tammy Spell, M.T., A.M.T. Petitioner seeks a waiver of the provisions of Rule 64B3-5.002, F.A.C., Governing Educational Requirements. Specifically, the Petitioner requests that the Board accept as equivalent to the Bachelor of Science degree required under Rule 64B3-5.002, F.A.C., certain pertinent experience and education Petitioner has attained, as described in the petition, so as to obtain a license from this Board.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259.

NOTICE IS HEREBY GIVEN THAT on March 17, 2009, the The Board of Massage Therapy, received a petition for The Board of Massage Therapy hereby gives notice that it has received a petition, filed on March 17, 2009, by Rev. Dr. B. Goldstien, seeking a waiver or variance of paragraph 64B7-28.009(3)(a), F.A.C., with respect to the 12 hours of continuing education via live classroom instruction which includes hands on instruction or demonstration due to financial hardship.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kaye Howerton, Executive Director, at the above-referenced address, or at telephone number (850)245-4161.

NOTICE IS HEREBY GIVEN THAT on March 17, 2009, the The Board of Massage Therapy, received a petition for The Board of Massage Therapy hereby gives notice that it has received a petition, filed on March 17, 2009, by Mary Alice Tarpen, seeking a waiver or variance of Rule 64B7-28.009, F.A.C., with respect to the 12 hours of continuing education via live classroom instruction which includes hands on instruction or demonstration due to medical hardship.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kaye Howerton, Executive Director, at the above-referenced address, or at telephone number (850)245-4161.

NOTICE IS HEREBY GIVEN THAT on February 20, 2009, the Board of Massage Therapy, received a petition for waiver or variance from Slava Galperina Weinberg, of Rule 64B7-25.001, F.A.C., which requires a licensed massage therapist to complete a course of study at a massage school approved by the Board pursuant to Chapter 64B7-32, F.A.C., or complete an approved apprenticeship program in accordance with Chapter 64B7-29, F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kaye Howerton, Executive Director, at the above-referenced address, or at telephone number (850)245-4161.

NOTICE IS HEREBY GIVEN THAT on March 17, 2009, the Board of Pharmacy, received a petition for GE Healthcare, seeking a variance or waiver of Rule 64B16-27.797, Florida Administrative Code, which requires that the buffer area is to be maintained within ISO Class 7 level of particulate contamination.

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 this petition should be filed with the Board of Pharmacy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on March 16, 2009, the Department of Health, received a petition for Emergency Variance from subsection 64E-11.008(2), Florida Administrative Code. This rule states, "Studs, joists and rafters shall not be left exposed in walk-in refrigeration units, in food preparation or washing areas or toilet rooms." The petitioner, Brian Cross and Brandon Hoffman, Fuhgetaboutit, Inc., 7004 Cortez Road, West, Bradenton, FL 34210, seeks to have an exposed ceiling in the food (beverage) preparation area. Comments on this petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin #A02, Tallahassee, Florida 32399-1703, within 5 days of publication of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Ric Mathis, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08 Tallahassee, Florida 32399-1710, (850)245-4277.

NOTICE IS HEREBY GIVEN THAT on March 6, 2009, the Florida Department of Health, Bureau of Emergency Medical Services (EMS), has issued an order.

A petition was filed by Alachua County Department of Public Safety, Fire Rescue Section, with the Department of Health on January 9, 2009 and published January 23, 2009 in the Florida Administrative Weekly requesting a temporary variance from Rule 64J-1.003, Table II (v), Florida Administrative Code, which requires an electronic waveform capnography capable of real-time monitoring and printing record of the intubated patient for Advanced Life Support (ALS) ground vehicles.

The Department of Health, Bureau of EMS has granted the request for variance. The general basis for this decision was that Petitioner met the general requirements for variance:

- (a) Principles of fairness would be violated should Petitioner be required to adhere to the current rule. Petitioner is currently evaluating defibrillators from multiple manufacturers with the intent to replace the current units, once they are obsolete in April 2010, with new units incorporating the required upgrade.
- (b) A substantial hardship would be placed upon Petitioner as it would be without licensed ALS ground vehicles.

Wherefore, based on the Findings of Fact and Conclusions of Law, the petition for temporary variance has been granted and allows Alachua County Department of Public Safety to operate its ALS ground vehicles without the required upgrade until April 1, 2010.

A copy of the Order may be obtained by contacting: Lisa M. Walker, Government Analyst II, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C18, Tallahassee, Florida 32399-1738, Fax: (850)488-9408, email: lisa_walker2@doh.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on March 6, 2009, the Florida Department of Health, Bureau of Emergency Medical Services (EMS), has issued an order.

A petition was filed by DeSoto County Fire and Rescue with the Department of Health on December 22, 2008 and published January 9, 2009 in the Florida Administrative Weekly requesting a temporary variance from Rule 64J-1.003, Table II (v), Florida Administrative Code, which requires an electronic waveform capnography capable of real-time monitoring and printing record of the intubated patient for Advanced Life Support (ALS) ground vehicles.

The Department of Health, Bureau of EMS has granted the request for variance. The general basis for this decision was that Petitioner met the general requirements for variance:

- (a) Principles of fairness would be violated should Petitioner be required to adhere to the current rule. Petitioner has provided evidence of its backorder for the equipment upgrade.
- (b) A substantial hardship would be placed upon Petitioner as it would be without licensed ALS ground vehicles.

Wherefore, based on the Findings of Fact and Conclusions of Law, the petition for temporary variance has been granted and allows DeSoto County Fire and Rescue to operate its ALS ground vehicles without the required upgrade until December 31, 2009.

A copy of the Order may be obtained by contacting: Lisa M. Walker, Government Analyst II, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C18, Tallahassee, Florida 32399-1738, Fax: (850)488-9408, email: lisa_walker2@doh.state.fl.us.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Kids in Distress and Aaron Gentry, assigned Case No. 09-011W. Subsection 65C-15.017(3), F.A.C. requires agency staff responsible for case work services shall have a bachelor's or master's degree of social work or 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.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on March 12, 2009, the Florida Housing Finance Corporation, received a petition for Waiver of Part II.A.2.a.(1) of the 2006 Universal Application Instructions for a Change of Petitioner’s Ownership Structure of the 2006 Universal Application Instructions from Heron Pond Apartments II, LTD, (“Petition”). The Petition is seeking a waiver of the restriction against changes in Petitioner’s ownership structure until after a Final Housing Credit Allocation has been issued.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation 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: 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.

**Section VI
Notices of Meetings, Workshops and Public Hearings**

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Financial Services Commission
- Department of Veterans’ Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Department of Education
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: April 14, 2009, 9:00 a.m.
 PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director’s reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans’ Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department’s mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.