

Section I
**Notices of Development of Proposed Rules
 and Negotiated Rulemaking**

DEPARTMENT OF STATE

Division of Library and Information Services

RULE NO.: 1B-2.011
 RULE TITLE: Library Grant Programs

PURPOSE AND EFFECT: The purpose of this amendment is to modify the guidelines, application, and reporting forms for the State Aid to Libraries Grant program. These revisions will implement the changes made to the grant program in Florida Statutes and update the application and reporting process and forms.

SUBJECT AREA TO BE ADDRESSED: The State Aid to Libraries Grant program administered by the Division of Library and Information Services.

RULEMAKING AUTHORITY: 257.14, 257.15, 257.17, 257.171, 257.172, 257.18, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25 FS.

LAW IMPLEMENTED: 257.14, 257.15, 257.17, 257.171, 257.172, 257.18, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25 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: April 23, 2009, 2:00 p.m.

PLACE: Room 307, State Library and Archives of Florida, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, FL
 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: Marian Deeney, Library Program Administrator, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250; (850)245-6620. 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: Judith A. Ring, Director, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250; (850)245-6600

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

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-7.006
 RULE TITLE: Student Progression Plan and Requirements for Graduation

PURPOSE AND EFFECT: This rule establishes the Board of Trustees' approval of the revised Student Progression Plan and Requirements for Graduation for students at the Florida School for the Deaf and the Blind in compliance with State Board of Education Rules and Section 1003.49, F.S.

SUBJECT AREA TO BE ADDRESSED: Florida School for the Deaf and the Blind Student Progression Plan and Requirements for Graduation.

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4), 1003.49 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: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-8.002
 RULE TITLE: Food Service Staff

PURPOSE AND EFFECT: This rule establishes the services and supervision of the Food Service Staff at the Florida School for the Deaf and the Blind.

SUBJECT AREA TO BE ADDRESSED: Indicate that the Food Service Department at the Florida School for the Deaf and the Blind is under the direct supervision of the Administrator of Business Services.

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) 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: Elaine F. Ocuto, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32080

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

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-8.003 RULE TITLE: Food Service Responsibilities
 PURPOSE AND EFFECT: This rule establishes guidelines to be followed to provide nutritionally balanced meals to the students at the Florida School for the Deaf and the Blind following state and federal mandates.

SUBJECT AREA TO BE ADDRESSED: Indicates conditions to be maintained in the Food Service Department and responsibilities of the Food Service Director.

RULEMAKING AUTHORITY: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) 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: Elaine F. Ocuto, Executive Assistant to the President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799

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

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.: 19B-16.003 RULE TITLE: Participation Agreement
 PURPOSE AND EFFECT: To update the Florida College Investment Plan Participation Agreement Form.
 SUBJECT AREA TO BE ADDRESSED: The Florida College Investment Plan Participation Agreement Form.
 RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.
 LAW IMPLEMENTED: 1009.81(2) 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: April 20, 2009, 2:00 p.m.
 PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

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: fax a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, at (850)488-3555. 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 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-16.003 Participation Agreement.

(1) The contract between the Board and a benefactor shall consist of the benefactor's completed application and the participation agreement. The Florida College Investment Plan Participation Agreement, Form No. FPCB 2009-4, (Effective Date), ~~2008-4~~, is hereby incorporated by reference. The form may be obtained from the Board by calling 1(800)552-GRAD (4723)(prompt 1).

(2) through (4) No change.

Rulemaking Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981(2) FS. History--New 11-27-02, Amended 12-28-04, 6-2-05, 7-17-06, 12-4-07, 5-29-08,_____.

DEPARTMENT OF CITRUS

RULE NO.: 20-13.011 RULE TITLE: Ambersweet: Classification and Standards

PURPOSE AND EFFECT: Lowering maturity standards for Ambersweet oranges to better market the fruit for the industry.
 SUBJECT AREA TO BE ADDRESSED: Lowering maturity standards for Ambersweet oranges.

RULEMAKING AUTHORITY: 601.10(1), (7), 601.11, 601.9910(3) FS.

LAW IMPLEMENTED: 601.11, 601.9910 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: Alice P.

Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148 or awiggins@citrus.state.fl.us

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

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NO.: RULE TITLE:

60BB-9.300 Child Care Resource and Referral

PURPOSE AND EFFECT: The purpose of the proposed rule development is to implement the authority of the Agency for Workforce Innovation to adopt rules related to the establishment of uniform child care resource and referral programs.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed by the proposed rules are minimum standards for providing child care resource and referral services to families within each early learning coalition's county or multicounty service area including the methods of providing referrals and the use of the Agency's statewide information system with respect to resource and referral.

RULEMAKING AUTHORITY: 411.0101 FS.

LAW IMPLEMENTED: 411.0101 FS.

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

DATE AND TIME: Friday April 17, 2009, 1:00 p.m. – 2:30 p.m. or until business is concluded

PLACE: Agency for Workforce Innovation, 107 East Madison Street, Room B-49, Tallahassee, Florida 32399-4128

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kristin R. Harden, Assistant General Counsel, Agency for Workforce Innovation, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128; (850)245-7150

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60BB-9.300 Child Care Resource and Referral.

(1) Child Care Resource and Referral (CCR&R) Services.

(a) CCR&R services shall be locally administered, coordinated, and overseen by CCR&R agencies as established in accordance with section 411.0101, F.S.

(b) Early learning coalitions and/or their contracted CCR&R agencies shall offer CCR&R services including early learning referrals, consumer education resources, and information regarding community resources to each individual requesting CCR&R services, including but not limited to individuals specifically requesting CCR&R services, individuals applying for School Readiness services, and

individuals with a child who has a suspected or diagnosed special need or disability. CCR&R services shall be offered without regard to the age of an individual's child(ren), level of income, or individual circumstances.

(c) Each CCR&R agency shall provide CCR&R services without cost to the individual requesting services within three (3) business days of the individual's request for services. Each CCR&R agency shall provide services within twenty-four (24) hours to an individual requesting services in emergency situations. Emergency situations include but are not limited to:

1. Closure of a child care or early learning provider with less than forty-eight (48) hours of notice;

2. Declaration of a state of emergency is by local, state, or federal officials; and

3. Family emergencies including the death or hospitalization of a parent or guardian, a change in custody of a child with less than forty-eight (48) hours of notice, or a change in employment or employment status with less than forty-eight (48) hours of notice.

(d) Each CCR&R agency shall maintain at least one physical location for CCR&R services, in each county of the coalition's service area. Each CCR&R agency shall designate a minimum of eight (8) hours each week at each physical location when individuals requesting services may meet with staff in person on an appointment or walk-in basis. In addition, each CCR&R agency shall make staff members available for a minimum of forty (40) hours per week via telephone.

(e) Each CCR&R agency shall maintain a web site and an advertisement in the yellow pages of the telephone directory that describes the services offered and provides the CCR&R agency's contact information and, if the CCR&R agency is not also an early learning coalition, the contact information of the early learning coalition in which the CCR&R agency operates.

(2) Child care referrals and information may be offered via telephone, e-mail, on-line, fax or in person. Child care referrals shall be generated using the statewide information system maintained by the Agency for Workforce Innovation. Each referral shall be customized by entering the following information:

(a) Type of household;

(b) Relationship to child;

(c) Reason for care;

(d) Child care issues;

(e) Days/time care is needed;

(f) Child's date of birth;

(g) Type of program requested;

(h) Child's special need, if applicable; and

(i) Requests for enhanced services.

(3) Each CCR&R agency shall provide an informational packet to each individual requesting service within three (3) business days of the date upon which the individual requesting services received an early learning referral. The early learning

coalition and/or CCR&R agency is not required to provide an informational packet if the individual requesting services has declined receipt of an informational packet. The individual requesting services may choose to pick up an informational packet in person or to receive an informational packet by mail, email, or fax. At a minimum, an informational packet shall contain:

(a) A cover letter including:

1. A disclaimer statement indicating that the information contained in the informational packet constitutes an unbiased referral for child care services and is not a recommendation regarding the quality of a child care program or the provider's services;

2. Suggestions describing how a family may proceed in the search for an appropriate provider;

3. The web address of the state child care provider licensing database and, if available, the phone number of the local licensing agency;

4. An invitation to contact the CCR&R agency again if further assistance is required; and

5. The contact information of the CCR&R agency, the contact information of the early learning coalition in the event that the early learning coalition is not the CCR&R agency, and the toll-free phone number and website (flready.com) of the Agency for Workforce Innovation's Office of Early Learning.

(b) A child care referral printout which lists a minimum of five (5) providers matching the criteria requested by the individual requesting information unless less than five (5) providers within the CCR&R agency's service area meet the criteria requested.

(c) Other information deemed appropriate by the CCR&R agency, as requested by the individual requesting services. Requests for other appropriate information shall be recorded in the statewide information system maintained by the Agency.

(4) Each CCR&R agency shall offer relevant consumer education resources and community resources to all individuals requesting CCR&R services based upon the information provided by the individual requesting services. The CCR&R agency is not required to provide consumer education resources or community resources if the individual requesting services has declined receipt. Relevant consumer education resources and community resources may include:

(a) A resource list or directory of community services for all counties in the early learning coalition service area in which the CCR&R agency operates;

(b) United Way Directory, FLAIRS, 2-1-1;

(c) Information from and contact information for the Department of Children and Families;

(d) Information from and contact information for the Department of Education;

(e) Information regarding Florida KidCare;

(f) Information regarding Abuse Registry;

(g) The Florida Directory of Early Childhood Services (Central Directory);

(h) Resources provided by the Agency for Workforce Innovation including "A Family Guide for Selecting Quality Early Learning Programs" and "A Quality Checklist for Evaluating Early Learning Programs"; and

(i) Any other resources as needed and appropriate to the specific needs of the individual family.

(5) Each CCR&R agency shall ensure that all early learning and school-age child care providers, including licensed, registered, and license-exempt providers, legally operating within the early learning coalition's service area, are included in the statewide information system maintained by the Agency for Workforce Innovation. Early learning coalitions and/or CCR&R agencies are prohibited from charging a provider a fee for identifying the provider through the statewide information system. At a minimum, each CCR&R agency shall provide and annually update the following information for each legally operating provider:

(a) Contact information;

(b) Accreditation status;

(c) Program styles offered;

(d) Schedule;

(e) Ages served;

(f) Enrollment information and vacancies;

(g) Curriculum type;

(h) Private pay rates charged;

(i) Environment;

(j) Special services offered;

(k) Staffing;

(l) Transportation; and

(m) Meal options.

Rulemaking Authority 411.0101 FS. Law Implemented 411.0101 FS. History—New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: RULE TITLE:

61-24.004

Collection and Payment of Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to streamline the application process saving processing time and effort by having criminal records checks performed electronically through a contracted vendor. The applicant will pay directly to the vendor for this service.

SUBJECT AREA TO BE ADDRESSED: The fee schedule as it relates to records checks, adopted by the Department of Business and Professional Regulation for the licensure of persons desiring to practice as an athlete agent pursuant to Section 468.453, Florida Statutes.

RULEMAKING AUTHORITY: 455, 215.405, 455.203, 455.213, 468.457 FS.

LAW IMPLEMENTED: 468.453, 468.4536 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.

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: Richard Morrison at (850)922-6020. 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: Richard Morrison at (850)922-6020

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-22.001 Mediation

PURPOSE AND EFFECT: The Board proposes to review the rule to make necessary changes as needed.

SUBJECT AREA TO BE ADDRESSED: Mediation procedures.

RULEMAKING AUTHORITY: 489.108, 455.2233 FS.

LAW IMPLEMENTED: 455.2335 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: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257

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 HEALTH

Board of Orthotists and Prosthetists

RULE NO.: RULE TITLE:

64B14-5.002 Continuing Education Requirement

PURPOSE AND EFFECT: The purpose and effect of this rule development is to make the C.E. requirement effective in the next biennium rather than in the middle of the current biennium.

SUBJECT AREA TO BE ADDRESSED: Continuing Education Requirement.

RULEMAKING AUTHORITY: 468.802, 468.806 FS.

LAW IMPLEMENTED: 456.013, 456.024, 468.806 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: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-5.002 Continuing Education Requirement.

(1) As a condition of license renewal or recertification, each licensee must complete approved continuing education.

(a) No change

(b) For the biennium beginning December 1, ~~2009~~ 2007, each licensee's continuing education must include two hours on Chapters 456, 468 Part XIV, F.S., and Rule Chapter 64B14, F.A.C.; an up to date registration showing competency as a Healthcare Provider by the American Heart Association, the American Safety and Health Institute or the American Red Cross; and two hours of continuing education relating to the prevention of medical errors, which shall include a study of root cause analysis, error reduction and prevention, and patient safety. The two hour medical errors course shall be a course approved by the Board and shall count toward the total number of continuing education hours required for the biennium.

(2) through (8) No change.

Rulemaking Specific Authority 468.802, 468.806 FS. Law Implemented 456.013, 456.024, 468.806 FS. History--New 7-1-98, Amended 5-18-00, 7-18-02, 11-11-02, 2-15-05, 11-1-05, 3-2-08, _____.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: RULE TITLE:

64B14-7.002 Patient Records

PURPOSE AND EFFECT: The purpose of this rule development is to ensure that medical records are retained during the period of the statute of limitations.

SUBJECT AREA TO BE ADDRESSED: Patient Records.

RULEMAKING AUTHORITY: 456.057(16), 468.802 FS.

LAW IMPLEMENTED: 456.057(16), 468.802 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: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-7.002 Patient Records.

(1) through (2) No change.

(3) The licensee shall retain the patient record for at least ~~seven~~ ~~two~~ years from the date of last entry, unless otherwise provided by law.

Rulemaking Specific Authority 456.057(16), 468.802 FS. Law Implemented 456.057(16), 468.802 FS. History—New 7-1-98, Amended _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-21.0015	Definitions
68B-21.003	Prohibition of Sale of Snook
68B-21.004	Seasons
68B-21.005	Size Limits
68B-21.006	Bag and Possession Limits
68B-21.007	Restrictions on Gear and Methods Used to Take Snook

PURPOSE AND EFFECT: The primary purpose of the proposed rule amendments is to clarify that the Commission prohibits the sale of snook harvested or taken within or without the state in order to fully protect the snook resources from illegal sales or importation.

SUBJECT AREA TO BE ADDRESSED: Snook.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600; (850)487-1764

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

**Section II
Proposed Rules**

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE NOS.:	RULE TITLES:
9B-1.002	Definitions
9B-1.003	Administration and Department Responsibilities
9B-1.004	Adoption of Model Codes
9B-1.006	Certification of Agencies
9B-1.007	Manufacturer Certification
9B-1.009	Design Plan and Systems Approval
9B-1.0095	Component System
9B-1.010	Manufacturer's Quality Control Manual Procedures
9B-1.011	Alterations and Relocation
9B-1.016	Department Insignia
9B-1.017	Insignia Application and Issuance
9B-1.018	Insignia Denial
9B-1.019	Removal of Insignia
9B-1.020	Schedule of Fees
9B-1.0211	Change in Manufacturer's Status
9B-1.0221	Manufacturer's Obligations Upon Sale of Building
9B-1.023	Oversight, Complaint
9B-1.026	Factory-built Schools, Certifications
9B-1.028	Factory-built Schools, Inspections and Work Progress Reports
9B-1.030	Factory-built Schools, Insignia and Data Plate

PURPOSE AND EFFECT: To eliminate rule provisions that duplicate requirements of the Florida Building Code; improve accountability of third-party agencies; and institute programmatic changes to increase compliance with the Florida Building Code.

SUMMARY: Clarify and ensure consistency of current rule with statute and internally in use of terms. New requirements are limited and include annual verification that insurance information is valid, requiring specification of site related items subject to local government jurisdiction on a single plan page, and specifying the location of the data plate insignia of approval.

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.

RULEMAKING AUTHORITY: 553.37(1), (b), (e), 553.37(1)(b), (2), (7), 553.38, 553.38(1), (2), 553.381, 553.39, 553.73(2), 553.76(4), 553.415 FS.

LAW IMPLEMENTED: 553.36(5), 553.37, 553.37(1), 553.37(1)(a), (b), (c), (2), (3), (4), (5), (7), (8), 553.38, 553.38(1), 553.73(2), 553.381, 553.415, 553.73, 553.73(1), (2), 553.76(4) FS.

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

DATE AND TIME: April 23, 2009, 1:00 p.m.

PLACE: Randall Kelley Training Room, Third Floor, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100; (850)922-6091. 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: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100; (850)922-6091

THE FULL TEXT OF THE PROPOSED RULES IS:

9B-1.002 Definitions.

(1) Department – The Florida Department of Community Affairs.

(2)(4) Third Party Agency (Agency) – An individual or entity, which may be a private sector entity, a state department with building construction responsibilities or a local government determined by the Department to be qualified pursuant to this chapter to review plans for or inspect the

construction of manufactured building units, systems, or the component parts thereof together with the plans, specifications, and quality control procedures to ensure that such units, systems, or component parts are in full compliance with the codes and standards herein adopted and to assign and attach the insignia of the Department to such units complying with those standards.

(3)(2) Building System – The plans, specifications and documentation for a system of manufactured buildings or for a type or a system of building components, which may include structural, electrical, mechanical, plumbing and fire protection systems and other building systems affecting life safety.

(4)(3) Building Code Information System (BCIS) at www.floridabuilding.org – the official website of the Florida Building Commission and the Florida Building Codes and Standards Office.

(5)(4) Closed Construction – A building, component, assembly, subassembly, or system manufactured in such a manner that all portions cannot be readily inspected at the installation site without disassembly or destruction thereof.

(6)(5) Component – Any three dimensional assembly, subassembly, or combination of elements for use as a part of a building, which may include structural, electrical, mechanical, plumbing and fire protection systems, and other building systems affecting life safety.

(7)(6) Dealer – Any person, corporation or business engaged in leasing, selling, or both leasing and selling manufactured buildings.

(7) Department – The Florida Department of Community Affairs.

(8) Equipment – All equipment, material, appliances, devices, fixtures, fittings or accessories installed in or used in the manufacture and assembly of a manufactured building.

(9) Insignia – An approved device or seal issued by the Department to indicate compliance with the provisions of this chapter. The term “insignia” includes recertification insignias.

(10) Installation – The assembly of a manufactured building component or system on site and the process of affixing a manufactured building component or system to land, a foundation, or an existing building, or service connections which are part thereof.

(11) Labeled – Shall be as defined in Chapter 2 of the Florida Building Code.

(12) Building Official – The officer or other designated authority or their duly authorized representative charged with the administration of the applicable technical codes in the subject jurisdiction. This term is synonymous with “building official” as that term is defined in Section 468.603(1), F.S.

(13) Enforcement Agency – An agency of state or local government with authority to make inspections of buildings and to enforce the codes which establish standards for design,

~~construction, erection, alteration, repair, modification, or demolition of public or private buildings, structures or facilities.~~

~~(13)(14)~~ Manufacture – The process of making, modifying, fabricating, constructing, forming or assembling or reassembling a product from raw, unfinished, semifinished, or finished materials.

~~(14)(15)~~ Manufactured Building, Modular Building, or Factory-Built Building – A closed structure, building assembly, or system of subassemblies, which may include structural, electrical, plumbing, heating, ventilating, or other service systems manufactured in manufacturing facilities for installation or erection, ~~with or without other specified components~~, as a finished building or as part of a finished building, which shall include but not be limited to residential, commercial, institutional, storage, and industrial structures. The term includes buildings not intended for human habitation such as lawn storage buildings and storage sheds manufactured and assembled offsite by a certified manufacturer.

~~(15)(16)~~ Manufacturer – Any person who, or entity which, has been certified to produce, modify, or produce and modify manufactured buildings for placement in the State of Florida.

~~(16)(17)~~ Model – A specific design of manufactured buildings, which is based on size, room arrangement, method of construction, location, arrangement or size of plumbing, mechanical or electrical equipment and systems therein in accordance with plans submitted to the Department.

~~(17)(18)~~ Modification – Any change to a manufactured building which affects the structural, electrical, thermal, mechanical, plumbing systems, life safety, means of egress, material flammability/flame spread or accessibility of the building to persons with disabilities in accordance with the Florida Accessibility Code for Building Construction.

~~(18)(19)~~ Occupancy Classification – The characterization of the intended purpose for which the building will be used as determined in accordance with the Florida Building Code. The purpose for which a building, or part thereof, is used or intended to be used as defined in the codes and standards adopted herein.

~~(19)(20)~~ Open Construction – Any manufactured building, building component, assembly or system manufactured in such a manner that all parts or processes of manufacture can be readily inspected at the installation site without disassembly, damage to or destruction thereof.

~~(20)(21)~~ Quality Control Manual – A manual which contains all aspects of quality control procedures to be utilized by an entity or individual performing a function regulated hereby.

~~(21)(22)~~ Recertified Building – A manufactured building which has been previously approved by the Department and which has been subjected to the supplemental procedures provided in this chapter for subsequent approval.

~~(22)(23)~~ Residential Building – Shall be as defined in the Florida Building Code. Any structure in which sleeping accommodations are provided which is not classified as an Institutional Occupancy as defined in the Florida Building Code, including but not limited to, dwellings, multiple family dwellings, hotels, motels, dormitories and lodging houses.

~~(23)(24)~~ Standard Design – Any building system, model, series or component intended for duplication or repetitive manufacture.

~~(24)(25)~~ Storage Shed – A closed construction building that is not designed for human habitation, without regard to whether the storage unit is used for residential or commercial purposes. This term does not include a building used to house communications equipment.

~~(25)(26)~~ System – The structural, plumbing, electrical, mechanical, thermal efficiency and life safety elements, materials or components of a building.

~~(26)(27)~~ Traveler – A form utilized in a manufacturing facility in conjunction with the manufacturer's quality control program to indicate that all quality control inspections are conducted during the manufacturing process and that all inspections indicate compliance with the approved plans.

Rulemaking Specific Authority 553.76(4), 553.415 FS. Law Implemented 553.37, 553.415, 553.73 FS. History–New 1-17-72, Amended 2-23-75, 12-8-75, 3-1-80, 9-29-82, Formerly 9B-1.02, Amended 1-1-87, 3-1-92, 3-1-95, 9-13-01, 7-16-03, 5-13-07,_____.

9B-1.003 Administration and Department Responsibilities.

(1) Forms – The following forms are hereby adopted by reference for use in administering this part.

(a) FMBP 1-00 Manufacturer Application for State Approval, effective 10/1/05;

(b) FMBP 2-00 Agency Application for State Approval, effective 10/1/05;

(c) FMBP PS-1-00 School District Application, effective 10/1/05;

(d) FMBP 4-00 ~~Third-Party~~ Agency Renewal Form, effective 10/1/05;

~~(e) FMBP 6-00 Insignia Disposition Report, effective 10/1/05. [These forms may be obtained online at www.floridabuilding.org, click on Manufactured Buildings and then Forms.]~~

(2) Certification – The Department shall certify manufacturers and ~~third-party~~ Agencies in accordance with this rule chapter. Certifications shall be for a period of three years from the date of initial certification. All certifications, licenses and approvals granted by the Department pursuant to Rule Chapter 9B-1, F.A.C., are subject to revocation for failure to adhere to Rule Chapter 9B-1, F.A.C., the codes and

standards adopted herein, or Chapter 553, F.S. Proceedings against certifications, insignia and approvals shall be in accordance with Section 120.60, F.S.

(3) Monitoring – The Department, through its employees or its designated performance auditors, shall monitor the performance of ~~third-party Agencies~~ and manufacturers. Each certified manufacturer and each certified ~~third-party Agency~~ shall be subject to a performance audit at a minimum of once every three years. Unannounced visits to offices and manufacturing facilities shall be utilized unless impractical based upon the nature of the business to be monitored. Information obtained through monitoring shall remain confidential to the extent permitted by law. Agencies and manufacturers shall provide the auditor access to records, facilities and personnel as requested by the auditor. The auditor shall collect information through interviews, examination of documents and observation of activity to determine whether the manufacturer or ~~third-party Agency~~ complies with the codes and standards adopted herein and this chapter. Any determination of nonconformance with any applicable provision shall be reported to the Department and the manufacturer or ~~third-party Agency~~ or both the ~~third-party Agency~~ and the manufacturer. The report shall identify the facts that support the finding of nonconformity and recommend corrective action. The Department shall determine the appropriate corrective action subject to the requirements of Section 120.60, F.S.

(4) Testing and Evaluations of Products – Shall be in accordance with the Florida Building Code, ~~and~~ Rule 9B-72, F.A.C., ~~or~~ Section 553.825, F.S.

Rulemaking Specific Authority 553.37(1), (2), 553.73(2), 553.76(4) FS. Law Implemented 553.37(1), (2), 553.73(2), 553.76(4), 553.381 FS. History–New 1-17-72, Amended 2-23-75, 3-1-80, 11-1-84, Formerly 9B-1.03, Amended 1-1-87, 1-1-89, 3-1-92, 3-1-95, 9-7-00, 9-13-01, 7-16-03, 5-13-07,_____.

9B-1.004 Adoption of Model Codes.

(1) Building Code – The design and fabrication of manufactured buildings and components shall comply with the requirements of the Florida Building Code as defined in Rule 9B-3.047, F.A.C., and adopted herein by reference.

(2) Florida Fire Prevention Code – Buildings designed and manufactured by these rules shall conform to the requirements of the Florida Fire Prevention Code, referenced in Sections 633.022 and 633.025, F.S.

~~(3) Building Official – For purpose of this chapter, where reference is made in any of the above mentioned codes in Rule 9B-1.004, F.A.C., to the building official, the plumbing or mechanical inspector, to the administrative authority or enforcement official, or to any such authoritative person, it shall mean the Manufactured Buildings Program Manager.~~

~~(3)(4)~~ A copy of the above referenced Florida Building Code has been filed with the Secretary of State. The Florida Building Code is also available for reference and inspection at the Department of Community Affairs, Building Codes & Standards Office or online at www.floridabuilding.org.

~~(4)(5)~~ The above shall not apply to any building exempted pursuant to Section 553.73, Part IV, F.S.

~~(5)(6)~~ Notwithstanding the above, the service connections and foundations prepared at the installation site shall be regulated by the local building official according to the Florida Building Code.

~~(6)(7)~~ Notwithstanding the foregoing provisions of this section, factory-built schools shall be subject to the following:

(a) Existing Buildings. Factory-built schools utilized as educational facilities prior to July 1, 2001, are hereby designated as existing buildings and shall comply with the requirements of Section 423, Florida Building Code.

(b) New Construction. Factory-built schools other than existing buildings shall be manufactured and installed as required by the Florida Building Code, including Section 423.

Rulemaking Specific Authority 553.37(1), 553.415, 553.73(2), 553.76(4) FS. Law Implemented 553.37(8), 553.38(1), 553.415, 553.73(1), (2) FS. History–New 1-17-72, Amended 6-19-74, 2-23-75, 12-21-76, 3-20-79, 3-1-80, 6-24-80, 9-29-82, 1-29-84, 11-1-84, Formerly 9B-1.04, Amended 1-1-87, 1-1-89, 1-1-90, 3-1-92, 3-1-95, 9-13-01, 7-16-03, 5-13-07,_____.

9B-1.006 Certification of ~~Third-Party~~ Agencies.

(1) Individuals or entities who desire to perform plan review, inspection, or both plan review and inspection of manufactured buildings shall be certified by the department. Those inspectors and plans reviewers employed by entities to perform the delegated functions do not require individual certification as an agency to the extent that the delegated functions are performed within the scope of the individuals' regular course of employment. Individuals or entities performing delegated functions as an independent contractor for ~~a third-party an Agency~~ shall be individually certified.

(2) Application – The applicant shall submit a completed application (Form FMBP 2-00) with application fee amount stated in the Schedule of Fees. The application shall contain the following information.

(a) Name, address, and phone number of the applicant. If the applicant is a corporation, the application shall identify the officers and directors of the corporation, as well as the identity of any shareholders that hold controlling ownership interest in the corporation. If the applicant is a partnership, the application shall identify each partner.

(b) Names and professional license types and numbers of all employees or contractors employed or otherwise utilized for inspections or plans review or both inspections and plans review within the State of Florida.

(c) A statement of independence which shall be signed by the individual, each of the partners of a partnership, or the chief operating officer of a corporation to be certified. The statement shall be notarized and dated within the twelve months immediately preceding its submission. The statement shall affirm that the Agency, any independent contractors utilized by the Agency and its employees are not owned, operated, or controlled by any manufacturer or dealer.

(d) An affirmation that the Agency shall comply with the Florida Manufactured Buildings Act and the Rule Chapter 9B-1, F.A.C.

(e) Proof of general liability insurance with minimum coverage limits of \$1,000,000, which shall be renewed annually and posted on the Building Code Information System at www.floridabuilding.org.

(3) Agency's Quality ~~Control Assurance Program~~ Manual – The applicant shall submit a quality control assurance manual to the department with the application which shall at a minimum contain the following sections.

(a) An introduction to the agency – A brief history, types of services provided.

(b) Outline of internal quality control plan and personnel ~~person~~ in charge of quality control. How the Agency plans to meet duties and responsibilities stated in subsection (4) below.

(c) An organizational chart showing relationship between administration, operation, and quality control responsibilities including plan reviewers and inspectors by name and title. Identify if they are employees or under contract.

(d) Personnel resumes shall be included for architects, engineers, plan reviewers, inspectors, and their supervisors. Applicable education, experience, and license number shall be indicated in the resume.

(e) Training program – Programs for required continuing education, seminars, discussions on code compliance, plan reviews, inspections, department requirements, etc.

(f) Inspection procedures – Including inspection checklists for code compliance, inspection records, correction notice, reinspection, inspection visits and scope of inspections.

(g) Procedure for control of insignia;

(h) Procedure for maintenance of approved plans and other public records in accordance with Chapter 19, Florida Statutes.

(4) Duties and Responsibilities – Upon certification, the Agency shall be entitled to conduct such plans review and inspection services for which it is qualified pursuant to these rules and shall comply with Chapter 120, F.S., and the following general duties and responsibilities.

(a) The Agency shall act faithfully on behalf of the Department implementing the laws and rules of the ~~M~~anufactured ~~B~~uildings ~~P~~rogram.

(b) The primary duty and responsibility of the Agency is to assure that the buildings and components manufactured are compliant with the Florida Building Code applicable codes.

(c) Upon Agency's approval of plans, satisfactory inspection of a building, or both approval of plans and a building constructed in accordance with those plans, the approved plans, the inspection report, or the plans and inspection report shall be transmitted to the Department through the Building Code Information System.

(d) The Agency shall triennially evaluate the manufacturer's quality ~~assurance~~ (control) program to coincide with the change in the Florida Building Code. The Agency shall post the Quality Control (QC) Manual on the BCIS and maintain copies on file, available for monitoring.

(5) The Agency shall maintain its independence as certified until the expiration or resignation of its certification. An Agency shall not perform plans review or inspect buildings that are designed by the Agency, its employees or those of its contractors working on such review or inspection.

(6) Renewal – The ~~third party~~ Agency shall renew its certification once every three years and update the information provided in its initial application using the Building Code Information System. The Agency will be notified electronically at least 90 days prior to the expiration date of the manufacturer's certification. If the ~~Third Party~~ Agency does not complete the renewal information and submit correct fees by the certification expiration date, certification becomes null and void. The Agency must meet the qualifications in effect upon the date of renewal to have its certification renewed.

Rulemaking Specific Authority 553.37(1), 553.38(1), 553.73(2), 553.76(4) FS. Law Implemented 553.37(1)(c), (8) FS. History–New 1-17-72, Amended 2-23-75, 12-8-75, 11-14-76, 3-23-77, 3-1-80, 9-29-82, 4-21-83, 11-1-84, Formerly 9B-1.06, Amended 1-1-87, 3-1-92, 3-1-95, 9-13-01, 7-16-03, 5-13-07, _____.

9B-1.007 Manufacturer Certification.

(1) All individuals or entities manufacturing buildings or components for installation in Florida must be certified by the ~~D~~epartment. In the event that a manufacturer has more than one facility producing manufactured buildings, the manufacturer shall obtain certification for each such facility individually.

(2) Initial Certification Requirements – A manufacturer must submit to the ~~Third Party~~ Agency for validation to the Department the following for certification:

(a) Application Package – A completed application; application fee; certificate of product liability insurance with coverage not less than \$1,000,000, which shall be renewed and posted on the Building Code Information System at www.floridabuilding.org annually; and a copy of a contract with a certified ~~third party~~ Agency for plan review and inspection services.

(b) Identification of principals which shall at a minimum include the positions of partners if the manufacturer is a partnership or its officers, directors, controlling owners and registered agent if the manufacturer is a corporation.

(c) Description of manufacturing facility including, at a minimum, the size of shed(s) for weather protection of building materials and buildings under construction or repair, the size of yard at the facility for storing buildings and a site plan of the facility.

(d) A ~~Quality Control Assurance Program Manual which also may be called Quality Control Manual (QC Manual).~~

(3) The manufacturer shall submit a separate application for each of its plant locations. The ~~Quality Control Assurance Program Manual~~ shall be kept at each location.

(4) Renewal – The manufacturer shall renew its certification once every three years and update the information provided in its initial application using the Building Code Information System. Manufacturers will be notified electronically at least 90 days prior to the expiration date of the manufacturer's certification. If the manufacturer does not complete the renewal information and submit correct fees by the certification expiration date, certification becomes null and void. The manufacturer must meet the qualifications in effect upon the date of renewal to have its certification renewed.

Rulemaking Specific Authority 553.37(1), 553.38(1), 553.381, 553.73(2), 553.76(4) FS. Law Implemented 553.37(8), 553.381 FS. History—New 1-17-72, Amended 2-23-75, 11-14-76, 3-1-80, 11-4-84, Formerly 9B-1.07, Amended 1-1-87, 1-1-89, 3-1-95, 9-7-00, 9-13-01, 7-16-03, 5-13-07,_____.

9B-1.009 Design Plan and Systems Approval.

(1) General. A final design plan approval shall be contingent upon compliance with these rules and the building codes specified in Rule 9B-1.004, F.A.C. The manufacturer shall submit plans for approval by the ~~Third Party Agency~~. The ~~Third Party Agency~~ reviewing the plans shall notify a manufacturer of any apparent errors or omissions and request any additional information necessary to evaluate the plans submitted within thirty days of receipt of the plans. The Department shall have the authority to seek revocation of a plan approval by an ~~Third Party Agency~~ if, through monitoring activities, the Department discovers that the plans fail to comply with the standards adopted herein.

(2) Approved Plans Design Plan Submittal. Plans are approved for all code related items installed at the manufacturing facility in accordance with Sections 553.37(1) and 553.38, F.S. All code related items not installed at the manufacturing facility shall be clearly noted on the plans cover page as "Items to be site installed and subject to local code review and compliance."

(3) Completed sets of design plans and specifications, prepared by an architect or engineer licensed to practice in the State of Florida, except as exempted by Florida law; supporting calculations and any required test results for each system and prototype to be approved. Based on compliance with the codes in Rule 9B-1.004, F.A.C., the ~~Third Party Agency's plans examiner licensed under Chapter 468, F.S.,~~ shall approve or disapprove the manufacturer's submittal. If the submittal is

approved, the ~~Agency individual~~ shall affix a stamp authorized by the Department on each sheet. Plans drawn to a scale less than 1/8" to the foot are not acceptable. Plans shall be legible for reproduction purposes, including verbiage.

~~(4)(3)~~ System Approval. The manufacturer may submit through the ~~Third Party Agency~~ for Department approval a system of construction which may include any or all elements of building systems such as structural, mechanical, plumbing, and electrical elements or components. Such submission shall include all documents and data providing complete information necessary for evaluation of the systems' performance and capabilities for its intended use.

~~(5)(4)~~ The Agency shall conduct a A-licensed modular plan reviewer shall review of each set of documents so submitted, including the plans, specifications and design calculations, for compliance with the appropriate code and this part and shall utilize a checklist. The plans review and the checklist utilized therewith shall at a minimum contain the following elements and comply with Rule Chapter 9B-72; the plan review requirements of the Florida Building Code, adopted pursuant to Rule 9B-3.047, F.A.C.:

~~(a) For commercial buildings:~~

~~1. Building including determination of occupancy group and special occupancy requirements, and determination of minimum type of construction;~~

~~2. Fire resistant construction requirements including fire resistant separations, fire resistant protection for type of construction, protection of openings and penetrations of rated walls, fire blocking and draftstopping and calculated fire resistance;~~

~~3. Fire suppression systems including early warning, smoke evacuation systems schematic, fire sprinklers, standpipes, pre-engineered systems, and riser diagram;~~

~~4. Life Safety systems including occupant load and egress capacities, early warning systems, smoke control, stair pressurization, and systems schematic;~~

~~5. Occupancy Load/Egress Requirements including gross and net occupancy load, means of egress including exit access, exit and exit discharge, stairs construction/geometry and protection, doors, emergency lighting and exit signs, specific occupancy requirements, construction requirements, and horizontal exits/exit passageways;~~

~~6. Structural requirements including termite protection; design loads, wind requirements, building envelope, structural calculations (if required), wall systems, floor systems, roof systems, threshold inspection plan, and stair systems;~~

~~7. Materials including wood, steel, aluminum, concrete, plastic, glass, masonry, gypsum board and plaster, insulating (mechanical), roofing and insulation;~~

~~8. Accessibility requirements including accessible route, vertical accessibility, toilet and bathing facilities, drinking fountains, equipment, special occupancy requirements and fair housing requirements;~~

9. Interior requirements including interior finishes (flame spread/smoke develop), light and ventilation and sanitation;

10. Special systems including elevators, escalators and lifts;

11. Electrical including wiring services, feeders and branch circuits, overcurrent protection, grounding, wiring methods and materials, and GFCI's, equipment, special occupancies, emergency systems, communication systems, low voltage, and load calculations;

12. Plumbing including minimum plumbing facilities, fixture requirements, water supply piping, sanitary drainage, water heaters, vents, roof drainage, back flow prevention, irrigation, location water supply line, grease traps, environmental requirements and plumbing riser;

13. Mechanical including energy calculations, exhaust systems including clothes dryer exhaust, kitchen equipment exhaust and specialty exhaust systems, equipment, equipment location, make-up air, roof mounted equipment, duct systems, ventilation, combustion air, chimneys, fireplaces and vents, appliances, boilers, refrigeration, bathroom ventilation and laboratory;

14. Gas including gas piping, venting, combustion air, chimneys and vents, appliances, type of gas, fire places, LP tank location and riser diagram/shut-offs.

(b) For residential one and two family buildings:

1. Building including fire resistant construction if required, fire including smoke detector locations, egress including egress window size and location and stairs construction requirements, structural requirements including complete wall section from lowest element of the building through roof including assembly and materials, connector tables, wind requirements and structural calculations (if required), and accessibility requirements including show/identify accessible bath;

2. Electrical including service location, panel location and load calculations;

3. Plumbing including minimum plumbing facilities and fixture location based on floor plan;

4. Mechanical including energy calculations, equipment and duct layout and chimney and fireplaces if required;

5. Gas including location of gas appliances and indicate combustion air locations.

(6)(5) Plan Approval Expiration – Upon revision of the building codes adopted herein, plan approvals shall expire upon the effective date of the revisions unless the manufacturer files with the department a sworn statement by an Third Party Agency that the plans as previously approved have been reviewed and that they are in compliance with the revisions to the adopted codes. The Agency shall ensure that it has obtained, and retains as a public record, all data and information necessary to support that sworn statement consistent with rules regulating the practice of engineering or architecture or both engineering and architecture. This rule is

not intended to provide a defense for Agencies from any charge of unlicensed practice of engineering or architecture. The Third Party Agency shall transmit plans electronically through the Building Code Information System to the Department.

(7)(6) Manufacturer's Component Data Plate. Each component or package of like components shall contain a manufacturer's data plate which indicates the limiting characteristics and design criteria of such components for determining how they are to be installed and utilized within their capabilities. Such data plate information shall be approved by the Agency.

(8)(7) Manufacturer's Modular Data Plate. The manufacturer shall install on all manufactured (modular) buildings and components prior to leaving the manufacturing plant a data plate which shall be permanently affixed mounted on or about the electrical panel and which shall contain, but not be limited to, the following design information when applicable.

(a) Name and address of Manufacturer;

(b) Name of Third Party Agency;

(c)(b) Manufacturer Certification Number;

(d)(e) Date of Manufacturer;

(e)(d) Date of Alteration;

(f)(e) Number of Modules;

(g)(f) Construction Type as defined in Chapter 6 of the Code;

(h)(g) Occupancy Use Classification in accordance with Chapter 3 of the Code;

(i) Design Occupant Load;

(j)(h) Serial Number;

(k)(i) Agency Plan Number;

(l)(j) Standard Plan Approval Number;

(m)(k) Maximum Floor Load (pounds per square foot), Live Load and Dead Load;

(n)(l) Roof Load; Live Load and Dead Load;

(o)(m) Wind Velocity Rating;

(p)(n) "U" rating of Floor, Wall, and Roof;

(q) Approved for Flood Zone Usage; and

(r)(p) Limitations of the plan approval by the Third Party Agency;

(r) If an automatic sprinkler system is provided, whether the sprinkler system is required; and

(s) Any special stipulations and conditions of the building permit.

Rulemaking Specific Authority 553.37(1), 553.76(4) FS. Law Implemented 553.37(1)(a) FS. History--New 1-17-72, Amended 2-23-75, 3-1-80, 9-29-82, 1-29-84, 11-1-84, Formerly 9B-1.09, Amended 1-1-87, 3-1-92, 3-1-95, 9-13-01, 7-16-03, 5-13-07,_____.

9B-1.0095 Component System.

(1) A manufacturer may prefabricate building components such as wall, floor, or roof panels in standardized sections that are closed construction and assembled in buildings. These components may be certified under the Florida Manufactured (Modular) Buildings Program.

(2) The applicable authority having jurisdiction enforcement agency is responsible for inspecting installation of components.

(3) The manufacturer shall submit documents and data providing complete information necessary for evaluation of the component's performance and capabilities for its intended use. Method of construction, calculations and test procedures shall be certified by a Florida registered architect or engineer and shall be as follows:

(a) Method of construction and detail drawings shall be submitted;

(b) Structural calculations in accordance with established principles of engineering design;

(c) When the component is such that calculations of their safe structural integrity or fire resistance cannot be accurately determined, tests shall be performed by a recognized testing organization. Test procedures and results shall be submitted;

(d) All components shall comply with the applicable building codes, ~~and~~ Rule Chapter 9B-72, F.A.C., or Section 553.8425, F.S.

Rulemaking Specific Authority 553.37, 553.38, 553.76(4) FS. Law Implemented 553.37, 553.38, 553.36(5), 553.76(4) FS. History--New 9-13-01, Amended 7-16-03, 5-13-07, _____.

9B-1.010 Manufacturer's Quality Assurance ~~Manual~~ Control Manual Procedures.

The manufacturer's Quality Control Manual shall at a minimum contain the following information.

(1) Organizational Element:

(a) Introduction of the manufacturer – a brief history which shall, at a minimum include ~~the length of time that the manufacturer has been in the manufactured buildings industry,~~ where it is incorporated, whether it is a division of any parent organization, the identity of products it manufactures, and the location of the facility.

(b) An organizational chart showing responsible management and supervisory positions by title. A job description for each of the positions shall be provided.

(c) Brief qualifications of all personnel in management and supervisory positions including the Quality Control Manager.

(d) Administrative procedure for revision of Quality Control procedure and Q-C Manual.

(e) Procedure for retaining permanent records of plans, travelers, inspection reports, serial numbers of buildings, insignias used, first destination of labeled buildings or components in accordance with Chapter 19, F.S.

(f) Method and frequency ~~of~~ for training of quality control and production personnel.

(2) Design and Specification Control:

(a) Procedures for revisions to plans.

(b) Recording system of drawings and specifications.

(3) Material Control:

(a) Inspection procedure of materials, equipment and supplies when received.

(b) Method of storing and protection of building materials and equipment against damage.

(c) Provision for disposal of rejected materials, equipment and supplies.

(d) Forms used.

(4) Production Control:

(a) A description of manufacturing process – method and sequence of construction.

(b) Check lists of material specifications and workmanship inspections performed at each stage of production by supervisors, corrective actions taken, use of traveler.

(c) Frequency of quality control inspections.

(d) List of tests to be performed, testing equipment, results and technical data acceptable.

(e) Procedures for timely preventive and remedial measures.

(f) Assignment of authority to accept or reject work.

(g) Provision for disposition of rejected items.

(h) Forms used.

(5) Finished Product Control and Identification of Products:

(a) Procedure for handling and storage of finished buildings/modules and components.

(b) Preparation for shipping, transportation, and delivery.

(c) Serial numbering system of buildings or components and location of the serial number not readily removable.

(d) Location of manufacturer's data plate. Information to contain in the data plate.

(e) Location of Florida State insignia.

(f) Forms used.

Rulemaking Specific Authority 553.37(1)(b), 553.76(4) FS. Law Implemented 553.37(1)(b), (6), (8), 553.76(4) FS. History--New 1-17-72, Amended 2-23-75, 3-1-80, 9-29-82, Formerly 9B-1.10, Amended 1-1-89, 3-1-92, 3-1-95, 9-7-00, 9-13-01, 5-13-07, _____.

9B-1.011 Alterations and Relocation.

(1) Alteration or Conversion. Any unauthorized modification, alteration, or conversion made to an approved manufactured building prior to installation shall void the insignia of approval. The insignia affixed to the building shall be confiscated by the inspection agency or the building official as authorized by the Department and returned to the Department.

(2) Off site modifications. Modifications made in an approved manufacturing facility other than at the installation site shall require certification by the Department pursuant to this paragraph. Modifications made in other than an approved manufacturing facility are subject to the local authority having jurisdiction.

(a) In order to recertify a previously approved used manufactured building, the owner must provide the approved inspection Agency with a set of the original or as-built plans of the building reflecting the proposed modifications. When the Agency approves the plans to modify the building, the manufacturer is authorized to begin work on it. The Agency shall forward copies of the approved plans to the Department as provided in subsection 9B-1.009(7), F.A.C., for its records. Once the Agency has tested and/or evaluated each system in the building and certifies to the Department that the building is in compliance with the applicable codes, the Department will issue a recertification insignia to be affixed to the building. A building bearing a recertification insignia shall be deemed to comply with the requirements of all ordinances or regulations enacted by local governments which govern building construction.

(b) Manufactured buildings which bear an insignia of approval can be modified after the initial insignia is affixed in accordance with the provisions of this chapter. Only that portion of the building being modified is required to comply with the current codes while the portion not being modified must comply with the original plans. The requirements and procedures for obtaining an initial insignia, including the fee schedule established in Rule 9B-1.020, F.A.C., shall apply to recertified buildings.

(c) In order to certify a used manufactured building for which no state insignia has been issued, the agency must require a complete set of as-built plans prepared and sealed by a Florida professional engineer or architect. Under this subsection the entire building must be brought into compliance with the applicable codes. The agency shall forward a copy of the approved plans to the Department for its review and records. Once the agency has tested and/or evaluated each system in the building and certifies to the Department that the building is in compliance with the applicable codes the Department will issue an recertification insignia to be affixed to the building.

~~(d) A building bearing a recertification insignia shall be deemed to comply with the requirements of all ordinances or regulations enacted by local governments which govern building construction.~~

(3) On-site Modifications. On-site modifications to previously approved manufactured buildings must be inspected by either an agency approved by the Department or by the local authority having jurisdiction building official and must comply with the Florida Building Code applicable codes. The manufactured building is not subject to locally adopted codes

~~when until~~ it is taken out of compliance with the applicable state approved plans ~~by modifications, or the occupancy classification has changed. The local jurisdiction has superseding authority over any on-site modifications to a manufactured building or may delegate this authority to the Department in writing on a case-by-case basis.~~ Upon issuance of a certificate of occupancy for the modified manufactured building, the old insignia shall be removed and returned to the Department.

(4) Relocation of an existing manufactured building does not constitute an alteration.

(5) A relocated manufactured building shall comply with wind speed requirements of the new location, using the appropriate wind speed map. If the existing building was manufactured in compliance with the 1997 Standard Building Code (prior to March 1, 2002), the wind speed map of the Standard Building Code shall be applicable. If the existing building was manufactured in compliance with the Florida Building Code (after March 1, 2002), the wind speed map of the Florida Building Code shall be applicable.

Rulemaking Specific Authority 553.37(1) FS. Law Implemented 553.37(1), (4) FS. History—New 1-17-72, Amended 2-23-75, 3-1-80, 9-29-82, 11-1-84, Formerly 9B-1.11, Amended 1-1-87, 3-1-92, 3-1-95, 9-13-01, 7-16-03, _____.

9B-1.016 Department Insignia.

(1) Each manufactured building, re-certified building, and components approved by the ~~Third Party~~ Agency shall be affixed with the appropriate insignia prior to leaving the manufacturing plant ~~except factory built school buildings.~~

(2) Insignia fees shall be charged as provided in the Schedule of Fees.

(3) Assigned insignias are not transferable from one building to another, or from one manufacturer to another manufacturer.

(4) The control of the insignia shall remain with the Department and will be revoked by the Department in the event of violation of the conditions of approval. All such voided insignias shall be returned to the Department.

(5) Insignias shall be ordered from the Department ~~utilizing insignia request~~ using the Building Code Information System at www.floridabuilding.org (BCIS). Fees for insignia as provided in Rule 9B-1.020, F.A.C., shall be submitted at the time of the order request for insignia. One insignia shall be required for each building.

(6) The Department shall issue insignias for those buildings and components built from previously approved plans. No insignia shall be issued until the plans for that building have been approved.

(7) Insignias shall be mailed to the manufacturer's inspection agency for release to the Manufacturer's Quality Control personnel Assurance person when the inspection Agency is satisfied that the building or component meets the Florida Building Code.

(8) The Agency or manufacturer's Quality Control personnel Assurance person shall affix insignias to buildings only after inspection and determination that the building or component is in compliance with the Florida Building Codes. The insignia and data plate shall be permanently affixed on or about the electrical panel. If the building does not include an electrical panel, the insignia and data plate location shall be designated on the approved plans.

(9) After insignia is affixed, no alteration shall be made before installation.

(10) Insignias shall be denied to buildings and components not conforming to with approved plans or system design.

(11) Affixing an insignia to a building or components which has code deficiencies or do not conform to the approved plan, shall be grounds for decertification of the manufacturer or Agency or both. In such case the insignia shall be removed at the direction of by the agency, manufacturer's Quality Assurance person or the Department.

Rulemaking Specific Authority 553.37(1), (e), 553.76(4) FS. Law Implemented 553.37(1)-(5), 553.38, 553.73(2) FS. History-New 1-17-72, Amended 9-17-73, 2-23-75, 3-1-80, 6-24-80, 9-29-82, 11-1-84, Formerly 9B-1.16, Amended 1-1-87, 3-1-92, 3-1-95, 9-13-01, 7-16-03, 5-13-07, _____.

9B-1.017 Insignia Application and Issuance.

(1) Following the receipt of initial Department approval, the manufacturer shall complete an order insignia request for an insignia for each component or system manufactured as required herein. The insignia order requests shall be submitted via the Building Code Information System which shall calculate the fees based on the fee schedule in these rules and regulations. The insignia order request shall include the plan approval number of each unit for which an insignia is required. ~~Additionally, the manufacturer shall file via the Building Code Information System an insignia disposition report at least monthly, which indicates the model serial number, insignia number, and initial location of each unit.~~

(2) Insignias shall be issued to the manufacturer's Third Party Agency, and shall not be affixed to a building until the inspection Agency has completed the inspections required in the Florida Building Code, and determined found the building to be in compliance with the requirements of this chapter and entered the Inspection Report on the Building Code Information System at www.floridabuilding.org BCIS. If an insignia is for a modified building, after the modifications are completed and the building inspected, the original insignia shall be removed and returned to the Department by the inspection Agency or Quality Control Assurance personnel and the new insignia affixed.

Rulemaking Specific Authority 553.37(1)(b) FS. Law Implemented 553.37, 553.38, 553.73(2), 553.76(4) FS. History-New 1-17-72, Amended 9-27-73, 2-23-75, Formerly 9B-1.17, Amended 1-1-87, 3-1-92, 3-1-95, 7-16-03, 5-13-07, _____.

9B-1.018 Insignia Denial.

Should an inspection reveal that a manufacturer is not manufacturing components or systems according to plans as approved by the Department and such manufacturer, after having been served with a notice setting forth the provisions of the plan approval which have been violated, continues to manufacture units in violation of the plan approval, applications for new insignia shall be denied and the insignia previously issued for units in violation of the plan approval shall be confiscated. Upon satisfactory proof of compliance such manufacturer may resubmit an order request for an insignia.

Rulemaking Specific Authority 553.37(1) FS. Law Implemented 553.37(1), 553.38 FS. History-New 1-17-72, Amended 2-23-75, Formerly 9B-1.18, Amended 3-1-92, 3-1-95, 9-7-00, _____.

9B-1.019 Removal of Insignia.

In the event that any manufactured building bearing the insignia is found to be in violation of the approved plans prior to the issuance of the local certificate of occupancy, at the direction of the Department, the Agency or authority having jurisdiction Department shall remove the insignia on such defective unit and shall furnish the owner and the Department or his agency with a written statement of such violations.

Rulemaking Specific Authority 553.37(1) FS. Law Implemented 553.37(2), (3), (4), 553.38(1) FS. History-New 1-17-72, Amended 9-17-73, Repromulgated 2-23-75, Amended 3-1-80, Formerly 9B-1.19, Amended 3-1-95, _____.

9B-1.020 Schedule of Fees.

The Department shall charge the following fees for the indicated items:

(1) Manufacturer's initial application fee is \$300 plus \$300 for the triennial certification. The triennial renewal fee is \$300. Each additional plant will be assessed an initial application fee of \$100 plus \$150 triennial certification. The triennial renewal fee is \$150.

(2) Third Party Agency's initial application fee is \$600 plus \$900 for the triennial certification. The triennial renewal fee is \$900.

(3) Insignia fees:

- (a) Factory-built schools fee is \$15 per building;
- (b) Components (Panels) fee is \$3 per panel. The insignia will be affixed to each panel prior to leaving the factory;
- (c) Storage sheds (less than 720 square feet in area) is \$5;
- (d) Manufactured buildings fee is \$50 per module, including storage sheds over 720 feet.

Rulemaking Specific Authority 553.37(7) FS. Law Implemented 553.37(7) FS. History–New 1-17-72, Amended 2-1-72, 2-23-75, 12-8-75, 3-20-79, 3-1-80, 9-29-82, 11-1-84, Formerly 9B-1.20, Amended 1-1-87, 1-1-89, 1-1-90, 3-1-92, 3-1-95, 9-13-01, 8-16-04, 5-13-07, _____.

9B-1.0211 Change in Manufacturer’s Status.

(1) Change of Ownership – When the ownership of a manufacturer changes, the new owner shall take the following steps:

- (a) Inform the department in writing within 10 days of such change and give effective date of change.
- (b) The new owner shall submit a completed manufacturer’s application to the department.
- (c) Submit an organizational chart of the management identified by title of officers.
- (d) Send resume of officers in the management to the department.
- (e) Send a certificate of product liability insurance to the department.
- (f) A service contract with the plan review/inspection agency.
- (g) If the new owner received exclusive rights to use state approved plans and the Quality Control Manual of the previous owner, it shall be informed to the department.
- (h) Certification of Quality Control Manual by agency. Make name changes and other changes in the Quality Control Manual where applicable. The Department shall assign a new manufacturer’s identification number.

(2) Change of Name and Address – In the event of a change in the name or address of any manufacturer or ~~plan review/inspection~~ Agency, the Department shall be notified within ten days.

(3) Change of Agency – The following procedure shall be followed when a manufacturer changes the ~~Third-Party~~ Agency.

- (a) The manufacturer shall inform the department of its change of Agency reflecting effective date. The manufacturer shall not be without an Agency.
- (b) The manufacturer shall submit to the Department a copy of the service agreement with the new Agency reflecting an effective date.
- (c) The new Agency shall review and approve the existing or an updated Quality Control Manual ~~of the manufacturer~~ and post on the Building Code Information System at www.floridabuilding.org BCIS.
- (4) Termination of state certificate – When a manufacturer or an Agency decides to discontinue doing business, the Department shall be informed in writing at least thirty (30) days in advance and such discontinuance shall act as a resignation of the certification. Any subsequent resumption of business activities by a manufacturer or Agency will require a new application.

Rulemaking Specific Authority 553.37(1) FS. Law Implemented 553.37(1), (4) FS. History–New 9-13-01, Amended 7-16-03, 5-13-07, _____.

9B-1.0221 Manufacturer’s Obligations Upon Sale of Building.

The manufacturer shall provide a TRANSPORTATION AND INSTALLATION BOOKLET with each new building and component package. It shall include:

- (1) Precautions and instructions for transportation of buildings and modules; and
- (2) Installation instructions.

Rulemaking Specific Authority 553.38 FS. Law Implemented 553.38 FS. History–New 9-13-01, Amended 5-13-07, Repromulgated _____.

9B-1.023 Oversight, Complaint.

(1) Any person, firm or corporation, with a substantial interest in any action or any failure to act in conformity with these rules, including without limitation the technical standards and administrative provisions adopted hereby, may file a complaint to the Department. Such complaints may be with regard to the conduct of the Department, the Agency, the manufacturer or any of their employee(s).

(2) It is the responsibility of the manufacturer to correct code violations. The Agency that approved the plans for the subject building or inspected the building shall investigate complaints and make a recommendation to the Department regarding the existence of a code violation and disposition thereof. This activity shall be subject to monitoring, and the Department shall make an independent determination about the existence of a violation.

(3) Any complaint should contain sufficient information including the following:

- (a) Parties involved;
- (b) Description of grievance;
- (c) Important dates and transactions;
- (d) What is being affected; and
- (e) Documentation of code violations or plan deviations by a licensed contractor, Architect, Engineer or Building Official.
- (f) ~~(e)~~ Relief sought by the applicant.

Rulemaking Specific Authority 553.38(2), 553.39 FS. Law Implemented 553.38(2), 553.39 FS. History–New 9-13-01, Amended _____.

9B-1.026 Factory-built Schools, Certifications.

(1) Manufacturers. Prior to manufacturing factory-built schools for utilization in the State of Florida, a manufacturer shall be certified by the Department as provided in Rule 9B-1.007, F.A.C., and shall be subject to the continuing requirements thereof to maintain certification. Fees for certification of manufacturers shall be as provided in Rule 9B-1.020, F.A.C.

(2) ~~Agency Third Party~~ Plan Review. The Department shall contract with an individual or entity to perform plan review pertaining to ~~newly constructed~~ factory-built schools. Such individual or entity shall be subject to certification as an ~~Third Party~~ Agency as provided in Rule 9B-1.006, F.A.C. Maximum fees ~~that the Agency third party entity~~ may charge those seeking plan approval shall be established by contract between the Department and the ~~Agency Plan Review entity~~. ~~Plans for modification of factory built schools shall be reviewed by an approved Third Party Agency selected by the manufacturer as set forth in Rule 9B-1.009, F.A.C.~~

(3) ~~Agencies Inspectors and Third Party Inspection Entities~~. All entities that perform inspections of factory-built schools shall be ~~Agencies~~ certified by the Department as provided in Rule 9B-1.006, F.A.C. ~~Individual inspectors shall be licensed pursuant to Part XII, Chapter 468, F.S., or until January 1, 2002, certified by Department of Education as Uniform Building Code Inspectors.~~ Inspectors permanently employed by local school boards and community colleges shall be granted an exemption from certification by the Department pursuant to Rule 9B-1.006, F.A.C., upon written request of the Local School Board or Community College. All entities that perform inspections, whether exempt from certification or not, shall submit a Quality Control assurance Manual to the Department with the application, which shall at a minimum contain the following sections:

- (a) Introduction to the ~~Agency~~, including a brief history and types of services provided;
- (b) Outline of the ~~Agency's~~ internal quality control plan, including the name and titles of the personnel in charge of quality control and how the ~~Agency~~ plans to meet the duties and responsibilities imposed by this chapter;
- (c) Organizational chart showing the relationship between administration, operation, and quality control responsibilities, including a list of inspectors by name and title, identifying each as an employee or under contract;
- (d) Personnel resumes;
- (e) Training program, including programs for required continuing education, seminars, discussions on code compliance, inspections and department requirements;
- (f) Inspection procedures, including inspection checklists for code compliance, inspection records, correction notice, reinspection, inspection visits and scope of inspections;
- (g) Test procedures and methods pertaining to tests required by the applicable building codes;
- (h) Procedure for control of insignia; and
- (i) Procedure for maintenance of records.

Rulemaking Specific Authority 553.415 FS. Law Implemented 553.415 FS. History–New 9-13-01, Amended _____.

9B-1.028 Factory-built Schools, Inspections and Work Progress Reports.

(1) All site installation and annual inspections are the responsibility of the School Board. The Department ~~DEA~~ insignia attests only to compliance of the building with the Florida Building Code and not any site plans or site related issues.

(2) Manufacturers and their agents and employees, Inspectors and those representatives of the educational entity responsible for supervising work related to the manufacture and installation of a factory-built school shall complete and execute a Work Performance Report, Form FMBP-SB-5-00. There shall be at least one Work Performance Report for all periods during which a factory-built school is being manufactured or installed. The report shall be executed by that person who actually supervised the work during the period for which the report is completed. The completed reports shall be kept and maintained by the entity that has actual physical custody of the building.

Rulemaking Specific Authority 553.415 FS. Law Implemented 553.415 FS. History–New 9-13-01, Amended 7-16-03, 5-13-07, _____.

9B-1.030 Factory-built Schools, Insignia and Data Plate.

(1) Each factory-built school building utilized for public educational purposes shall bear the “SREF/school” insignia of the Department and a data plate. The data plate shall be fabricated by the manufacturer of new buildings and the owner of existing buildings of durable material with the required information inscribed thereon. The insignia and data plate shall be permanently affixed ~~mounted~~ on or about the electrical panel. The insignia must be affixed prior to leaving the factory. The data plate shall provide the following information:

- (a) Name and address of Manufacturer;
- (b) Name of Third Party Agency;
- ~~(c)(b)~~ Manufacturer certification number;
- (d) Code Edition;
- ~~(e)(e)~~ Date of manufacture;
- ~~(f)(d)~~ Date of alteration;
- ~~(g)(e)~~ Number of modules;
- ~~(h)(f)~~ Construction type, as defined in Chapter 6 of the Code;
- ~~(i)(e)~~ Occupancy use classification in accordance with Chapter 3 of the Code;
- ~~(j)(h)~~ Serial number;
- ~~(k)(i)~~ Agency plan number;
- ~~(l)(j)~~ Standard plan approval number;
- ~~(m)(k)~~ Maximum floor load (pounds per square foot), live load, and dead load;
- ~~(n)(l)~~ Roof load, live load and dead load;
- ~~(o)(m)~~ Wind velocity rating;
- ~~(p)(n)~~ “U” rating of floor, wall and roof;

~~(q)(e)~~ Whether the building is approved for flood zone usage;

~~(r)(e)~~ Whether the building is approved for enhanced hurricane protection zone usage;

~~(s)(e)~~ Whether the building is designed for use as a public shelter in enhanced hurricane protection areas;

~~(t)(e)~~ Limitations of the plan approval by the third-party agency; ~~and~~

~~(u)(e)~~ Whether the building is rated as satisfactory for use as an educational facility;:-

(v) If an automatic sprinkler system is provided, whether the sprinkler system is required; and

(w) Any special stipulations and conditions of the building permit.

(2) Issuance of Insignia. Insignias to be affixed to factory-built schools shall be issued ~~to the educational entity~~ upon receipt by the Department of an inspection report designating finding ~~that~~ the building is satisfactory for educational purposes and containing information required for the data plate.

(3) Revocation. ~~An inspector shall notify the Department of any unsatisfactory finding as the result of an installation or annual inspection.~~ The insignia ~~of the Department~~ shall be revoked upon a determination that the factory-built school fails to comply with the applicable standards. Revocation shall be accomplished through procedures established by Section 120.60, F.S.

(4) Fees. Fees shall be paid prior to issuance of insignia for factory-built schools. One insignia shall be issued per building. The fees for insignia shall be as provided in Rule 9B-1.020, F.A.C. Such fees are non-refundable.

Rulemaking Specific Authority 553.415 FS. Law Implemented 553.415 FS. History--New 9-13-01, Amended 5-13-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100; (850)922-6091

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Building Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 23, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 17, 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.:	RULE TITLE:
33-601.243	Basic Training Program – Employee Standards of Appearance, Conduct, and Fitness

PURPOSE AND EFFECT: The purpose and effect is to require correctional officers selected for the basic training program to complete a 40-hour youthful offender training before working with youthful offenders.

SUMMARY: The rule is amended to require correctional officers who are selected for the basic training program to complete the 40-hour youthful offender training program before being assigned to work with youthful offenders.

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.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Kendra Lee Jowers, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.243 Basic Training Program – Employee Standards of Appearance, Conduct, and Fitness.

(1) through (3) No change.

(4) Correctional officers in the basic training program will be expected to pass a physical fitness test prior to assignment to a post in the basic training program and every quarter year thereafter in order to remain physically capable of performing the assigned duties. Correctional officers selected for the basic training program shall complete the 40 hour job specific youthful offender training before being assigned to work with youthful offenders.

(5) No change.

Rulemaking Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 2-26-89, Amended 1-25-96, Formerly 33-27.014, 33-506.213, Amended 1-17-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jeff Bryan, Correctional Services Consultant

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 28, 2009
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 13, 2009

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.210
 RULE TITLE: Use of Force

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to eliminate language requiring certified officers to use only “fogger type” pepper spray, as streamlined spray poses fewer risks to nearby persons and is more effective in windy conditions.

SUMMARY: The rule eliminates language requiring certified officers to use only “fogger type” pepper spray, as streamlined spray poses fewer risks to nearby persons and is more effective in windy conditions.

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.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 776.07, 944.09, 944.35 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: Kendra Lee Jowers, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.210 Use of Force.

(1) through (15) No change.

(16) Use of Chemical Agents.

(a) through (k) No change.

(1) Issuance of chemical agents.

1. No change.

2. Certified officers assigned to major institutions and posted to internal security, recreation field, shift supervisor posts, or designated as “A” team response members are authorized by the Secretary to be issued one MK-9, or equivalent, ~~fogger-type~~ dispenser of OC in addition to the dispenser issued in accordance with subparagraph (16)(1)1. These officers are authorized to administer the chemical agents listed in this subparagraph in spontaneous disturbance situations involving multiple inmates in locations where large numbers of inmates are present, such as recreation fields, canteen, and meal lines. This option shall only be utilized in

disturbance situations rising to the level of inmate involvement where this enhanced option is deemed necessary and shall not be used indoors.

3. No change.

(m) through (q) No change.

(17) through (22) No change.

Rulemaking Specific Authority 944.09 FS. Law Implemented 776.07, 944.09, 944.35 FS. History–New 4-8-81, Amended 10-10-83, 9-28-85, Formerly 33-3.066, Amended 3-26-86, 11-21-86, 4-21-93, 7-26-93, 11-2-94, 2-12-97, 11-8-98, Formerly 33-3.0066, Amended 10-6-99, 2-7-00, 7-25-02, 8-25-03, 2-25-04, 11-7-04, 4-17-05, 8-1-05, 3-2-06, 9-18-06, 10-4-07, 3-3-08, 8-4-08, 1-6-09, _____.

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: February 9, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 27, 2009

LAND AND WATER ADJUDICATORY COMMISSION

Wiregrass Community Development District

RULE NOS.: 42MMM-1.001
 RULE TITLES: Establishment

42MMM-1.002 Boundary

42MMM-1.003 Supervisors

PURPOSE AND EFFECT: The purpose of this proposed rule is to establish a community development district (“CDD”), the Wiregrass Community Development District (“District”), pursuant to Chapter 190, F.S. The petition filed by Locust Branch, LLC, requests the Commission establish a community development district located entirely within the unincorporated limits of Pasco County, Florida. A Notice of Receipt of Petition for the Wiregrass Community Development District was published in the June 25, 2008, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 3,974.216 acres. A general location map is contained as Exhibit A to the petition to establish the District. There are no parcels within the proposed external boundaries of the District which are to be excluded. The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The Petitioner seeks authorization for the District “to finance, fund, plan, establish, acquire, construct or reconstruct, enlarge or extend, equip, operate and maintain systems, facilities and basic infrastructures that may include, without limitation: water management and control, water supply, sewer, wastewater management, reclamation and reuse or any combination thereof, bridges or culverts, District roads and street lights, transportation facilities, parking improvements, environmental remediation and cleanup, conservation areas, mitigation areas

and wildlife habitat, parks and facilities for indoor and outdoor recreational, cultural and educational uses, fire prevention and control, schools, security, mosquito control, waste collection and disposal, or any other project, within or without the boundaries of the District as required by a development order issued by a local government or subject of an agreement between the District and a governmental entity.”

SUMMARY: The purpose of this proposed rule is to establish a community development district (“CDD”), the Wiregrass Community Development District (“District”), pursuant to Chapter 190, F.S. The petition filed by Locust Branch, LLC, requests the Commission establish a community development district located entirely within the unincorporated limits of Pasco County, Florida. A Notice of Receipt of Petition for the Wiregrass Community Development District was published in the June 25, 2008, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 3,974.216 acres. A general location map is contained as Exhibit A to the petition to establish the District. There are no parcels within the proposed external boundaries of the District which are to be excluded. The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The Petitioner seeks authorization for the District “to finance, fund, plan, establish, acquire, construct or reconstruct, enlarge or extend, equip, operate and maintain systems, facilities and basic infrastructures that may include, without limitation: water management and control, water supply, sewer, wastewater management, reclamation and reuse or any combination thereof, bridges or culverts, District roads and street lights, transportation facilities, parking improvements, environmental remediation and cleanup, conservation areas, mitigation areas and wildlife habitat, parks and facilities for indoor and outdoor recreational, cultural and educational uses, fire prevention and control, schools, security, mosquito control, waste collection and disposal, or any other project, within or without the boundaries of the District as required by a development order issued by a local government or subject of an agreement between the District and a governmental entity.”

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition to establish the District. The complete text of the SERC is contained as Exhibit H to the petition. The requirements for a SERC are found in Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a description of the types of individuals likely to be affected by the rule; (b) a good faith estimate of the costs to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities, including

local governmental entities, required to comply with the requirements of the rule; (d) an analysis of the impact on small businesses as defined by Section 288.703, F.S., and an analysis of the impact on small counties and small cities as defined by Section 120.52, F.S.; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under section (a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the State of Florida and its residents; Pasco County and its residents; current property owners of lands within the boundaries of the proposed District; and future property owners are the principal entities that are likely to be required to comply with the rule. Under section (b), FLWAC and the State of Florida will incur administrative costs. Pasco County will incur costs resulting from the initial review. There is a \$15,000 filing fee paid to Pasco County to offset any costs it may incur. The District will incur costs for construction, operations and maintenance of its facilities and for its administration. Costs will be completely paid for from annual assessments against all properties within the District benefiting from its facilities and its services. Adoption of the proposed rule to approve the formation of the District will not have an adverse impact on State and local revenues. Addressing section (c), the transactional costs associated with adoption of a rule to establish the District are primarily related to the financing of improvements. The District may levy non-ad valorem special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future land owners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operation and maintenance of the District. Under section (d), approval of the petition to establish the District will have no impact or a positive impact on small businesses. Pasco County is not defined as a small county for purposes of this requirement. Under section (e), certain data utilized in the SERC was provided by the developer/petitioner and represents the best information available at the time of drafting of the SERC. Additional data was provided by Rizzetta & Company and was based on observations, analysis and experience with private development and other community development districts in various stages of existence.

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.

RULEMAKING AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 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: Thursday, April 30, 2009, 10:00 a.m. – 12:00 Noon

PLACE: Room 2103, The Capitol, Tallahassee, Florida

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 two days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, telephone (850)487-1884. 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: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001; telephone (850)487-1884

THE FULL TEXT OF THE PROPOSED RULES IS:

WIREGRASS COMMUNITY DEVELOPMENT DISTRICT

42MMM-1.001 Establishment.

The Wiregrass Community Development District is hereby established.

Rulemaking Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History–New _____.

42MMM-1.002 Boundary.

The boundaries of the district are those as set forth in Exhibit B of the April 15, 2008, Petition to Establish Wiregrass Community Development District. Petition Exhibit B is hereby incorporated by reference. Exhibit B can be obtained by contacting the Clerk of the Florida Land and Water Adjudicatory Commission, Office of the Governor, Room 1801 The Capitol, Tallahassee, Florida 32399-0001, telephone (850)487-1884.

The total Wiregrass Community Development District area = 3,974,294 acres, more or less.

Rulemaking Authority 190.005F.S. Law Implemented 190.004, 190.005 FS. History–New _____.

42MMM-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: James Don Porter, Tom McDonald Porter, William Hatcher Porter, Joseph Michael Gramling, and David Jay Evans.

Rulemaking Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Lisa Saliba, Director, Florida Land and Water Adjudicatory Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Land and Water Adjudicatory Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 10, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 26, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-23.002
RULE TITLE: Operation of the Association

PURPOSE AND EFFECT: Effective October 1, 2008, Section 718.112(2)(f)4., Florida Statutes, was amended with respect to the waiving of reserves in a condominium. Specifically, the statute now requires that proxy questions relating to waiving or reducing the funding of reserves or using existing reserve funds for other purposes shall contain a disclosure statement in capitalized, bold letters in a font size larger than any other used on the face of the proxy ballot. The purpose of this rule is to renumber and amend the Sample Limited Proxy Form to comply with the new law and revise the financial reporting waiver language of the proxy form.

SUMMARY: This rule amendment addresses disclosure requirements for limited proxies that are used to waive reserves, reduce reserves, or use reserves for other purposes.

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.

RULEMAKING AUTHORITY: 718.112(2)(b)2., (d)3., 718.501(1)(f) FS.

LAW IMPLEMENTED: 718.1085, 718.111(12), 718.112(2)(b)2., (b), (c), (d)3., 4., (f)4., 718.117, 718.501(2)(a), 718.504 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: April 27, 2009, 10:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 N. Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32311-1030; (850)488-1631

THE FULL TEXT OF THE PROPOSED RULE IS:

61B-23.002 Operation of the Association.

(1) through (4) No change.

(5) Unit owners shall not, except as provided by Section 718.112(2)(b)2., Florida Statutes, vote by general proxy, but may vote by limited proxy substantially similar to the SAMPLE LIMITED PROXY FORM adopted by the division as DBPR Form CO 6000-7 ~~BPR form 33-033~~, incorporated herein by reference and effective ~~11-23-93~~. The form may be obtained by writing the Division of Florida Condominiums, Timeshares, and Mobile Homes, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida ~~32399-1030~~ 32399-1030 or may be downloaded at <http://www.myflorida.com/dbpr/lsc/LSCMHCondominiumForms.html>.

(6) through (10) No change.

Rulemaking Specific Authority 718.112(2)(b)2., (d)3., 718.501(1)(f) FS. Law Implemented 718.1085, 718.111(12), 718.112(2)(b)2., (c), (d)3., 4., ~~(f)4.~~, 718.117, 718.501(2)(a), 718.504 FS. History—New 7-22-80, Amended 8-31-83, 10-1-85, Formerly 7D-23.02, Amended 1-27-87, 7-10-88, 3-21-89, 2-18-92, Formerly 7D-23.002, Amended 11-23-93, 2-20-97, 4-14-99, 12-23-02, 1-28-04, 11-30-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Cochran, Director, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles W. Drago, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 12, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 23, 2009

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

Division of Medical Quality Assurance

RULE NOS.:	RULE TITLES:
64B-1.001	Application Deadlines; Examination Rescheduling
64B-1.002	Notification of Applicants
64B-1.003	Examination Administration
64B-1.004	Conduct at Test Site
64B-1.005	Special Testing Accommodations
64B-1.006	Practical or Clinical Examinations
64B-1.007	Selection Criteria for Examiners and Examination Consultants
64B-1.008	Grading of Examinations; Grade Notification; Chiropractic Examination Grading
64B-1.009	Pre-hearing Review Request
64B-1.011	Requirements and Standards of a National Examination
64B-1.013	Post-Examination Review
64B-1.016	Fees: Examination and Post-Examination Review
64B-1.017	Use of Pilot Test Items

PURPOSE AND EFFECT: The Department proposes to review this rule section for the possibility of clarifying certain provisions, to reorganize certain provisions in a more logical manner, promulgate new definitions of terms and delete definitions of terms. This process will include, but not be limited to, reviewing this section for rule promulgations related to changes to the Americans With Disabilities Act of 1990 (Pub. L. 101-336) as adopted in the "A.D.A. Amendments Act of 2008" adopted by the U.S. Congress. The department also wants to update exam fees to cover actual costs.

SUMMARY: The proposed rule will clarify examination terms and procedures, delete outdated language, standardize language used throughout the rule, and reorganize certain provisions in a more logical manner. The proposed rule will also update language with regards to special testing accommodations pursuant to the Americans with Disabilities Act of 1990 (Pub. L. 101-336) in accordance with the A.D.A. Amendment's Act of 2008. The proposed rule will incorporate forms regarding the reapplication for A.D.A. special testing accommodations and the use of English translation dictionaries for certain examinations. Finally, the proposed amendments will affect the examination fees based on the requirement that the department adjust examination fees periodically to cover the actual cost of the examination .

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.

RULEMAKING AUTHORITY: 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS.

LAW IMPLEMENTED: 456.013(1), 456.017(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: Jennifer Wenhold, 4052 Bald Cypress Way, Bin C-90, Tallahassee, FL 32399-3290

THE FULL TEXT OF THE PROPOSED RULES IS:

64B-1.001 Application Deadlines; Examination Rescheduling.

~~(1) Candidates shall submit applications for licensure examinations as prescribed by board rule or policy. With regards to department-developed practical or clinical examinations, completed applications for licensure examinations shall be submitted to the department at least 60 days prior to the scheduled examination. Unless otherwise specified by board rule, completed applications for licensure examinations shall be submitted to the department at least 60 days prior to the scheduled examination.~~

(2) No change.

~~(3) Examination Administrator is defined as a person(s) responsible for the administration or the delivery of the examination to the candidate either in person or electronically.~~

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.013(1), 456.017(1) FS. History–New 9-7-98, Amended 7-20-03,_____.

64B-1.002 Notification of Applicants.

(1) Unless otherwise specified by board rule, after a decision is made that an applicant meets the lawful requirements for the licensure examination, the department or contract provider will schedule the applicant for the next examination for which space is available ~~that begins at least forty five (45) days after the applicant is certified or after ninety (90) days from receipt of a complete application.~~

(2) If all eligible ~~certified~~ candidates cannot be scheduled for the next subsequent examination due to space, time or other limitations beyond the control of the department or contract provider, the candidates will be scheduled chronologically according to the date the application was complete.

(3) The department or contract provider will notify candidates of the place, date and time of the examination and provide the candidate with verification of scheduling. For department-developed practical or clinical examinations, a candidate will also receive an official admission slip which will be required for admission to sit for the examination. The department or contract provider shall inform the candidate of the length of the examination, patient criteria when a patient is

needed for a practical or clinical examination, and any special equipment or materials the candidate needs to bring to the examination, including required identification. Except with regard to national examinations, the department or contract provider shall also inform a candidate of the major content areas tested on the examination.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(1) FS. History–New 9-7-98, Amended 7-20-03,_____.

64B-1.003 Examination Administration.

Unless the national examination requires a different set of administration procedures, the following procedures shall be followed for any examination administered by the department or its contract provider.

(1) All examinations will be administered in accordance with the department’s “General Administration Manual for Examinations,” 20098, incorporated herein by reference, and can be obtained from the Division of Medical Quality Assurance, Bureau of Operations, Testing Services, 4052 Bald Cypress Way, Bin C-90, Tallahassee, Florida 32399-3290.

(2) Examination Administrator is defined as a person(s) responsible for the administration or the delivery of the examination to the candidate either in person or electronically.

~~(3)(2)~~ During the examination, the candidates will follow the instructions given by the examination administrator. The instructions shall be provided to the candidates in either written or oral form by the examination administrator.

~~(4)(3)~~ The department’s valid admission slip for the specified examination and a government-issued photo identification such as a valid driver’s license or passport, shall be presented in order to gain admission to the examination. A government-issued photo identification shall be acceptable in the absence of the admission slip provided the candidate’s name appears on the examination admission roster that has been prepared for the specific examination. Department contracted vendors may require additional forms of identification for security purposes.

(5) Candidates and/or their patients shall not be in possession of electronic devices including, but not limited to, cell phones, palm pilots, pagers, or cameras at the examination site.

~~(6)(4)~~ If the candidate arrives at the designated testing location after the designated starting time, the candidate shall not be permitted to take the examination. However, if the examination has not begun, the examination administrator may attempt reasonable accommodations.

~~(7)(5)~~ If through some mechanical or clerical error of the department or the contract provider, the candidate does not receive the allotted time to complete the examination, additional time shall be allowed upon approval of the examination administrator.

~~(8)(6)~~ All examination questions, booklets, answer sheets, electronic files and other examination papers and materials, in any form, are the sole property of the department or the national provider. No candidate shall take any part of the examination questions, booklets, answers sheets, electronic files and/or other examination papers and materials, in any form, from the examination room, or retain, reproduce or compromise the examination in whole or in part by any means or method whatsoever.

~~(9)(7)~~ Candidates must wait at least 30 days after an examination before they can re-examine.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(1) FS. History–New 9-7-98, Amended 7-20-03, 3-26-07, 4-7-08, _____.

64B-1.004 Conduct at Test Site.

For examinations administered by the department or a contract provider, the conduct at the test site shall be as follows:

(1) The examination administrator and proctors are the department’s designated agents in maintaining a secure and proper examination administration. Failure to comply with the written and/or oral instructions provided by the department’s designated agents shall result in the removal of the examinee from the examination site ~~room~~.

(2) Any individual found by the department or any board within the department to have engaged in conduct which subverts or attempts to subvert the examination process shall have his or her scores on the examination withheld and/or declared invalid, be disqualified from the practice of the profession, and/or be subject to the imposition of other appropriate sanctions by the applicable board or department, when there is not board.

(3) Conduct, which subverts or attempts to subvert the examination process includes:

(a) Conduct which violates the security of the examination materials, such as removing from the examination site ~~room~~ any of the examination materials; reproducing or reconstructing any portion of the licensure examination; aiding by any means in the reproduction or reconstruction of any portion of the licensure examination; selling, distributing, buying, receiving or having unauthorized possession of any portion of a future or current licensure examination.

(b) Conduct which violates the standard of test administration, such as communicating with any other examinee during the administration of the examination; copying answers from another examinee or permitting one’s answers to be copied by another examinee during the administration of the examination; having in one’s possession during the administration of the examination any book, notes, written or printed materials or data of any kind, other than the examination materials distributed or specifically listed as approved materials for the examination in the information

provided to the examinee in advance of the examination date by the department and/or the contracted vendor ~~national provider~~ of the examination.

- (c) No change.
- (4) No change.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(1) FS. History–New 9-7-98, Amended 7-20-03, _____.

64B-1.005 Special Testing Accomodations.

(1) Definitions.

(a) The term “disability” means, with respect to an individual:

1. A physical or mental impairment that substantially limits one or more ~~of the~~ major life activities of such individual;

2. A record of such an impairment; or

3. Being regarded as having such an impairment.

(b) A physical or mental impairment means:

1. through 2. No change.

(c) Major life activities include: caring for oneself, performing manual tasks, seeing, hearing, eating, sleeping, walking, standing, lifting, bending, speaking, breathing, learning, reading, concentrating, thinking, communicating, and working. Major life activity also includes the operation of a major bodily function, including, but not limited to, functions of the immune system, normal cell growth, digestive, bowel, bladder, neurological, brain, respiratory, circulatory, endocrine, and reproductive functions ~~are activities that an average person can perform with little or no difficulty which include: walking, talking, hearing, seeing, speaking, breathing, learning, working, caring for one’s self and performing manual tasks.~~

(2)(a) No change.

(b) For national examinations the national vendor will determine the accommodations ~~are~~ available to candidates who demonstrate to the department the necessity of such accommodations due to disability.

(3)(a) Candidates requesting special testing accommodation due to a disability shall file a request for special testing accommodation no later than sixty (60) days prior to the first day of the examination for which special testing accommodation is requested on form DH-MQA 4000, 6/08, Application For Candidates Requesting Special Testing Accommodation in Accordance with the Americans with Disabilities Act., for which special testing accommodation is requested. Form DH-MQA 4000, 6/08, is hereby incorporated by reference, and can be obtained on the Testing Services website at <http://www.doh.state.fl.us/mqa/exam/spectest.htm> or from the Division of Medical Quality Assurance, Bureau of Operations, Testing Services, 4052 Bald Cypress Way, Bin C-90, Tallahassee, Florida 32399-3290. If a candidate becomes

disabled after the sixty-day deadline has passed and that candidate has not requested special accommodation, the department will provide any such requested accommodation that can be made available without posing undue burden or jeopardizing the security and integrity of the examination. However, in no event will accommodation be provided to exam candidates requesting special accommodation ten (10) days or less, before the examination.

(b) through (e) No change.

(4) through (6) No change.

(7) Candidates who have previously received special testing accommodations for an examination in accordance with the Americans with Disabilities Act and need accommodations for another examination or for a retake of the same examination must submit their request to the department no later than (60) days from the date of the first day of the examination for which special testing accommodation is requested on form DH-MQA 1191, 3/09, Reapplication for Special Testing Accommodations in Accordance with the Americans with Disabilities Act. Form DH-MQA 1191, 3/09, is hereby incorporated by reference, and can be obtained on the Testing Services website at <http://www.doh.state.fl.us/mqa/exam/spectest.htm> or from Division of Medical Quality Assurance, Bureau of Operations, Testing Services, 4052 Bald Cypress Way, Bin C-90, Tallahassee, Florida 32399-3290. Candidate must file form DH-MQA 1191 each time accommodations are needed.

~~(8)(7)~~ Candidates requesting special testing accommodation due to religious beliefs shall submit their request to the department no later than sixty (60) days from the date of the first day of the examination for which special testing accommodation is requested on form DH-MQA 4001, 6/08, Application For Candidates Requesting Special Testing Accommodation Due to Religious Conflict, ~~for which special testing accommodation is requested.~~ Form DH-MQA 4001, 6/08, is hereby incorporated by reference, and can be obtained on the Testing Services website at <http://www.doh.state.fl.us/mqa/exam/spectest.htm> or from Division of Medical Quality Assurance, Bureau of Operations, Testing Services, 4052 Bald Cypress Way, Bin C-90, Tallahassee, Florida 32399-3290. If the sixty-day deadline has passed and that candidate has not requested special accommodation, the department will provide any such requested accommodation that can be made available without posing undue burden or jeopardizing the security and integrity of the examination. However, in no event will accommodation be provided to exam candidates requesting special accommodation ten (10) days or less, before the examination.

(9) Candidates requesting the use of a translation dictionary due to English as a second language, shall submit their request to the department no later than forty (40) days from the date of the first day of the examination for which special testing accommodation is requested on form DH-MQA

1192, 3/09, Application For Use of a Translation Dictionary Due to English as a Second Language. Form DH-MQA 1192, 3/09, is hereby incorporated by reference, and can be obtained on the Testing Services website at <http://www.doh.state.fl.us/mqa/exam/spectest.htm> or from the Division of Medical Quality Assurance, Bureau of Operations, Testing Services, 4052 Bald Cypress Way, Bin C-90, Tallahassee, Florida 32399-3290. If the sixty-day deadline has passed and that candidate has not requested special accommodation, the department will provide any such requested accommodation that can be made available without posing undue burden or jeopardizing the security and integrity of the examination. However, in no event will accommodation be provided to exam candidates requesting special accommodation ten (10) days or less, before the examination. Translation Dictionaries due to English as a second language are only available for the Mental Health Counseling and Electrology examinations.

(10)(8) National examinations used by the department may require that special testing accommodations be reviewed and approved by the National vendor.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(1) FS. History--New 9-7-98, Amended 7-20-03,

64B-1.006 Practical or Clinical Examinations.

Unless specified in board rule, the following procedures shall be used with regard to department-developed practical or clinical examinations:

(1) Candidates required to take a practical or clinical examination shall be informed by the department, or the department's contracted vendor, in writing of the applicable performance criteria, patient criteria and any special equipment required for such performance.

(2) In the event professional examiners are employed to evaluate candidate performance on practical or clinical examinations, no less than two (2) examiners shall independently evaluate the performance of each candidate.

(3) The examiners shall not discuss any candidate's performance with anyone at any time during the examination or before the grades are recorded. The candidates and examiners shall not engage in conversation during a practical or clinical examination unless such conversation is required as part of the practical or clinical examination.

~~(4) The department's contract provider shall provide instructions to the candidates.~~

(4)(5) The examiners shall grade the candidates only with regard to the prescribed performance criteria.

~~(6) The candidates and examiners shall not engage in conversation during the practical performance unless said conversation is part of the practical examination.~~

(5) Preceding each examination administration, examiners shall attend a standardization session to discuss the scoring criteria and standards. Standardization is mandatory for all examiners and failure to attend excludes examiners from participating in the examination.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017 FS. History--New 9-7-98, Amended 7-20-03, _____.

64B-1.007 Selection Criteria for Examiners and Examination Consultants.

(1) Examiners and examination consultants are to be selected based upon criteria adopted by board rule.

(2) Where there is no board, or board rule, in order to be eligible to serve as an examiner or an examination consultant for department-developed examinations, the prospective examiner or examination consultant must meet the following criteria:

a.(1) Has ~~Must have~~ three (3) years of continuous practice in the respective field in the state;

b.(2) Has ~~Must possess~~ an active license in the respective field in the state at the time of the examination;

c.(3) Has ~~not had Must not have~~ his/her license in the respective field suspended or revoked. If the prospective examiner or examination consultant's license has been disciplined other than with suspension or revocation, the department reserves the right to evaluate his/her selection as deemed appropriate;

d.(4) Is ~~not Must not~~ currently ~~be~~ under investigation by the department; and

e.(5) Is ~~not Must not~~ currently ~~be~~ teaching or presently employed in the respective field in either: an academic setting in this state, or an examination preparation course in any state.

f. Does not have a relative currently enrolled in an educational institution pursuing a course of study in the respective field.

(3) The department reserves the right to remove an examiner or examination consultant including but not limited to the following reasons:

(a) Failure to satisfactorily perform.

(b) Failure to disclose actual or apparent conflicts of interest to the department.

(c) Failure to maintain eligibility criteria as outlined in this rule.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(1) FS. History--New 9-7-98, Amended 7-20-03, _____.

64B-1.008 Grading of Examinations; Grade Notification; Chiropractic Examination Grading.

(1) Grading of all examinations shall be processed as follows:

(a) National examinations shall be graded solely and exclusively by the national examination provider or its contract provider.

(b) Department-developed practical or clinical or computer-based testing, electronically administered, objective, multiple-choice examinations shall be graded by the department or its contract provider. The department or its contract provider shall review any statistically questionable items for psychometric soundness via the item analysis after the examination has been administered. Based upon this review and/or the examination consultant's recommendations, the department or its contract provider shall adjust the scoring key by rejecting psychometrically unsound questions, crediting for more than one correct answer, or giving partial credit for any question or procedure which does not adequately and reliably measure the applicant's ability to practice the profession totally disregarding psychometrically unsound questions for grading purposes, or by giving credit for more than one correct answer per question. The department or its contract provider shall calculate each candidate's grade utilizing the scoring key, or adjusted scoring key if applicable, and shall provide each candidate a grade report.

~~(c) Department-developed practical/CBT examinations shall be graded by the department or its contract provider. Examiners are to be selected based upon criteria adopted by board rule, and where there is no board, examiners are to be selected based upon criteria adopted by the department.~~

~~1. The department shall review any statistically questionable items or procedures for psychometric soundness after the examination has been administered. Based upon this review or the examination consultant's recommendations, the department shall adjust the scoring key by rejecting, crediting, or giving partial credit for any question or procedure which does not adequately and reliably measure the applicant's ability to practice the profession. The department or its contract provider shall calculate each candidate's grade using the scoring key, or adjusted scoring key if applicable, and shall provide each candidate a grade report.~~

~~2. In the event professional examiners are employed to evaluate candidate performance on practical examinations, no less than two (2) examiners shall independently evaluate the performance of each candidate.~~

~~3. Preceding each examination administration, examiners shall attend a standardization session to discuss the scoring criteria and standards. Standardization is mandatory for all examiners and failure to attend excludes examiners from participating in the examination.~~

~~(c)(4)~~ With regard to the Chiropractic examination:

1. Examiners shall meet the qualifications of Rule 64B2-11.007, F.A.C.

2. The practical examination of candidates shall be reevaluated at a discrepancy review if the total score by one examiner is below passing and the total score by the second examiner is passing.

a. through e. No change.

(2) through (3) No change.

(4) The department or its contract provider shall notify the candidate of the results of the candidate's examination no later than ~~sixty (60)~~ days after the examination date except when the grades are computed by or for a national organization responsible for a national examination in Florida. In the case of a national examination, the grades shall be posted on the Testing Services website at <http://www.doh.state.fl.us/mqa/exam/> or sent to the candidate no later than ~~thirty (30)~~ days after the department's receipt of the grades from the national examination provider.

(5) ~~Official~~ If the grades are to be posted on the Testing Services department's website, the website shall notify applicants in advance of the window when the official notification date the grades will be available on the internet.

(6) through (7) No change.

(8) For computer-based testing examinations, candidates shall receive a preliminary grade report at the computer-based testing site. Preliminary score reports are not official score reports. Preliminary score reports are subject to review and changes for accuracy and psychometric soundness.

(9) Computer-based testing examinations developed by or for the department may include pilot test or experimental questions for the purpose of evaluating the statistical and psychometric qualities of new or revised questions prior to their use in an examination.

(a) Pilot test or experimental questions will not be identified to the candidates as pilot test questions on the examination.

(b) The maximum number of pilot test questions included on an examination form shall not exceed 20 percent of the number of scored questions on the examination or ten questions, whichever is greater.

(c) Pilot test questions shall not be counted toward the candidate's score on the examination. Answers to pilot test questions shall not be subject to review by the candidates during the candidates' post-examination review session.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(1) FS. History—New 9-7-98, Amended 7-20-03, _____.

64B-1.009 Pre-hearing Review Request.

(1) After the candidate's petition for a hearing, pursuant to Section 120.57, F.S., and Rule 28-106.201, F.A.C., has been filed, the candidate and the candidate's attorney shall be permitted a pre-hearing review pursuant to Rule 28-106.209, F.A.C., of the disputed examination questions and answers at the department's headquarters in Tallahassee to prepare for the administrative hearing under the following conditions:

~~(a)(4)~~ Pre-hearing reviews will not be conducted during the ~~(30)~~ days immediately prior to the candidate's next examination date.

~~(b)(2)~~ The candidate shall submit a written request for such review to the department's attorney at least ~~(14)~~ days prior to the hearing date.

~~(c)(3)~~ The candidate must pay a pre-hearing review fee as established by the department in order to receive a pre-hearing review.

~~(d)(4)~~ The department will not respond to any oral or written comments made about the examination during the pre-hearing review.

~~(e)(5)~~ All procedures outlined in Rules 64B-1.004 and 64B-1.013, F.A.C., shall apply to pre-hearing reviews. Rule 64B-1.013, F.A.C., shall apply to the candidate and the candidate's attorney, if present, for the pre-hearing review.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.014, 456.017 FS. History—New 9-7-98, Amended 2-21-00, 7-20-03, 6-19-08, _____.

64B-1.011 Requirements and Standards of a National Examination.

(1) National examinations will be certified by the department according to the criteria established in this rule. National examinations shall be recertified during contract renewal periods as established by the department.

(a) The national examinations shall be developed either by or for a national, regional, or multi-state professional association, board, council or society (hereinafter referred to as national organization). The ~~national~~ organization providing the examination shall either:

1. Be recognized by state regulatory boards as a national organization, or

2. Be recognized by a substantial number of that profession's licensed practitioners as a national organization, or

3. Have a substantial number of the nation's practitioners licensed or certified through an examination provided by or for the national organization.

(b) Examinations prepared by or for a national organization shall meet the following requirements:

1. The examinations shall be administered for the purpose of assessing entry-level skills to ensure the minimum competence of practitioners necessary to protect the health, safety and welfare of the public, ~~from incompetent practice.~~

2. through 6. No change.

(2) through (3) No change.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(1) FS. History—New 9-7-98, Amended 7-20-03, 4-7-08,_____.

64B-1.013 Post-Examination Review.

(1) Procedures for post-examination review of a national examination, if permitted per policy, shall be in accordance with the policies and procedures of the national examination or contracted vendor. ~~When review of a national/regional examination administered by the department is permitted, the review shall be conducted in accordance with national examination security procedures.~~

(2) A candidate who has taken and failed a department-developed practical or clinical examination or a department-developed computer-based testing electronically administered examination shall have the right to one ~~(+)~~ post-examination review of those examination questions answered incorrectly, the answers to those examination questions answered incorrectly, and to materials, grades and grading keys related thereto.

(a) A candidate who has taken and failed a department-developed practical or clinical examination ~~or a (written) paper and pencil examination~~ shall request a post-examination review in writing to the department. The request shall be postmarked received by the department within ~~twenty one (21) days~~ from the date that official of notification of the failing grade is posted. ~~If the official grade report is sent by regular U.S. mail, the department will allow an additional five (5) days for mailing. If the Official grades are~~ is posted on the Testing Services department's website, at <http://www.doh.state.fl.us/mqa/exam/>. ~~the candidate's request for post-examination review shall be post-marked within twenty one (21) days from the date the official grades are posted as indicated on the department's website.~~

(b) A candidate who has taken and failed a department-developed computer-based examination shall request a post-examination review in writing to the contracted vendor. The request shall be emailed to the contracted vendor within 21 days from the date that official notification of the failing grade is posted. Official grades are posted on the Testing Services website at <http://www.doh.state.fl.us/mqa/exam/>.

~~(c)(b)~~ Post-examination reviews shall be completed no later than ~~sixty (60) days~~ following the date on which the grades for the examination are posted on the Testing Services website released.

~~(d)(e)~~ Post-examination reviews will not be conducted during the ~~thirty (30) day~~ period immediately prior to the next administration of the examination to the candidate.

~~(e)(d)~~ The provisions outlined in Rule 64B-1.004, F.A.C., shall apply to all review sessions. Violation of such provisions by a candidate shall result in termination of the review session and the candidate shall be subject to other sanctions as determined by the appropriate board pursuant to the board's disciplinary guidelines.

~~(f)(e)~~ Post-examination reviews for department-developed clinical or practical examinations shall be conducted in the presence of a representative of the department at its Tallahassee headquarters during regular working hours which are defined as 8:00 a.m. through 4:30 p.m., Monday through Friday, excluding official state holidays. ~~For opticianry neutralization and computer-based testing examinations, post examination reviews may be conducted at another location.~~

~~(g)(f)~~ A representative or designee of from the department shall remain with all candidates throughout all post-examination reviews. The representative shall inform candidates that he or she cannot defend the examination or attempt to answer any examination questions during the review.

~~(h)(g)~~ For computer-based testing electronically administered or written examinations, the candidate will be provided one-half the time given for the examination administration for completion of a post-examination review. For clinical examinations, the time provided will be determined for each specific profession.

~~(i)(h)~~ Prior to a post-examination review, candidates shall be provided written instructions and shall acknowledge in writing at that time, receipt of such instructions and agree that they will abide by the following instructions:

1. through 5. No change.

6. All examination materials are to be given to the department representative or designee Review Coordinator prior to departing the review room; and

7. No change.

~~(j)(i)~~ Upon completion of a post-examination review, candidates shall acknowledge in writing: the start and end time of the review, all materials that have been reviewed and any other relevant review information.

~~(k)(j)~~ In addition to the other provisions of this rule, candidates shall be prohibited from leaving a post-examination review with written notes, grade sheets, or any other examination materials.

(3) A candidate who has taken and failed a department-developed practical or clinical examination or a department-developed computer-based testing electronically administered examination, completed a post-examination review and wishes to challenge the examination shall file a request/petition for administrative hearing with the department

within 21 days after the date on which he/she completes his/her post-examination review. The petition/request for administrative hearing must be received or postmarked within 21 days after the date of the post-examination review.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.017(2) FS. History–New 9-7-98, Amended 7-20-03, 6-19-08,_____.

64B-1.016 Fees: Examination and Post-Examination Review.

(1)(a) The following fees shall be assessed by the department to cover administrative costs, actual per-applicant costs, and costs incurred to develop, purchase, validate, administer, and defend the following department developed, administered, or managed examinations:

Exam Fees	Exam	Exam Fee
Profession		
Chiropractic Medicine	Physical Diagnosis	\$450.00
	Technique	\$450.00
	X-Ray	\$450.00
	Laws & Rules	\$170.00
Dental	Clinical	\$165.00 \$300.00
	Laws & Rules	\$80.00 \$55.00
Dental Hygiene	Clinical	\$120.00
	Laws & Rules	\$30.00
Electrolysis	National	\$135.00 \$150.00
Hearing Aid Specialist	National	\$110.00 \$300.00
Massage	Colonics	\$225.00 \$150.00
Nursing Home Administrator	Laws & Rules	\$250.00 \$150.00
	National	\$85.00 \$20.00
Opticianry	Practical	\$470.00 \$580.00
	Neutralization	\$100.00 \$170.00
Optometry	Clinical	\$1,125.00 \$900.00
	Pharmacology	\$550.00
	Laws & Rules	\$100.00 \$25.00
Osteopathic Medicine	National	\$995.00
Physical Therapy	Laws & Rules	\$20.00
	National	\$5.00
Physical Therapist Assistant	Laws & Rules	\$20.00
	National	\$5.00
Psychology	National	\$30.00 \$20.00
	Laws & Rules	\$150.00 \$75.00

(b) For those examinations administered by the computer-based testing vendor, the candidate will be assessed a fee by the vendor.

(c) For those National examinations managed by the department, the candidate shall be assessed an additional fee to be determined by the National organization administering the examination.

(2) The department shall assess the following non-refundable post examination review fees to cover the actual cost to the department to provide the examination review:

Review Fees		
Profession	Exam	Review Fee
Chiropractic Medicine	Physical Diagnosis	\$100.00
	Technique	\$100.00
Dental	Clinical	\$180.00
		\$125.00
Dental Hygiene	Clinical	\$100.00
Hearing Aid Specialist	National Clinical	\$150.00
Opticianry	Practical	\$170.00 \$75.00
	Neutralization	\$60.00 \$100.00
Optometry	Clinical	270.00 \$100.00
Physical Therapy	Laws & Rules	\$80.00 \$100.00
Physical Therapy Assistant	Laws & Rules	\$80.00 \$100.00

For those examinations administered through the department’s computer-based testing vendor, the candidate will be assessed a fee by the vendor to conduct the post-examination review.

Rulemaking Specific Authority 456.004(5), 456.004(10) 456.013(1), 456.014, 456.017(1), 456.017(2), 456.017(6), 456.017(7) FS. Law Implemented 456.004(10), 456.017(1), (2) FS. History–New 3-14-02, Amended 7-20-03, 7-12-05, 1-23-07, 4-7-08,_____.

64B-1.017 Use of Pilot Test Items.

~~Electronically administered Computer based testing examinations developed by or for the department might include pilot test or experimental questions for the purpose of evaluating the statistical and psychometric qualities of new or revised questions prior to their use in an examination.~~

~~(1) Pilot test or experimental questions will not be identified to the candidates as pilot test questions on the examination.~~

~~(2) The maximum number of pilot test questions included on an examination form shall not exceed 20 percent of the number of scored questions on the examination or ten (10) questions, whichever is greater.~~

~~(3) Pilot test questions shall not be counted toward the candidate’s score on the examination. Answers to pilot test questions shall not be subject to review by the candidates during the candidates’ post-examination review session.~~

Rulemaking Specific Authority 456.004(5), 456.017(1) FS. Law Implemented 456.017(1) FS. History–New 7-20-03, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jennifer Wenhold

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana M. Viamonte Ros, M.D. M.P.H., State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 24, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 6, 2009

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: 64B6-5.001
RULE TITLE: Continuing Education as a Condition for Renewal

PURPOSE AND EFFECT: The proposed changes will require in person attendance at all continuing education courses and will require HIV/AIDS for the first renewal only.

SUMMARY: The rule amendment requires all continuing education classes to be in person and requires all licensees to take a live 2-hour course on HIV/AIDS prior to the first licensure renewal period.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed changes to the rule are not expected to 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.

RULEMAKING AUTHORITY: 456.013(6), (8), 484.044, 484.047(1), (4) FS.

LAW IMPLEMENTED: 456.013(7), 484.047(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-5.001 Continuing Education as a Condition for Renewal.

(1) As a condition of the biennial renewal of an active license, each hearing aid specialist shall attend and certify attending 20 credit hours (per biennium) of Board approved continuing education which are relevant to, and which enhance, the licensee's ability to dispense hearing aids. Attendance at continuing education courses shall be in person. Board-approved means approved by a chairman-appointed committee of one, or as specified by subsection 64B6-5.002(1), F.A.C. Continuing education courses, or portions thereof, which are devoted to content areas other than those identified in Rule 64B6-8.003, F.A.C., or risk management, shall not be approved for continuing education credit. Effective for the biennium beginning in 2001, these certified hours shall include two hours per biennium relating to hearing aid laws and rules.

- (a) through (b) No change.
- (2) No change.

~~(3) Each licensee shall be required to complete no later than upon first renewal that requires continuing education, a two-hour course on human immunodeficiency virus and acquired immune deficiency syndrome (HIV/AIDS). Each licensee may take up to four (4) hours ~~Hearing Aid Specialist~~ attend and certify attending two (2) hours and may take up to four (4) hours per biennium of continuing education which includes the topics of Human Immunodeficiency Virus, Acquired Immune Deficiency Syndrome, and other communicable illness to protect both the recipient and dispenser; modes of transmission, infection control procedures, clinical management, and prevention of any communicable illness. ~~Such continuing education shall be accepted by the Board toward the continuing education requirement.~~ Dually-licensed individuals, under Chapter 456, F.S., shall only be required to take one HIV/AIDS course to satisfy the continuing education requirements for this Board.~~

(4) Each licensee as part of the renewal process ~~Hearing Aid Specialist~~ shall attend and certify attending a Board-approved two-hour continuing education course relating to the prevention of medical errors. Licensees who are licensed under other professions regulated by Chapter 456, F.S., shall only be required to take one medical errors course to satisfy the continuing education requirements for this Board. The two-hour course shall count toward the total number of continuing education hours required for license renewal.

~~Rulemaking Specific Authority 456.013(6), (8), 484.044, 484.047(1), (4) FS. Law Implemented 456.013(7), 484.047(4) FS. History--New 4-1-85, Formerly 21JJ-15.001, Amended 8-5-87, 4-8-90, 8-21-90, 8-19-91, Formerly 21JJ-5.005, Amended 11-20-95, Formerly 61G9-5.005, Amended 9-23-99, 6-28-00, 11-9-00, 2-19-03, 3-4-08, _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 14, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2008

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: 64B6-5.002
RULE TITLE: Continuing Education Programs

PURPOSE AND EFFECT: The proposed changes will require in person attendance at all continuing education courses.

SUMMARY: The rule amendment clarifies that only in-person Continuing Education Programs will be approved by the Board for continuing education credit.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed changes to the rule are not expected to 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.

RULEMAKING AUTHORITY: 456.013(7), (9), 484.044, 484.047, (4) FS.

LAW IMPLEMENTED: 456.013(7)(9), 484.047(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-5.002 Continuing Education Programs.

(1) Programs approved by the International Institute of Hearing Instrument Studies shall automatically be approved for continuing education credit, provided they are in-person contact hours.

(2) through (3)(d) No change.

(4) When attending an approved program, the licensee's in-person attendance must be certified by the program's registrar and submitted upon request to the Board office as verification.

(5) Attendees attending in-person a program not approved pursuant to the above subsections of this rule may request approval of the program attended. Such request must include sufficient information to demonstrate that the program meets the requirements of this rule.

(6) through (7) No change.

Rulemaking Specific Authority 456.013(6)-(9), 484.044, 484.047(4) FS. Law Implemented 456.013(6)-(9), 484.047(4) FS. History--New 4-1-85, Formerly 21JJ-15.002, Amended 8-5-87, 2-16-89, 6-21-89, 1-10-90, 8-19-91, 10-21-91, Formerly 21JJ-5.006, Amended 11-20-95, Formerly 61G9-5.006, Amended 9-23-99, 11-9-00, 3-24-02, 11-18-02, 9-13-07, 3-4-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 14, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2008

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: RULE TITLE:

64B6-6.004 Certified Testing Room

PURPOSE AND EFFECT: The proposed changes would adopt and incorporate the waiver form in rule, indicate a website where the form may be obtained, and required, if applicable, the executed waiver to be attached to the client's copy of the contract and a copy to be retained by the licensee.

SUMMARY: The rule amendment clarifies that only in-person Continuing Education Program will be approved by the Board for continuing education credit.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed changes to the rule are not expected to 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.

RULEMAKING AUTHORITY: 484.044, 484.0501(6) FS.

LAW IMPLEMENTED: 484.047, 484.0501FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-6.004 Certified Testing Room.

(1) Each audiometric test conducted by a licensee or authorized trainee in the fitting and selling of hearing aids shall be made in a testing room that has been certified during the current biennium by the department, or by an agent approved by the department, not to exceed the sound pressure levels specified in Section 484.0501, F.S., unless the exception to this requirement stated in subsection (6) of that Section applies. If the exception in Section 484.0501(6), F.S., applies, the waiver shall be on the Certified Testing Room Waiver Form (Form DH-MQA 1157, Revised 10.08, hereby adopt and incorporated by reference), and shall be signed by the licensee and the client before testing. The Certified Testing Room Waiver Form can be obtained from the Board of Hearing Aid Specialists' website at <http://www.doh.mqa/HearingAid/>. The exceted waiver shall be attached to the client's copy of the contract and a copy shall be retained by the licensee.

(2) through (4) No change.

Rulemaking Specific Authority 484.044, 484.0501(6) FS. Law Implemented 484.047, 484.0501 FS. History—New 5-14-87, Amended 2-16-89, Formerly 21JJ-6.003, 61G9-6.003, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 14, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2008

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.:	RULE TITLE:
64B6-8.002	Qualifications for Trainees, Sponsors and Designated Hearing Aid Specialists

PURPOSE AND EFFECT: The proposed rule amendments are intended to require hearing aid specialist trainees to complete Stage I, the International Hearing Society Home Study Course, before beginning Stage II of the training program. The rule adopts and incorporates by reference the Sponsor Report Form and Training Program Continuation Request Form and provides a website to obtain the forms.

SUMMARY: The proposed rule amendments clarify the various stages of the training programs to be completed by hearing aid specialist trainees. In addition the relevant forms associated with the training programs are incorporated by reference in the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed changes to the rule are not expected to 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.

RULEMAKING AUTHORITY: 484.044, 484.0445(1) FS.

LAW IMPLEMENTED: 484.0445 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-8.002 Qualifications for Trainees, Sponsors and Designated Hearing Aid Specialists.

(1) The Department shall temporarily certify, until the next Board meeting, only those applicants who meet the following requirements, in addition to those imposed by law:

(a) No change;

(b) The applicant must complete the Training Program Registration Application, (Form DH-MQA 1158 (revised 10/08), hereby adopted and incorporated by reference, which can be obtained from the Board of Hearing Aid Specialists' website at <http://doh.state.fl.us/mqa/HearingAid/>), application furnished by the Department and pay the appropriate fee; and

(c) No change.

(2) The Department shall temporarily certify as a sponsor, until the next Board meeting, only those persons who meet the following requirements, in addition to those imposed by law:

(a) The prospective sponsor must have possessed an active license and have been actively practicing for at least two (2) consecutive years immediately prior to sponsorship, and must be Board certified by the National Board for Certification in Hearing Instrument Sciences. (NBCHIS), except that audiologists who are also licensed hearing aid specialists licensed under Chapter 484, Part II, Florida Statutes, are not required to be NBCHIS certified. ~~Compliance with national board certification will take effect three (3) years from the time this rule takes effect;~~

(b) through (c) No change.

(3) The sponsor may designate only those persons who meet the following requirements, in addition to those imposed by law, to assist in the training of a trainee pursuant to Section 484.0445, Florida Statutes, and this chapter:

(a) The designated person must have possessed an active hearing aid specialist license and have been actively practicing for at least two (2) consecutive years immediately prior to being designated to assist in a training program; and must be Board certified by the National Board for Certification in Hearing Instrument Sciences, except that audiologists who are also licensed hearing aid specialists licensed under Chapter 484, Part II, Florida Statutes, are not required to be NBCHIS certified. ~~Compliance with national board certification will take effect three (3) years from the time this rule takes effect;~~ and

(b) The designated person must not have been disciplined during the past four (4) two (2) years.

Rulemaking Specific Authority 484.044, 484.0445 FS. Law Implemented 484.0445 FS. History—New 1-12-84, Formerly 21JJ-8.02, Amended 8-12-87, 9-13-90, Formerly 21JJ-8.002, Amended 12-6-94, Formerly 61G9-8.002, Amended 6-2-03, 3-4-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 14, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2008

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-2.0015
 RULE TITLE: Application, Examination and Initial Licensure Fees

PURPOSE AND EFFECT: The purpose and effect of this rule development is to implement the statutory amendments in Section 4, 2008-121, Laws of Florida.

SUMMARY: In the proposed rule amendment, the statutory amendments in Section 4, 2008-121, Laws of Florida are implemented.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Board has determined that the proposed rule will not have an impact on small business. 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.

RULEMAKING AUTHORITY: 456.013(2), 468.803(2)(a) FS.
 LAW IMPLEMENTED: 456.013(2), 468.803(2)(a), (5)(a), (b), (c), (d), (e) 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 Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-2.0015 Application, Examination and Initial Licensure Fees.

(1) through (2) No change.

(3) An applicant for a residency or an internship shall remit an application fee of \$250.00 and a registration fee of \$250.00 at the time the application is submitted.

~~(4)(3)~~ No change.

Rulemaking Specific Authority ~~456.004(5)~~, 456.013(2), 468.803(2)(a) FS. Law Implemented 456.013(2), ~~456.025(1)~~, 468.803(2)(a), ~~(5)(a)~~, ~~(b)~~, ~~(c)~~, ~~(d)~~, ~~(e)~~ FS. History—New 9-2-98, Formerly 64B-3.003, Amended 2-8-01, 5-30-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Orthotists and Prosthetists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 10, 2008

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-2.001
 RULE TITLE: Fees for Application, Re-Application and Initial Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to adjust fees for initial licensure and licensure by endorsement.

SUMMARY: The fees for initial licensure and licensure by endorsement will be adjusted.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost has been prepared and is available by contacting Allen Hall, Executive Director, at the address listed below.

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.

RULEMAKING AUTHORITY: 486.025, 486.041(1), 486.081(2) FS.

LAW IMPLEMENTED: 456.013, 456.065, 486.041, 486.061, 486.081, 486.103, 486.106, 486.107 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-2.001 Fees for Application, Re-Application and Initial Licensure.

(1) No change.

(2) The application fee for licensure by endorsement is \$100 ~~175~~.

(3) through (5) No change.

(6) The initial licensure fee is \$75 ~~100~~.

(7) through (8) No change.

Rulemaking Specific Authority 486.025, 486.041(1), 486.081(2) FS. Law Implemented 456.013, 456.065, 486.041, 486.061, 486.081, 486.103, 486.106, History—New 12-13-83, Amended 5-29-85, Formerly 21M-7.25, Amended 6-20-89, Formerly 21M-7.025, 21MM-2.001, 61F11-2.001, 59Y-2.001, Amended 2-1-99, 4-18-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Physical Therapy Practice
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Physical Therapy Practice
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-2.005
RULE TITLE: Biennial Renewal and Inactive Status; Delinquency; Reactivation; and Change of Status Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to adjust biennial renewal fees for an active license.

SUMMARY: The biennial renewal fees for an active license will be adjusted.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost has been prepared and is available by contacting Allen Hall, Executive Director, at the address listed below.

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.

RULEMAKING AUTHORITY: 486.025, 486.085 FS.

LAW IMPLEMENTED: 456.036(4), (6), 486.085, 486.108(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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-2.005 Biennial Renewal and Inactive Status; Delinquency; Reactivation; and Change of Status Fees.

(1) The biennial renewal fee for an active license is \$75 100.

(2) through (8) No change.

Rulemaking Specific Authority 486.025, 486.085 FS. Law Implemented 456.036(4), (6), 486.085, 486.108(1) FS. History--New 8-6-84, Formerly 21M-8.10, Amended 9-22-87, 6-20-89, Formerly 21M-8.010, Amended 10-17-90, Formerly 21MM-2.005, 61F11-2.005, 59Y-2.005, Amended 12-6-01, 4-18-04, 1-18-06,

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-6.001
RULE TITLE: Minimum Standards of Physical Therapy Practice

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify conflict with AHCA rules.

SUMMARY: Conflict with AHCA rules will be clarified. SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost has been prepared and is available by contacting Allen Hall, Executive Director, at the address listed below.

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.

RULEMAKING AUTHORITY: 486.025 FS.

LAW IMPLEMENTED: 483.021(6), (9), (10), (11), 486.123, 486.125(1)(b), (d), (e), (f), (i), (j), 486.135, 486.151(1)(d), 486.161(3), 486.171 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-6.001 Minimum Standards of Physical Therapy Practice.

(1) through (4) No change.

(5) Physical Therapist – Physical Therapist Assistant Responsibilities and Supervisory Relationships.

(a) Regardless of the setting, physical therapists and physical therapist assistants shall abide by all Federal and State Laws and regulations related to the particular site of practice.

(b) During an acute phase of injury or illness, or while the patient is an inpatient in a hospital, the physical therapist shall be readily and physically available for consultation to the physical therapist assistant.

(c) Delivery of Care:

1. During the delivery of physical therapy care by the physical therapist assistant to patients who are not inpatients in a hospital, or who are not in the acute phase of injury or illness, the physical therapist shall be accessible at all times by telecommunication and shall be within the same geographic location as the assistant.

~~2. The physical therapist shall provide on-site supervision of the physical therapist assistant consistent with the requirements of Rule Chapter 59A-8, F.A.C.~~

~~2.3-~~ The physical therapist should be readily available to the physical therapist assistant with emphasis placed on directing the assistant through frequent reporting, both verbal and written and frequent observations of the care rendered to the patient.

(d) The physical therapist shall not delegate portions of the skilled physical therapy functions or tasks to any lesser trained health personnel than the physical therapist assistant.

(6) through (8) No change.

Rulemaking Specific Authority 486.025 FS. Law Implemented 483.021(6), (9), (10), (11), 486.123, 486.125(1)(b), (d), (e), (f), (i), (j), 486.135, 486.151(1)(d), 486.161(3), 486.171 FS. History–New 8-6-84, Formerly 21M-9.30, Amended 9-22-87, Formerly 21M-9.030, Amended 9-5-90, 3-5-92, 3-24-93, Formerly 21MM-6.001, 61F11-6.001, Amended 8-16-95, Formerly 59Y-6.001, Amended 1-8-98, 1-11-99, 4-18-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Physical Therapy Practice
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 16, 2009

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-11.010
RULE TITLE: Limited Licensure:
PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the application form for a limited license.

SUMMARY: A limited license application form will be incorporated into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost was prepared. A copy can be obtained from Allen Hall, Executive Director at the address listed below. 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.

RULEMAKING AUTHORITY: 456.015(1), (4), 490.004(4) FS.

LAW IMPLEMENTED: 456.015, 490.009(1)(p) 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: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.010 Limited License.

(1) Pursuant to Section 456.015, F.S., the Board shall grant a limited license to any applicants who meet the requirements of Section 456.015, F.S., and:

(a) through (b) No change.

(c) Complete and submit to the Board form DH-MQA 1188.1/09, DOH/MQA/PY LL APP/rev. 08/01, "Application for Psychologist Limited Licensure, effective 1-23-09, 3-24-02, which is hereby incorporated by reference, copies of which may be obtained from the Board office or on the Board's website at <http://www.doh.state.fl.us/mqa/psychology>.

Rulemaking Specific Authority 456.015(1), (4)490.004(4) FS. Law Implemented 456.015, 490.009(1)(p) FS. History–New 6-14-94, Formerly 61F13-11.012, Amended 6-26-97, Formerly 59AA-11.010, Amended 3-24-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 23, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 13, 2009

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-11.011
RULE TITLE: Provisional License; Supervision of Provisional Licensees

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the application form for a provisional license.

SUMMARY: A provisional license application form will be incorporated into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost was prepared. A copy can be obtained from Allen Hall, Executive Director at the address listed below. 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.

RULEMAKING AUTHORITY: 456.013, 490.003(6), 490.004(4), 490.0051 FS.

LAW IMPLEMENTED: 456.013, 490.003(6), 490.004(4), 490.0051, 490.009 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: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.011 Provisional License; Supervision of Provisional Licensees.

All applicants applying for provisional licensure shall:

(1) Complete and submit to the Board form DH-MQA 1189, 1/09, DOH/MQA/PY/PROVISIONAL-App/rev-10/01, "Application for Provisional Psychology Licensure," which is hereby incorporated by reference, effective 1-23-09 3-24-02, copies of which may be obtained from the Board office or on the Board's website at http://www.doh.state.fl.us/mqa/psychology.

(2) through (6) No change.

Rulemaking Specific Authority 456.013, 490.003(6), 490.004(4), 490.0051 FS. Law Implemented 456.013, 490.003(6), 490.004(4), 490.0051, 490.009 FS. History-New 1-27-98, Amended 3-24-02, 9-8-03,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 23, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 13, 2009

DEPARTMENT OF HEALTH

School Psychology

RULE NO.: 64B21-503.002 RULE TITLE: Renewal of an Active License

PURPOSE AND EFFECT: To update the rule by removing out of date and inaccurate information about the renewal period.

SUMMARY: The rule is being amended to delete the biennial renewal period language, which need not be included in this 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.

RULEMAKING AUTHORITY: 120.53(1), 490.015 FS.

LAW IMPLEMENTED: 490.007 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: Allen Hall, Executive Director, 4052 Bald Cypress Way, Bin #C05, Tallahassee, FL 32399-3250

THE FULL TEXT OF THE PROPOSED RULE IS:

64B21-503.002 Renewal of an Active License.

The Department of Health shall renew an active license upon receipt of the renewal card, the biennial licensure fee as established in Rule 64B21-501.003, F.A.C., and demonstration to the Department that the licensee has satisfactorily completed continuing education requirements as defined in Rule 64B21-502.004, F.A.C., and maintained documentation of same pursuant to Rule 64B21-502.001, F.A.C. ~~Each biennial renewal period shall begin on February 1, of odd numbered years.~~

Rulemaking Specific Authority 120.53(1), 490.015 FS. Law Implemented 490.007 FS. History-New 2-21-85, Formerly 21U-503.02, Amended 12-26-91, 8-12-92, Formerly 21U-503.002, 61E9-503.002, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Allen Hall

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana M. Viamonte Ros, M.D. M.P.H., State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 24, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 20, 2009

DEPARTMENT OF HEALTH**Board of Athletic Training**

RULE NO.: 64B33-2.001
 RULE TITLE: Licensure Requirements

PURPOSE AND EFFECT: The proposed rule amendment is intended incorporate the revised licensure application into the Board's licensure rule.

SUMMARY: The proposed rule amendment incorporates the revised application for licensure in the rule and sets forth the Board's website address for the purpose of obtaining the licensure application.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendment does 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.

RULEMAKING AUTHORITY: 456.013(7), (9), 468.705, 468.707 FS.

LAW IMPLEMENTED: 456.013(7), 468.707 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: Susan Foster, Executive Director, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B33-2.001 Licensure Requirements.

All candidates for licensure shall pay the application fee and shall submit to the Department a completed DOH form DOH-AT-001 entitled "~~BOARD OF ATHLETIC TRAINING STATE OF FLORIDA EXAMINATION APPLICATION FOR LICENSURE AS AN ATHLETIC TRAINER~~" (Revised 2/09) incorporated herein by reference ~~and effective 1/19/96, to the Department~~. The application can be obtained by writing the Department of Health, Board of Athletic Training, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. The application is also available from the Board's website address as follows: http://www.doh.state.fl.us/mqa/athtrain/at_lic_req.html.

(1) through (2) No change.

Rulemaking Specific Authority 456.013(7), (9), 468.705, 468.707 FS. Law Implemented 456.013(7), 468.707 FS. History--New 5-29-96, Formerly 61-25.002, 64B30-25.002, Amended 8-22-00, 5-9-02, 3-6-07, 8-12-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Board of Athletic Training

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 25, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 30, 2009

DEPARTMENT OF HEALTH**Division of Family Health Services**

RULE NO.: 64F-22.001
 RULE TITLE: Eligibility

PURPOSE AND EFFECT: Establish the rules for cancer patients to receive financial aid for the diagnosis and treatment of cancer in any hospital or clinic.

SUMMARY: If funding is appropriated by the legislature, the rule outlines the criteria for cancer patients to receive financial aid for diagnosis and treatment of cancer in any hospital or clinic.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Cost was prepared and there is no cost to the state for any activities related to the rule.

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.

RULEMAKING AUTHORITY: 1004.435(5)(d) FS.

LAW IMPLEMENTED: 1004.435 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Middleton, Administrative Director, Cancer Control and Research Advisory Council, 12902 Magnolia Drive, Tampa, Florida 33612; (813)745-1339 or Susan Fleming, Cancer Program Administrator, Bureau of Chronic Disease Prevention & Health Promotion, Florida Department of Health, 4052 Bald Cypress Way, Bin #A18, Tallahassee, Florida 32399; (850)245-4444, ext. 2945

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-22.001 Eligibility.

The Florida Department of Health may offer a Program of coverage for Diagnosis and Treatment of Cancer, if and when funds become available, for individuals that meet the following requirements:

(1) Has a current prescription for cancer screening, diagnostic procedure or cancer treatment written by a licensed physician or dentist.

(2) Is a bona-fide resident of Florida.

(3) Is uninsured or is lacking insurance that covers the cancer screening, diagnostic procedure or treatment.

(4) Has a net family income at or below 200% of the Federal poverty guidelines.

(5) Has no more than \$5,000 in private funds, bank accounts, or assets other than a homestead.

If an individual does not meet the program requirements but cannot afford the particular procedure or treatment prescribed, the program may consider emergency assistance on a one time basis.

The program eligibility requirements and the emergency issuance provision are subject to change depending upon availability of resources.

Rulemaking Authority 1004.435(5)(d) FS. Law Implemented 1004.435 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sue Middleton

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 24, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2008

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: RULE TITLE:

65A-1.900 Overpayment and Benefit Recovery

PURPOSE AND EFFECT: The proposed rule amendment amends policy governing the compromise of a food stamp overpayment. Included in this proposed rule amendment are some wording changes and technical changes of a non-substantive nature improving the overall content of the rule.

SUMMARY: Compromise of food stamp overpayment.

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.

RULEMAKING AUTHORITY: 409.919, 414.41, 414.45 FS.

LAW IMPLEMENTED: 414.31, 414.41 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: April 28, 2009, 1:30 p.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cindy Keil, ACCESS Florida Program Policy, 1317 Winewood Boulevard, Building 3, Tallahassee, Florida 32399-0700; (850)410-3291

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.900 Overpayment and Benefit Recovery.

The purpose of this section is to define the administrative policies applicable to the establishment and recovery of overpayment in the public assistance programs.

(1) No change.

(a) Overpayment: ~~Overpayment is~~ The amount of public assistance received for which an individual was not entitled.

(b) Intentional Program Violation: Intentional Program Violation (IPV) or fraud ~~error~~ is defined pursuant to Sections 414.39(1)-(2) and (4), F.S., 7 C.F.R. §273.16 (c), 45 C.F.R. §235.110(a)(2) and Section 414.14, F.S. Section 414.39, F.S., incorporated by reference (2008), 7 C.F.R. 273.16 incorporated by reference (2008), and 45 C.F.R. 235.110 incorporated by reference (2008).

(c) Direct Reimbursement: Direct reimbursement is repayment by an individual a person to the Ddepartment or contractor ~~by cash, check or money order.~~

(d) Recoupment of Benefits: Recoupment of benefits is the deduction of repayment amounts from benefits prior to disbursing them ~~to the person receiving assistance.~~

(e) Refusal to Repay: Refusal to repay occurs when the individual person responsible for repayment ~~has:~~

1. Received notification of the overpayment or request for repayment agreement as specified in subsection (8) ~~of this section~~ and subsequently:

a. No change.

b. Advises the Ddepartment either orally or in writing that they refuse to repay the amount owed; or

c. through 2. No change.

a. Fails to contact the Ddepartment within ten days for food stamp IPV Intentional Program Violation, 20 days for food stamp Inadvertent Household Error (IHE), or 30 days for food stamp aAgency eError and all other public assistance errors including those for the Refugee Assistance (RAP) and Optional State Supplementation (OSS) Programs from the date of ~~such~~ notification; or

b. Contacts the Ddepartment, but still fails to make the delinquent payment by the last day of the month following the month in which the payment was originally due, unless the individual has obtained, in writing, the Ddepartment's consent to a change in the repayment agreement.

(f) Notification: Notification, for purposes of this section, is defined as any correspondence from the Department that advises an individual of the status of an overpayment. Any such notification will shall be in compliance with 7 C.F.R. §273.18 (e)(3), 45 C.F.R. §235.110 and Section 414.14, F.S. 7 CFR 273.18 incorporated by reference (2008) or 45 CFR 235.110 as appropriate.

(g) Extreme hardship: Extreme hardship policy applies only to cash assistance agency errors ~~and~~ Extreme hardship occurs when monthly expenses for basic maintenance needs exceed monthly income. Expenses taken into account Basic maintenance needs are those items required for survival; include including food, shelter, clothing, medical expenses, transportation, clothing and personal and household incidentals, child or adult care and court ordered child support payments. Any expenses paid by someone outside the household are not used. The Department requires verification if it considers reported items excessive.

1. Food expenses exclude food stamp benefits will be considered according to the current USDA thrifty food plan with no income for the number of people in the household.

2. Shelter expenses expense will include rent, or mortgage, mandatory maintenance or membership fees; loan repayments, including interest for the purchase of a mobile home payments; property taxes and insurance on the home; cost of fuel, electricity, water, sewerage and garbage pickup or both with which to heat, cool and cook; and the basic service fees fee for one telephone. These expenses will not be considered if paid by someone outside those residing together.

3. Medical expenses include those will be considered if not paid by insurance or by someone outside those residing together.

4. Transportation expenses will include those necessary for household vehicles private automobile or public transportation.

5. Clothing and personal and household incidental expenses include those necessary for individuals in the household incidental expenses will be considered in the amount of actual expenses. Verification will be required if the department considers reported expenses excessive.

6. Child or adult care expenses include those costs paid to someone not residing in the household.

7. Court ordered child support payment expenses include those paid to someone not residing in the household.

(2) Individuals Persons Responsible for Repayment of Overpayment.

(a) Individuals Persons who received Aid to Families with Dependent Children (AFDC) AFDC and other cash assistance overpayments as an adult will shall be responsible for repayment of the overpayment.

(b) Food stamp overpayments will shall be recovered from an individual as specified in 7 C.F.R. §273.18 (a)(4) incorporated by reference (2009) 7 CFR 273.18.

(c) Individuals Persons who received Medicaid overpayments as an adult will shall be responsible for repayment of the overpayment.

(d) Adults who apply for or and receive assistance on behalf of others if they provide inaccurate information.

(e) For the purpose of this rule, an adult is defined as:

1. Eighteen (~~18~~) years of age or older,
2. through (3) No change.

(a) Monthly repayment amounts of all AFDC and cash assistance overpayments shall include the following provisions:

1. Any individual person no longer receiving cash assistance will shall negotiate a repayment agreement with the Department or contractor.

2. Any individual person affected by the preceding subparagraph 65A-1.900(3)(a)1., F.A.C., is entitled to a departmental review or hearing pursuant to Chapter 65-2, F.A.C.

(b) Monthly repayment amounts of all food stamp overpayments will shall be determined in accordance with 7 C.F.R. §273.18 (c) incorporated by reference (2009) 7 C.F.R. 273.18.

(c) Any adult who applied for and/or received Medicaid benefits for themselves or the assistance group are liable or responsible for repayment. They will negotiate a repayment agreement with the Department or contractor. Monthly repayment amounts of all Medicaid overpayments shall be determined with those persons responsible for repayment based on factors relating to the amount of the claim, the persons' financial situation and the period over which the claim will be liquidated.

(4) No change.

(a) The methods of repayment of cash assistance overpayment are shall be as follows:

1. As specified in 45 C.F.R. §233.20(a)(13) 45 C.F.R. 233.20(a)(13) incorporated by reference (2008); or

2. Through application of child support credit. Child support credit exists when child support collected and retained by the state department during any month in which overpayment occurred exceeds the amount of AFDC or cash assistance to which the assistance group was entitled for that month after computation of the overpayment has been completed. The excess amount of child support can may, if requested by the absent parent or recipient, be credited as repayment and the amount owed by the individual person responsible for repayment will be reduced by that amount. In addition, all or part of the overpayment claim can be satisfied should the absent parent of an overpaid assistance group repay to the Department all AFDC or cash assistance benefits received on behalf of the overpaid assistance group. Child support credit is not applicable to RAP Refugee Assistance Program overpayments.

(b) The method of repayment of all food stamp overpayment ~~will shall~~ be as specified in 7 C.F.R. §273.18 (f)-(g) incorporated by reference (2009) 7-C.F.R. 273.18.

(c) For purposes of this rule only, the method of repayment of a Medicaid overpayment ~~will shall~~ be by direct reimbursement.

(5) Refusal to Repay. When ~~an individual a person~~ refuses to make repayment by direct reimbursement after ~~a request being requested~~ to do so, the ~~D~~Department, at its discretion, may take appropriate civil action against the income or resources of the ~~individual person~~ involved.

(6) Compromising Food Stamp Claims. Effective August 1, 2001, a food stamp claim or any portion of a food stamp claim may be compromised. The ~~D~~Department reserves the right to approve or not approve the compromise. ~~Compromise will be considered to resolve (1) pending litigation; (2) bankruptcy proceedings.~~

(a) Individuals with an overpayment claim in the Food Stamp Program may request a compromise of their claim at any time after they are notified of the claim.

(b) The Department will only consider such claims for individuals liable on the overpayment claim being considered or someone duly authorized to do so on behalf of the liable individual(s).

(c) For purposes of a compromise request made pursuant to this rule, the Department will determine that an individual's economic household circumstances reasonably demonstrate the overpayment claim or debt will not be paid within three years of the debtor being notified of the overpayment claim or debt only when the information or materials permitted by paragraph (d) below also include or involve at least one of the following:

1. The death of the debtor or liable individual(s);

2. The probability of an impending death of the debtor or liable individual(s);

3. Pending litigation in a court, including a bankruptcy court, that involves the debtor or liable individual's obligation to repay the overpayment or debt;

4. The debtor or liable individual(s) are sentenced to a period of incarceration in a city, county, state or federal correctional institution that will exceed the three-year period by which the overpayment or debt is expected to be paid; or

5. The debtor or other liable individual(s) sole household's income is based on either age or disability projecting a fixed, limited economic potential to repay the overpayment or debt within three years.

(d) For purposes of evaluating a compromise request, in addition to the information or materials required by paragraph (c) above, individuals liable for an overpayment claim or debt may submit to the Department any other information or written materials related to their household's economic circumstances. Expenses taken into account include food, shelter, medical, transportation, clothing and personal and household

incidentals, child or adult care and court ordered child support payments as described in subparagraphs (1)(g)1. through 7. Any items paid by someone outside the household are not used. The Department requires verification if it considers reported items excessive. The information or materials must state how the overpayment claim or debt will not be paid within the three-year period. When a decision is made concerning the compromise request, the Department will give the individual making the request a written notice of the decision including information about hearing appeal rights.

1. The overpayment or debt will be compromised to zero for situations indicated in subparagraphs 1. through 4. above.

2. The overpayment or debt will be compromised to no less than \$5.00 per month for situations indicated in subparagraph 5. above.

(7) through (a) No change.

(b) When the ~~D~~Department determines that ~~it needs~~ additional documentation of ~~expenses expense is needed~~ to compute overpayment, ~~it the department~~ will notify the ~~individuals persons~~ responsible for repayment of the information needed. ~~The individual must provide a~~Any requested items ~~must be provided~~ within the time requested by the ~~D~~Department, or the expense will not be considered in computing the overpayment amount.

(8) Notification of Overpayment. ~~The Department must notify the individuals The persons~~ responsible for repayment of overpayment ~~must be notified~~ in writing that overpayment exists and that they are required, by law, to repay the entire amount pursuant to Section 414.41 (1), F.S., ~~incorporated by reference (2008),~~ or that they may seek compromise of a food stamp overpayment pursuant to 7 C.F.R. §273.18(e)(3), (7) incorporated by reference (2009) 7 CFR 273.18(e)(3), (7).

(a) The individual has a right to an administrative hearing in accordance with the ~~D~~Department's hearings procedures in Chapter 65-2, F.A.C., ~~Part VI, Hearings.~~

(b) ~~The Department will send n~~Notification of overpayment ~~can be sent~~ to current recipients by regular mail at the address ~~to which~~ the ~~D~~Department sends benefits or correspondence. ~~The Department presumes d~~Delivery ~~will be presumed~~ unless the postal service returns the notice to the ~~D~~Department.

(c) Notification of overpayment to ~~individuals persons~~ no longer receiving assistance will be made as follows:

1. By regular mail to the last known address available to the ~~D~~Department. ~~The Department presumes d~~Delivery ~~will be presumed~~ unless the postal service returns the notice to the ~~D~~Department.

2. The last notification prior to the initiation of civil action ~~will shall~~ be sent certified mail, return receipt requested, or hand delivered with certification that ~~such~~ delivery was made to the ~~individuals persons~~ responsible for repayment.

(d) ~~The assistance group or individuals that receive notification will be considered to have refused to repay when they fail to contact the Department within ten days for food stamp IPV, 20 days for food stamp IHE, or 30 days for food stamp agency error and all other public assistance errors including those for RAP and OSS Programs from the date of notification. The assistance group or persons that receive such notification will have 30 calendar days in which to contact the department before being considered to have refused to repay, except for food stamp recipients the period to contact the department shall be, from the post-marked date of the letter: five days for intentional program violations; 10 days for inadvertent household error; and, 30 days for agency error. For those persons notified via mail, the time in which to contact the department begins five days after the notification is mailed.~~

(9) Claim Thresholds. The ~~B~~enefit ~~R~~ecovery ~~P~~rogram will not pursue a claim in bankruptcy proceedings if the amount of the claim is at or below \$1,250.

(10) No change.

(a) Pursuant to Sections 414.39 and 414.41, F.S., when the ~~D~~epartment has information that an individual has committed fraud, ~~it the department~~ will refer the case to the Florida Department of Law Enforcement, Division of Public Assistance Fraud (PAF) Unit (DPAF) for investigation. In cases where the ~~D~~epartment determines that an individual has committed fraud in the cash assistance or ~~F~~ood ~~S~~tamp ~~P~~rograms, ~~it the department~~ will pursue a determination of IPV Intentional Program Violation (IPV) through either court action, administrative disqualification hearing, or both, where permitted by 7 C.F.R. §273.16 (a) incorporated by reference (2009), or 45 C.F.R. §235.110 incorporated by reference (2008) 7 C.F.R. 273.16, or 45 C.F.R. 235.110. The PAF Unit department will pursue a determination of IPV through court action in instances where ~~it the department~~ determines that an individual has committed fraud in the Medicaid ~~P~~rogram.

(b) Individuals found by an administrative hearing officer or court to have committed an act of IPV intentional program violation while receiving, or attempting to receive, food stamp, cash assistance, or food stamp and cash assistance benefits ~~will shall~~ be disqualified from participation in the program(s) under which that act was committed or attempted in accordance with 7 C.F.R. §273.16 (b) incorporated by reference (2009), 45 C.F.R. §235.110 or Section 414.14, F.S. 7 C.F.R. 273.16 or 45 C.F.R. 235.110.

(11) No change.

(a) The ~~D~~epartment will refer individuals who owe past-due, legally enforceable federal food stamp overpayment debts to the U.S. United States Department of the Treasury for purposes of collection of such debt through offset against federal payments pursuant to 26 U.S.C. 6402 (d)(1)-(2), (f), 26 U.S.C. 6402, incorporated by reference (2000 Ed., Sup. 5). Referral of individuals owing such debt will be completed in accordance with procedures and criteria contained in 26 C.F.R.

Part 301 §301.6402-6 26 C.F.R. Part 301 et. seq., incorporated by reference (2008); and 31 C.F.R. Part 5 Subpart C et. seq., incorporated by reference (2008); as provided for in 7 C.F.R. Part 3 Subpart D §3.46 7 C.F.R. Part 3 Subpart 3.82, incorporated by reference (2008).

(b) A past-due, legally enforceable debt exists when an individual in receipt of overpayment as defined in Section 414.41(1), F.S. Section 414.41, F.S., and paragraph (1)(b) of this rule is at least 180 days delinquent in repayment of the such overpayment, and the which overpayment has not been discharged through administrative or legal action.

(c) The ~~D~~epartment must make a reasonable attempt as defined in 26 C.F.R. Part 301, §301.6402-6(d), 26 C.F.R. Part 301, 301.6402-6(d), to notify individuals owing such debt that:

1. No change.

2. Unless repaid within 180 days from the date on the notification, ~~it will refer~~ the debt ~~will be referred~~ to the U.S. United States Department of the Treasury for offset against any refund of federal tax due that individual, and

3. The individual debtor has 60 days from the date of notification to appeal, via presentation of evidence to the ~~D~~epartment, that all or part of the debt is not past-due or legally enforceable.

(d) The ~~D~~epartment will consider evidence presented timely by an individual in receipt of ~~such~~ notification described in paragraph (11)(c) above that indicates all or part of their debt is not past-due or legally enforceable, and will make a determination as to the status of that debt prior to referral for offset. This consideration process is separate and apart from the administrative hearings appeals process and will address only the past-due status or legal enforceability of all or part of the debt.

(e) The ~~D~~epartment will provide a toll free telephone number for use in obtaining information concerning the offset.

(12) The following forms, incorporated by reference, are used by the Department in the process of establishing and recovering overpayment: Information Concerning Administrative Disqualification Hearings, CF-ES 3057, 09/2006; Request for Additional Information, CF-ES 3400, 02/2006; Waiver of Administrative Disqualification Hearing With a Program Loss, CF-ES 3410, 09/2006; Waiver of Administrative Disqualification Hearing Without a Program Loss, CF-ES 3410A, 09/2006; Disqualification Consent Agreement, CF-ES 3414, 11/2007; and Notice of Compromise Decision, CF-ES 3110, 03/2009. Copies of the forms and materials incorporated by reference are available from the ACCESS Florida Headquarters Office, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700. Forms are also available on the Department's web site at <http://www.dcf.state.fl.us/DCFForms/Search/DCFFormSearch.aspx>. The following notices, hereby incorporated by reference, are used by the department in the process of establishing and recovering overpayment: CF-ES Form 3057, 09/2006;

~~Information Concerning Administrative Disqualification Hearings; CF-ES Form 3400, 02/2006, Request for Additional Information; CF-ES Form 3410, 09/2006, Waiver of Administrative Disqualification Hearing With a Program Loss; CF-ES Form 3410A, 09/2006, Waiver of Administrative Disqualification Hearing With a Program Loss; and, CF-ES Form 3414, Nov. 2007, Disqualification Consent Agreement. Each of these forms listed as incorporated by reference may be obtained without cost from any Benefit Recovery office or by written request to the ACCESS Florida Program Office, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700.~~

Rulemaking Specific Authority 409.919, 414.41, 414.45 FS. Law Implemented 414.31, 414.41 FS. History-New 7-21-92, Amended 1-5-93, 9-5-93, Formerly 10C-1.900, Amended 7-9-98, 4-2-00, 2-26-02, 3-18-03, 7-21-05, 1-19-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Nathan Lewis
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: George H. Sheldon
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 25, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 30, 2009

**DEPARTMENT OF FINANCIAL SERVICES
Division of Funeral, Cemetery and Consumer Services**

RULE NO.: 69K-25.004
RULE TITLE: Limited License for Retired Professionals During Times of Critical Need

PURPOSE AND EFFECT: Section 497.143, F.S., provides that it is the Legislature’s intent to encourage the use of retired professionals in good standing to serve the State during times of critical need. Critical need is defined as an executive order from the Governor or a federal order declaring a state of emergency in an area. The Department is authorized to adopt rules permitting practice by retired professionals as limited licensees during times of critical need.

SUMMARY: The proposed rule sets forth the procedure for obtaining a limited license as a retired professional during a time of critical need.

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.

RULEMAKING AUTHORITY: 497.103(5)(b), 497.143 FS.
LAW IMPLEMENTED: 497.143 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: April 27, 2009, 2:00 p.m.
PLACE: Alexander Building, 2020 Capital Circle, S. E., Tallahassee, Florida

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: Doug Shropshire, (850)413-3039 or doug.shropshire@myfloridacfo.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Doug Shropshire, (850)413-3039 or doug.shropshire@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-25.004 Limited License for Retired Professionals During Times of Critical Need.

(1) A limited licensee shall only provide services during times of critical need within the State and shall work for an entity licensed under Chapter 497, F.S. A limited license shall be effective for so long as the executive order from the Governor or federal order declaring a state of emergency remains in effect including the time the state of emergency is extended as authorized by law.

(2) Each person desiring to obtain a limited license as a retired funeral director, embalmer, or combination funeral director/embalmer shall apply to the Department by submitting the following:

(a) A completed “Application for Retired Professionals,” Form DFS-N1-1746, effective 10/06, which is incorporated by reference in Rule 69K-1.001, F.A.C., and is available on the Department’s website (www.myfloridacfo.com/FuneralCemetery) or by contacting the Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.

- (b) A notarized affidavit stating that the applicant:
1. Has been licensed to practice in any jurisdiction in the United States for at least ten years in the profession for which the applicant seeks a limited license;
 2. Has retired from the practice of that profession;
 3. Intends to practice only pursuant to the restrictions of the limited license; and
 4. Shall not engage in preneed sales under such license.

Rulemaking Authority 497.103(5)(b), 497.143 FS. Law Implemented 497.143 FS. History-New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Doug Shropshire, Director, Division of Funeral, Cemetery, and Consumer Services, Alexander Building, 2020 Capital Circle S.E., Tallahassee, Florida 32399-0361; (850)413-3039

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alex Sink, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 20, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 20, 2009

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
690-163.0075	Term and Evidence of Insurance
690-163.009	Determination of Reasonableness of Benefits in Relation to Premium Charge

690-163.011 Credit Disability Insurance Rates

PURPOSE AND EFFECT: Credit Life and Credit Disability Insurance is being amended to address the statutory changes contained in House Bill 343, which the Governor approved on May 28, 2008. The bill removes the fifty thousand dollar (\$50,000) for credit life, but did not remove the ten (10) year limit that is still contained in section 627.681, Florida Statutes. Similarly, the bill removed the ten (10) year limit for credit disability, but did not remove the fifty thousand dollar limit (\$50,000) that is still contained in Section 627.679, Florida Statutes.

SUMMARY: Credit Life and Credit Disability Insurance is being amended to address the statutory changes contained in House Bill 343, which the Governor approved on May 28, 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.

RULEMAKING AUTHORITY: 627.678, 627.6785 FS.

LAW IMPLEMENTED: 627.681, 627.682 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: May 6, 2009, 9:30 a.m.

PLACE: 143 Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Gerry Smith, Division of Life and Health, Office of Insurance Regulation, E-mail gerry.smith@fldfs.com

THE FULL TEXT OF THE PROPOSED RULES IS:

690-163.0075 Term and Evidence of Insurance.

~~The term of insurance and evidence of insurance shall not exceed ten years subject to the following limitations:~~

~~(1) Credit life insurance shall not exceed ten years from the date of issue and provide coverage for at least 5 years or the term of the loan if the loan is for less than 5 years.~~

~~(2) Credit disability insurance shall provide for monthly payments which are the lesser of 60 monthly payments or the number of monthly payments for the full term of the loan.~~

Rulemaking Specific Authority 624.308(1), 627.678 FS. Law Implemented 624.307(1), 627.681, 627.6785(3), 627.681(3) FS. History—New 2-11-03, Formerly 4-163.0075, Amended _____.

690-163.009 Determination of Reasonableness of Benefits in Relation to Premium Charge.

(1) Section 627.682, F.S., requires that benefits provided by credit insurance policies must be reasonable in relation to the premium charged. This requirement is satisfied if the premium rate charged develops or may be reasonably expected to develop a loss ratio of claims incurred to premiums earned of not less than:

- (a) 55% for credit life insurance, and
- (b) 50% for credit disability insurance.

(2) Use of rates not greater than those contained in Rules 690-163.010 and 690-163.011, F.A.C., (“prima facie rates”) shall be deemed premium rates reasonably expected to develop the required loss ratio. An insurer may only file and use rates with such forms which are greater than prima facie rates upon a satisfactory filing with the Office showing to the Director that the use of such rates will not result on a statewide basis for that insurer of a ratio of claims incurred to premiums earned of less than the required loss ratio.

(3) If an actual rate is greater than the prima facie rates, the actual rate may not exceed the prima facie rates plus the difference between:

- (a) Claims which may be reasonably expected, and
- (b) The product of the required loss ratio and the prima facie rate set forth for the coverage being provided.

(4) When some rates are based on subsection (1) above and others on the prima facie rate, the expected loss ratios of statewide business must meet the minimum loss ratio standard in subsection (1) above.

(5) Nonstandard Coverage. If any insurer files for approval of any form providing coverage more restrictive than that described in Rules 690-163.010 and 690-163.011, F.A.C., the insurer shall make a filing to demonstrate to the satisfaction

of the ~~Office Director~~ that the premium rates to be charged for such restricted coverage comply with subsection (1) above or, are less than or equal to rates which are actuarially equivalent to the prima facie rates.

Rulemaking Specific Authority 624.308(1), 627.678 FS. Law Implemented 624.307(1), 627.678, 627.682 FS. History—New 5-9-82, Formerly 4-7.09, Amended 6-11-91, Formerly 4-7.009, Amended 3-15-94, 2-11-03, Formerly 4-163.009, Amended _____.

690-163.011 Credit Disability Insurance Rates.

(1) Credit disability insurance premium rates for the insured portion of an indebtedness repayable in equal monthly installments, where the insured portion of the indebtedness decreases uniformly by the amount of the monthly installment paid, shall not be greater than in paragraphs (a) and (b). Paragraphs (c), (d) and (e) refer to premium rates for other types of coverages either alone or in combination with the type of coverages applicable to paragraphs (a) and (b).

(a) If premiums are payable on a single-premium basis for the duration of the coverage:

TABLE I

No. of months in which indebtedness is repayable	14-Day Non-Retroactive	30-Day Non-Retroactive	7-Day Retroactive	14-Day Retroactive	30-Day Retroactive
6 or less	\$0.81	\$0.36	\$1.47	\$1.30	\$1.05
7-12	1.13	0.72	1.76	1.58	1.36
13-18	1.46	1.08	2.05	1.87	1.67
19-24	1.78	1.44	2.34	2.16	1.97
25-30	2.11	1.80	2.64	2.45	2.28
31-36	2.43	2.16	2.93	2.74	2.58
37-48	2.84	2.70	3.34	3.10	2.97
49-60	3.16	2.97	3.69	3.38	3.28
61-72*	3.43	3.27	3.97	3.62	3.53
73-84*	3.61	3.47	4.18	3.79	3.70
85-96*	3.76	3.64	4.34	3.92	3.84
97-108*	3.86	3.75	4.46	4.01	3.94
109-120*	3.95	3.85	4.55	4.09	4.02
<u>Per month for terms exceeding 120 months</u>	<u>.0303</u>	<u>.0296</u>	<u>.0348</u>	<u>.0313</u>	<u>.0308</u>

*Maximum benefit is 60 monthly payments.

(b) If premiums are paid on the basis of a premium rate per month per thousand of outstanding insured indebtedness, these premiums shall be computed according to the formula: $OP_n = (20XSP_n) / (n + 1)$ using a rate no less than the 24 month rate in Table I above. A company may submit a different formula for approval which produces rates actuarially equivalent to the single premium rates in Table I:

Where

- SP_n = Single Premium Rate per \$100 of initial insured indebtedness repayable in equal monthly installments (Table I). The Single Premium Rate shall not be less than the 19-24 month rate for the appropriate coverage.
- OP_n = Monthly Outstanding Balance Premium Rate per \$1,000.
- n = Original repayment period, in months.

(c) Coverage which provides a constant maximum indemnity for a given period of time shall use rates no greater than those rates which are actuarially equivalent to the rates in paragraph (a) or (b).

(d) If the coverages provided are other than those described in this subsection (1), rates for such coverages shall be actuarially equivalent to the rates provided in paragraph (a), (b) or (c).

(e) Joint coverage rates shall be no greater than 175% of the specific rate for that type of coverage.

(f) The monthly outstanding balance rate for credit disability insurance may be either a term specified rate or may be a single composite term rate applicable to all insured loans.

(2) The premium rates in subsection (1) shall apply to policies providing credit disability insurance to be issued with or without evidence of insurability, to be offered to all eligible debtors, and containing:

(a)1. No provision excluding or denying a claim for disability resulting from pre-existing conditions, except for those conditions for which the insured debtor received medical advice, diagnosis, or treatment within six months preceding the effective date of the debtor's coverage, and which caused loss within the 6 months following the effective date of coverage;

2. Disability commencing after 6 months following the effective date of coverage resulting from the condition shall be covered.

3. Coverage with no pre-existing provision limitation shall result in an additional premium of 10% of the amounts shown in subsection (1), above.

(b) No other provision which excludes or restricts liability in the event of disability caused in a specific manner, except that it may contain provisions excluding or restricting coverage for intentionally self-inflicted injuries and normal pregnancy.

(c) No provision which requires that the debtor be employed more than thirty (30) hours per week in order to be eligible for insurance coverage.

(d) No age restrictions, or only age restrictions making ineligible for coverage debtors 66 or over at the time the indebtedness is incurred.

(e) However, coverage shall be provided, at a minimum, until the earlier of the maturity date of the loan or the loan anniversary at age 66. Where loans are in the form of revolving credit arrangements, an insurer may terminate coverage when the debtor attains the age 66.

(f) A daily benefit equal in amount to one-thirtieth of the monthly benefit payable under the policy for the indebtedness.

(g)1. A definition of "disability" which provides that during the first 12 months of disability the insured shall be unable to perform the duties of his occupation at the time the disability occurred, and thereafter the duties of any occupation for which the insured is reasonably fitted by education, training or experience.

2. This paragraph shall not apply to lump sum disability coverage.

Rulemaking Specific Authority 624.308(1), 627.678 FS. Law Implemented 624.307(1), 627.678, 627.6785, 627.682 FS. History—New 5-9-82, Formerly 4-7.11, Amended 6-11-91, Formerly 4-7.011, Amended 2-11-03, Formerly 4-163.011, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Gerry Smith, Division of Life and Health, Office of Insurance Regulation, E-mail: gerry.smith@fldfs.com

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 28, 2008

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-164.040
 RULE TITLE: Determining Reserve Liabilities for Preneed Life Insurance

PURPOSE AND EFFECT: The purpose of this rule is to recognize the inadequacy of the 2001 Commissioners Standard Ordinary Life Valuation Mortality Table for use in determining the minimum standard of valuation and the minimum standard nonforfeiture value, and to require the continued use of the 1980 Commissioners Standard Ordinary Life Valuation Mortality Table for use in determining the minimum standard of valuation and the minimum standard nonforfeiture value.

SUMMARY: This rule calls for adopting the 1980 Commissioner’s Standard Ordinary Life Valuation Mortality Tables (1980 CSO) for use in determining reserve value and non-forfeiture value of pre-need life insurance, rather than using the new 2001 Commissioners’ Ordinary Standard Life

Valuation Mortality Tables (2001 CSO). The rule allows use of the 2001 CSO for pre-need life insurance policies issued before January 1, 2012, but only after the insurance company submits documentation demonstrating they have adequate reserves.

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.

RULEMAKING AUTHORITY: 625.121(5)(a)(3), 627.476(9)(h), (5) FS.

LAW IMPLEMENTED: 625.121(5)(a)(3), 627.476(9)(h), (5) 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: May 5, 2009, 9:30 a.m.

PLACE: 143 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Kerry Krantz, Office of Insurance Regulation, E-mail: kerry.krantz@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kerry Krantz, Office of Insurance Regulation, E-mail: kerry.krantz@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-164.040 Determining Reserve Liabilities for Preneed Life Insurance.

(1) Authority.

This rule is adopted by the commission pursuant to Sections 625.121(5)(a), (3) and 627.476(9), F.S.

(2) Scope.

This rule applies to preneed life insurance policies and certificates as defined in Section Four (4) of this rule, and similar policies and certificates.

(3) Purpose.

The purpose of this rule is to recognize the inadequacy of the 2001 Commissioners Standard Ordinary Life Valuation Mortality Table for use in determining the minimum standard of valuation and the minimum standard nonforfeiture value, and to require the continued use of the 1980 Commissioners Standard Ordinary Life Valuation Mortality Table for use in determining the minimum standard of valuation and the minimum standard nonforfeiture value.

(4) Definitions.

(a) The term "2001 CSO Mortality Table" means the 2001 Commissioners Standard Ordinary Life Valuation Mortality Table, consisting of separate rates of mortality for male and female lives, developed by the American Academy of Actuaries CSO Task Force from the Valuation Basic Mortality Table developed by the Society of Actuaries Individual Life Insurance Valuation Mortality Task Force, and adopted by the NAIC in December 2002. The 2001 CSO Mortality Table is included in the Proceedings of the NAIC (2nd Quarter 2002). Unless the context indicates otherwise, the "2001 CSO Mortality Table" includes both the ultimate form of that table and the select and ultimate form of that table and includes both the smoker and nonsmoker mortality tables and the composite mortality tables. It also includes both the age-nearest-birthday and age-last-birthday bases of the mortality tables.

(b) The term "Ultimate 1980 CSO" means the Commissioners' 1980 Standard Ordinary Life Valuation Mortality Tables (1980 CSO) without ten-year (10-year) selection factors, incorporated into the 1980 amendments to the NAIC Standard Valuation Law approved in December 1983.

(c) For the purposes of this rule, preneed insurance is any life insurance policy or certificate that is issued in combination with, in support of, with an assignment to, or as a guarantee for a prearrangement agreement for goods and services to be provided at the time of and immediately following the death of the insured. Goods and services may include, but are not limited to embalming, cremation, body preparation, viewing or visitation, coffin or urn, memorial stone, and transportation of the deceased. The status of the policy or contract as preneed insurance is determined at the time of issue in accordance with the policy form filing.

(5) Minimum Valuation Mortality Standards.

For preneed insurance contracts, as defined in section (4)(c), and similar policies and contracts, the minimum mortality standard for determining reserve liabilities and non-forfeiture values for both male and female insureds shall be the Ultimate 1980 CSO.

(6) Minimum Valuation Interest Rate Standards.

(a) The interest rates used in determining the minimum standard for valuation of preneed life insurance shall be the calendar year statutory valuation interest rates as defined in Section 625.121(6), F.S.

(b) The interest rates used in determining the minimum standard for nonforfeiture values for preneed life insurance shall be the calendar year statutory nonforfeiture interest rates as defined in Section 627.476(9)(i), F.S.

(7) Minimum Valuation Method Standards.

(a) The method used in determining the minimum standard for valuation of preneed life insurance shall be the method as defined in Section 625.121(5), F.S.

(b) The method used in determining the minimum standard for nonforfeiture values for preneed life insurance shall be the method as defined in Section 627.476(9), F.S.

(8) Transition Rules.

(a) For preneed insurance policies issued on or after the effective date of this rule and before January 1, 2012, the 2001 CSO may be used as the minimum standard for reserves and minimum standard for non-forfeiture benefits for both male and female insureds.

(b) If an insurer elects to use the 2001 CSO as a minimum standard for any policy issued on or after the effective date of this rule and before January 1, 2012, the insurer shall provide, as a part of the actuarial opinion memorandum submitted in support of the company's asset adequacy testing, an annual written notification to the domiciliary commissioner. The notification shall include:

1. A complete list of all preneed policy forms that use the 2001 CSO as a minimum standard;

2. A certification signed by the appointed actuary stating that the reserve methodology employed by the company in determining reserves for the preneed policies issued after the effective date and using the 2001 CSO as a minimum standard, develops adequate reserves (For the purposes of this certification, the preneed insurance policies using the 2001 CSO as a minimum standard cannot be aggregated with any other policies.); and

3. Supporting information regarding the adequacy of reserves for preneed insurance policies issued after the effective date of this rule and using the 2001 CSO as a minimum standard for reserves.

(c) Preneed insurance policies issued on or after January 1, 2012, must use the Ultimate 1980 CSO in the calculation of minimum nonforfeiture values and minimum reserves.

(9) Effective Date.

This rule is applicable to preneed life policies and certificates as defined in (2) issued on or after January 1, 2009.

Rulemaking Authority 625.121(5)(a), (3), 627.476(9)(h), (5) FS. Law Implemented 625.121(5)(a)(3), 627.476(9)(h), (5) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kerry Krantz, Office of Insurance Regulation, E-mail:
kerry.krantz@flor.com

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: April 22, 2008

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

Section III Notices of Changes, Corrections and Withdrawals

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 BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-19.004
 RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

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.

This change was made to address a concern expressed by the Joint Administrative Procedure Committee.

When changed, subsection 2. Negligence, shall now read as follows:

2. a. Negligence (subsection 61G15-19.001(4), F.A.C.)	Reprimand, two (2) years probation and \$1,000 fine, to \$5,000 fine, five (5) year suspension and ten (10) years probation	Two (2) years probation and \$1,000 fine, to \$5,000 fine and Revocation
b. Negligence in procedural requirements (61G15-30.003(2), (3) and (5), F.A.C.; 61G15-30.005 and 61G15-30.006, F.A.C.)	Reprimand to two (2) years probation and \$1,000 fine.	Two (2) years probation and \$1,000 fine, to \$5,000 fine and Revocation
c.b. As a special inspector	Reprimand, two (2) years probation and \$1,000 fine, to \$5,000 fine.	Two (2) years probation and \$1,000 fine, to \$5,000 fine and Revocation

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

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.: 62-341.494
 RULE TITLE: Noticed General Permit for Maintenance of Public Navigation Channel and Canal Infrastructure by the West Coast Inland Navigation District within Lee County

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. 53, December 31, 2008 issue of the Florida Administrative Weekly.

62-341.494 Noticed General Permit for Maintenance of Public Navigation Channel and Canal Infrastructure by the West Coast Inland Navigation District within Lee County.

- (1) No change.
- (2) This general permit is further limited as follows.
 - (a) through (c) No change.

(d)1. The "No Internal Combustion Motor Zones" (NICMZs) shown and described in the attached Exhibit A, which reflect the boundaries approved in Resolution 07-09-49 of the Lee County Board of County Commissioners on September 25, 2007, are hereby established by this general permit. Within these NICMZs, the use of electric motors is permitted, but operators of all vessels equipped with internal combustion motors (e.g.: gasoline or diesel motors) for propulsion must turn off the internal combustion motor and, if possible to do so, tilt or raise the internal combustion motor out of the water. ~~For purposes of implementing this rule, the definition of "No Internal Combustion Motors" in Rule 68D-23, F.A.C., shall not apply.~~

2. Prior to any dredging authorized by this general permit within an Aquatic Preserve, WCIND shall demonstrate that the NICMZ(s) within that aquatic preserve have been established and marked in the field with signage in accordance with the requirements of the Florida Fish and Wildlife Conservation Commission's (FWC) Boating and Waterways Section. ~~Nothing in this rule shall be construed to relieve WCIND from obtaining sign permits required by the Florida Fish and Wildlife Conservation Commission (FWC). For this purpose,~~ DEP authorizes WCIND, as its agent, to apply to FWC for all required sign permits to mark the boundaries of the NICMZs established by this general permit. WCIND shall pay all permitting fees, and shall be responsible for installing and maintaining all permitted signs.

3. WCIND will design and implement a program to monitor seagrasses within the NICMZs using various scientifically approved methods after consultation with DEP and FWC staff. The monitoring shall be designed to establish the baseline coverage of seagrasses by species, the number and coverage of prop scarring, and document any change in coverage over time. At a minimum, the first monitoring will

occur within 90 days after the boundaries of the NICMZ's have been marked with signage as provided in the preceding section of this general permit, and thereafter every two years for a total of ten years. The monitoring plan shall include metrics that can be used to quantitatively establish the relative success or failure of seagrass restoration and protection following establishment of the NICMZs.

(e) through (h) No change.

(3) All work under this general permit shall be conducted in conformance with the general conditions of Rule 62-341.215, F.A.C., and the following specific conditions.

(a) Each dredging event for a trafficked or secondary channel system shall require a separate notice to use this general permit. Multiple areas within a single trafficked or secondary channel system may be included in one notice. Each notice shall be submitted with the following:

1. through 2. No change.

3. The location, dimensions, and estimated volumes of dredged material disposal sites, including the location of any water quality or habitat restoration as described in paragraph (3)(d) of this general permit and any relocation areas required under paragraph (2)(b) of this general permit. If dredged material fill will be transported over water by barge, the notice will include assurance that the barge will be designed and sized to prevent discharge of dredged material runoff, prop or hull dredging, and discharge during the loading and unloading of material. If ~~temporary~~ stockpile areas are to be used for temporary disposal and transport, the type and volume capacity of such stockpile areas, including controls that will be used to prevent dredge material runoff also must be described. The notice must provide assurance any temporary stockpile areas will have no impacts to jurisdictional wetlands or surface waters.

4. through 8. No change.

9. A plan for monitoring water quality minimally consisting of monitoring at the dredge site, at the location of any waters receiving outfall from dredged material disposal sites, and at background and down-gradient locations in the water body where dredging is occurring and surrounding the dredged material disposal sites. The monitoring shall be designed primarily to measure in-situ turbidity, but is subject to modification will be modified based on the pre-application meeting discussion with the Department to ensure the plan is capable of detecting any potential water quality violations from the work. If the dredge area is in close proximity to a facility or location likely to cause a discharge of toxic materials, the water quality monitoring as well as best management practices proposed shall be designed to contain deleterious substances during dredging. Results of the monitoring and a copy of the logs shall be submitted in accordance with the provisions in paragraph (3)(f) of this general permit.

10. No change.

(b) No change.

(c) To the extent seagrass, corals, sponges or clumped oysters are within the dredging footprint to be dredged, they shall be relocated to the maximum extent practicable. Seagrass, oysters, corals, and sponges must be relocated only into areas previously approved in writing by the Department. Relocation shall be done in a manner that avoids adverse impacts to water quality and adjacent submerged resources. If seagrasses are relocated, the donor site within the dredge area and the recipient location of the seagrass transplant shall be described in the application and in the pre-application meeting required under paragraph (3)(b) of this general permit. Any relocation performed pursuant to this paragraph shall be described in a detailed report to the South District office of the Department within 60 days of project completion. The report shall describe the methods used, the donor site within the dredge area, and the recipient location of the transplant. The WCIND shall provide copies to the South District office of the Department of any follow up monitoring or studies performed on the success of the transplants.

(d) through (m) No change.

(4) No change.

(5) ~~For activities located outside of aquatic preserves and outside of state parks, state preserves, and state recreation areas, this general permit constitutes a Letter of Consent by the Board of Trustees of the Internal Improvement Trust Fund (BOT) under Chapters 253 and 258, F.S., and Chapters 18-20 and 18-21, F.A.C., for the West Coast Inland Navigation District to enter upon and use state-owned submerged lands to the extent necessary to complete the permitted activities. Individual Letters of Consent from the BOT will be required for each use of this NGP on state-owned sovereign submerged lands within aquatic preserves, state parks, state preserves, and state recreation areas, except that~~ this general permit also constitutes a Letter of Consent under Chapters 253 and 258, F.S., and Chapters 18-20 and 18-21, F.A.C., from the BOT to Lee County and the West Coast Inland Navigation District to establish, mark, and enforce the NICMZs depicted in Exhibit A.

(6) No change.

Rulemaking Specific Authority 373.026(7), 373.043, 373.118(1), 373.406(5), 373.414(9), 373.418, 403.805(1), 403.814(1) FS. Law Implemented 253.002, 253.77(1), 253.77(4), 258.42, 373.118(1), 373.406(5), 373.413, 373.414(1), 373.414(1)(b), 373.414(9), 373.416, 373.426, 403.061(34), 403.813(2)(f), 403.813(3), 403.814(1) FS. History--New _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED CHANGE IS: Mary VanTassel, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850)245-8486 or e-mail: Mary.VanTassel@dep.state.fl.us. Further information and updates on this proposed rule also may

be obtained from the Department's Web Site at http://www.dep.state.fl.us/water/rules_dr.htm#erp. (OGC No. 07-0200)

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Beaches and Shores

RULE NO.: RULE TITLE:
62B-26.014 Description of the Franklin County
 Coastal Construction Control Line
 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. 35, No. 6, February 13, 2009 issue of the Florida Administrative Weekly.

(Substantial rewording of Rule 62B-26.014 follows. See Florida Administrative Code for present text.)

62B-26.014 Description of the Franklin County Coastal Construction Control Line.

(1) There is hereby established, pursuant to Section 161.053, F.S., the revised Franklin County Coastal Construction Control Line. The legal description of said line is attached hereto.

(2) This rule shall take effect on the date of filing with the Florida Department of State; and the rule shall be recorded in the public records in the office of the Clerk of the Circuit Court, in and for Franklin County, Florida, together with each affected municipality.

(3) After this rule becomes effective, a permit, under Section 161.053, Florida Statutes, and Chapter 62B-33, Florida Administrative Code, to alter, excavate or construct on property seaward of the established control line is required from the Department of Environmental Protection.

Rulemaking Specific Authority 161.053(21) 370.021(4) FS. Law Implemented 161.053 FS. History–New 4-30-84, Formerly 16B-26.14, 16B-26.014, Amended _____.

“The Metes and Bounds Description of the Coastal Construction Control Line of Franklin County, Florida as published in the notice of proposed rulemaking remains unchanged.”

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.: RULE TITLES:
63E-8.006 Quality of Life and Youth Grievance
 Process
63E-8.013 Safety and Security
 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. 35, No. 5, February 6, 2009 issue of the Florida Administrative Weekly.

63E-8.006 Quality of Life and Youth Grievance Process.

An expedition program shall comply with the provisions of 63E-7.006, F.A.C., with the following exceptions:

(1) Due to the mobile nature of a wilderness excursion and based on factors such as reasonable accessibility and urgency, an expedition program may limit visitation of any youth on an excursion to the youth's attorney of record, Juvenile Probation Officer (JPO) and clergy, and others as required by law. However, the program may deny a visitation request of any of the aforementioned parties if the program determines that the request is not based on a legitimate and urgent need for the requestor to have face-to-face contact with the youth before he or she returns to the base camp.

(2) The program shall deliver mail and phone messages to youth on wilderness excursions when contact is made to replenish supplies. However, when the base camp receives an emergency telephone call for a youth who is on a wilderness excursion, the program shall deliver or forward a message to the youth as soon as is reasonable and practicable. Wilderness excursion staff shall dial approve and maintain a line of sight of supervise youths² during outgoing telephone calls that shall be limited to emergency situations.

(3) If a youth's grievance appeal has been denied by the excursion's Team Leader, the youth can present his or her appeal to the program director at the excursion team's weekly meeting with the program director, or, if grievance procedure timeframes would be exceeded by waiting for the weekly meeting, the appeal may be presented to the director via telephone.

Rulemaking Specific Authority 985.64 FS. Law Implemented 985.03, 985.441, 985.601(3)(a) FS. History–New _____.

63E-8.013 Safety and Security.

An expedition program shall comply with the provisions of 63E-7.013~~2~~, F.A.C., with the following exceptions:

(1) through (5) No change.

Rulemaking Specific Authority 985.64 FS. Law Implemented 985.03, 985.441, 985.601(3)(a) FS. History–New _____.

DEPARTMENT OF HEALTH

Board of Acupuncture

RULE NO.: RULE TITLE:
64B1-4.0012 English Proficiency Requirement for
 Licensure
 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. 40, October 3, 2008 issue of the Florida Administrative Weekly.

The change is in response to concerns stated in a letter from the Joint Administrative Procedure Committee dated November 4, 2008.

The rule shall read as:

64B1-4.0012 English Proficiency Requirement for Licensure.

(1) Applicants who have passed the national written examination in any language other than English shall demonstrate their ability to communicate in English by earning a passing score on either the Test of English as a Foreign Language examination (hereinafter TOEFL) or the Test of Spoken English examination (hereinafter TSE), as administered by the Educational Testing Services. As used throughout this section, a passing score for the TOEFL is defined as a scaled score of 500 or greater for paper; ~~or 173 or greater for computer; or 61 or greater for internet.~~ A passing score for the TSE is defined as a scaled score of 50 or greater. It shall be the individual responsibility of such applicants to apply for and schedule either the TOEFL examination or the TSE examination, and to obtain their official score report from the testing services prior to applying for licensure. These applicants shall submit a copy of their official score report with their application.

(2) No change.

Rulemaking Authority 457.104, 457.105(2)(a) FS. Law Implemented 457.105(2)(a) FS. History—New 8-28-01, Amended 5-31-04, _____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-4.009 RULE TITLE: Dispensing Practitioner Registration

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 34, No. 52, December 24, 2008 issue of the Florida Administrative Weekly. The above-referenced rule was published and filed for adoption with the rule number 64B13-4.008. Since rule number 64B13-4.008 is the number for a previously repealed rule, the rule number is being changed to 64B13-4.009. This correction of the rule number does not affect the substance of the rule as published in the Florida Administrative Weekly on December 24, 2008.

THE PERSON TO BE CONTACTED REGARDING THIS RULE IS: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-2.0015 RULE TITLE: Application, Examination and Initial Licensure Fees

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 47, November 21, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-5.002 RULE TITLE: Continuing Education Requirement

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 47, November 21, 2008 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-3.001 RULE TITLE: Licensure as a Physical Therapist by 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. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The rule shall read as follows:

64B17-3.001 Licensure as a Physical Therapist by Examination.

Every physical therapist who applies for licensure by examination shall file DOH Form #DH-MQA 1142 Application for Licensure, Revised 12/08, incorporated by reference, which is available through www.doh.state.fl.us/mqa and demonstrate to the Board that the applicant:

(1) through (4) No change.

Rulemaking Specific Authority 486.025(1), 486.031(3) FS. Law Implemented 456.017, 486.031, 486.051 FS. History—New 8-6-84, Amended 6-2-85, Formerly 21M-7.20, Amended 5-18-86, Formerly 21M-7.020, 21MM-3.001, Amended 3-1-94, Formerly 61F11-3.001, Amended 12-22-94, 4-10-96, Formerly 59Y-3.001, Amended 12-30-98, 1-23-03, 4-9-06, 9-19-06, 3-13-07, 5-11-08, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-3.002
 RULE TITLE: Licensure Examination Subjects and Passing Score; Additional Requirements After Third Failure; Florida Jurisprudence 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. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (3) shall now read as follows:
 (3) An applicant must reapply, using DOH Form #DH-MQA 1143, Re-Exam Application, Revised 12/08, incorporated by reference, which is available through www.doh.state.fl.us/mqa, in order to retake the examination. If an applicant wishes to take the examination for the fourth time, the applicant must submit to the Board for approval satisfactory evidence of having successfully completed the following since the last taking of the examination: successful completion of a course of study or internship designed to prepare the applicant for the physical therapy examination. An applicant who has completed these additional requirements may take the examination on two more occasions.

2. Paragraph (4)(b) shall now read as follows:
 (b) Applicants must reapply to retake the Florida Jurisprudence Examination, using DOH Form #DH-MQA 1143, Re-Exam Application, Revised 12/08, which is available through www.doh.state.fl.us/mqa.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-4.001
 RULE TITLE: Licensure as a Physical Therapist Assistant by 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. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The rule shall read as follows:

64B17-4.001 Licensure as a Physical Therapist Assistant by Examination.

Every physical therapist assistant who applies for licensure by examination shall file DOH Form #DH-MQA 1142 Application for Licensure, Revised 12/08 incorporated by reference, which is available through www.doh.state.fl.us/mqa and demonstrate to the Board that the applicant:

- (1) through (5) No change.

Rulemaking Specific Authority 486.025, 486.102 FS. Law Implemented 456.017, 486.102(3), 486.104 FS. History—New 8-6-84, Amended 6-2-85, Formerly 21M-10.20, Amended 5-18-86, Formerly 21M-10.020, 21MM-4.001, Amended 3-1-94, Formerly 61F11-4.001, Amended 12-22-94, 4-10-96, Formerly 59Y-4.001, Amended 1-23-03, 4-9-06, 9-19-06,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-4.002
 RULE TITLE: Licensure Examination Subjects and Passing Score; Additional Requirements After Third Failure; Florida Jurisprudence 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. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (3) shall now read as follows:
 (3) An applicant must reapply, using DOH Form #DH-MQA 1143, Re-Exam Application, Revised 12/08, incorporated by reference, which is available through www.doh.state.fl.us/mqa, in order to retake the examination. If an applicant wishes to take the examination for the fourth time, the applicant must submit to the Board for approval satisfactory evidence of having successfully completed the following since the last taking of the examination: successful completion of a course of study or internship designed to prepare the applicant for the physical therapy assistant examination. An applicant who has completed these additional requirements may take the examination on two more occasions.

2. Paragraph (4)(b) shall now read as follows:

(b) Applicants must reapply to retake the Florida Jurisprudence Examination, using DOH Form #DH-MQA 1143, Re-Exam Application, Revised 12/08, which is available through www.doh.state.fl.us/mqa.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-7.0027
 RULE TITLE: Procedure for Compliance with Board Ordered Laws and Rules Exam

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. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The rule shall read as follows:

64B17-7.0027 Procedure for Compliance with Board Ordered Laws and Rules Exam.

Licensees ordered to take and pass the examination as a result of a disciplinary proceeding or reinstatement, must file DOH Form #DH-MQA 1144, PT Florida Laws and Rules Examination Application, Revised 12/08, which is available through www.doh.state.fl.us/mqa.

Rulemaking Specific Authority 456.036, 456.072, 456.079, 486.025 FS. Law Implemented 456.072, 456.073, 456.079, 486.125 FS. History--New_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-9.001
 RULE TITLE: Continuing Education

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. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Paragraph (6)(f) shall now read as follows:

(f) Licensees who file DOH form #DH-MQA 1144, PT Florida Laws and Rules Examination Application, Revised 12/08, incorporated by reference, which is available through www.doh.state.fl.us/mqa, and take and pass the Florida laws and rules examination shall receive two (2) hours of continuing education per biennium. The continuing education credit shall be awarded only for the biennium in which the examination was taken and passed. Continuing education credit shall not be awarded to licensees that take and pass the examination as a result of a disciplinary proceeding or as a board ordered condition of initial licensure, re-activation or reinstatement.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

FISH AND WILDLIFE CONSERVATION

COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-8.002	Definitions
68B-8.003	General Conditions and Restrictions
68B-8.006	Scientific Research Special Activity License
68B-8.007	Education/Exhibition Special Activity License
68B-8.008	Florida Marine Science Educators Certification
68B-8.009	Prohibited Species Collection Criteria
68B-8.010	Stock Collection and Release Special Activity License
68B-8.011	Aquaculture Broodstock Collection Special Activity License
68B-8.012	Snook Special Activity License
68B-8.013	Non-Conforming Gear Special Activity Licenses and Exemptions
68B-8.014	Marine Chemical Special Activity License

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 53, December 31, 2008 Florida Administrative Weekly has been continued from February 5, 2009 to September 10, 2009 at our regular commission meeting scheduled September 9-11, 2009.

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 THE LOTTERY

RULE NO.: 53ER09-10
 RULE TITLE: Instant Game Number 1011, \$250,000 RUBY RED 7's

SUMMARY: This emergency rule describes Instant Game Number 1011, "\$250,000 RUBY RED 7's," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning; value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-10 Instant Game Number 1011, \$250,000 RUBY RED 7's.

(1) Name of Game. Instant Game Number 1011, "\$250,000 RUBY RED 7's."

(2) Price. \$250,000 RUBY RED 7's lottery tickets sell for \$5.00 per ticket.

(3) \$250,000 RUBY RED 7's lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning \$250,000 RUBY RED 7's lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

(4) The BLACK play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY
21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR	25 TWENTYFIVE	26 TWENTYSIX	28 TWENTYEIGHT	29 TWENTYNINE	30 THIRTY

(5) The RED play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY
21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR	25 TWENTYFIVE	26 TWENTYSIX	28 TWENTYEIGHT	29 TWENTYNINE	30 THIRTY

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

\$2.00 TWO	\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN	\$20.00 TWENTY
\$25.00 TWENTYFIVE	\$30.00 THIRTY	\$50.00 FIFTY	\$100 ONE HUNDRED	\$200 TWO HUNDRED
\$250 TWO HUNDRED FIFTY	\$500 FIVE HUNDRED	\$1,000 ONE THOUSAND	\$5,000 FIVE THOUSAND	\$10,000 TEN THOUSAND

(7) Determination of Prizewinners.

(a) A ticket having a black "7" play symbol and play symbol caption in the play area shall entitle the claimant to the prize shown for that play symbol. A ticket having a red "7" play symbol and play symbol caption in the play area shall entitle the claimant to double the prize shown for that play symbol.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$200, \$250, \$500, \$1,000, \$5,000, \$10,000 and \$250,000.

(8) The estimated odds of winning, value, and number of prizes in Instant Game Number 1011 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF	NUMBER OF WINNERS IN 86 POOLS OF TICKETS PER POOL
1 IN			120,000
\$5	\$5	12.00	860,000
\$5 (RED 7)	\$10	20.00	516,000
\$5 x 2	\$10	30.00	344,000
\$10	\$10	30.00	344,000
\$2 x 10	\$20	300.00	34,400
\$5 (RED 7) + (\$5 x 2)	\$20	300.00	34,400
\$5 x 4	\$20	300.00	34,400
\$10 (RED 7)	\$20	300.00	34,400
\$20	\$20	300.00	34,400
(\$2 x 10) + \$5 (RED 7)	\$30	800.00	12,900
(\$2 x 10) + (\$5 x 2)	\$30	800.00	12,900
\$5 (RED 7) + \$10 (RED 7)	\$30	800.00	12,900
\$15 (RED 7)	\$30	800.00	12,900
\$30	\$30	800.00	12,900
(\$2 x 10) + \$10 + \$20	\$50	1,200.00	8,600
(\$2 x 10) + \$5 (RED 7) + \$20	\$50	1,200.00	8,600
\$5 (RED 7) + \$20	\$50	1,200.00	8,600
\$20 (RED 7)	\$50	1,200.00	8,600

\$25 (RED 7)	\$50	1,200.00	8,600
\$50	\$50	1,200.00	8,600
(\$5 x 6) + (\$10 x 5) + \$20	\$100	1,500.00	6,880
(\$5 x 10) + \$25 (RED 7)	\$100	1,200.00	8,600
\$10 x 10	\$100	1,500.00	6,880
\$20 (RED 7) + \$30 (RED 7)	\$100	1,500.00	6,880
\$50 (RED 7)	\$100	1,200.00	8,600
\$100	\$100	1,500.00	6,880
(\$20 x 5) + (\$50 x 6) + \$100	\$500	10,000.00	1,032
\$50 (RED 7) + \$100 (RED 7) + \$100 (RED 7)	\$500	10,000.00	1,032
\$50 x 10	\$500	10,000.00	1,032
\$50 (RED 7) + \$200 (RED 7)	\$500	10,000.00	1,032
\$500	\$500	10,000.00	1,032
\$100 (RED 7) + (\$30 x 10) + \$500	\$1,000	40,000.00	258
\$100 x 10	\$1,000	40,000.00	258
\$250 (RED 7) + \$250 (RED 7)	\$1,000	40,000.00	258
\$500 (RED 7)	\$1,000	40,000.00	258
\$1,000	\$1,000	40,000.00	258
\$5,000	\$5,000	60,000.00	172
\$10,000	\$10,000	120,000.00	86
\$250,000	\$250,000	1,032,000.00	10

(9) The estimated overall odds of winning some prize in Instant Game Number 1011 are 1 in 4.31. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 1011, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) By purchasing a \$250,000 RUBY RED 7's lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(12) Payment of prizes for \$250,000 RUBY RED 7's lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 3-19-09.

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 19, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-11
 RULE TITLE: Instant Game Number 1008, FAST \$50

SUMMARY: This emergency rule describes Instant Game Number 1008, "FAST \$50," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-11 Instant Game Number 1008. FAST \$50.

(1) Name of Game. Instant Game Number 1008, "FAST \$50."

(2) Price. FAST \$50 lottery tickets sell for \$1.00 per ticket.

(3) FAST \$50 lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning FAST \$50 lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

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



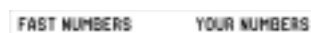
(5) The "FAST NUMBERS" play symbols and play symbol captions are as follows:



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



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "FAST NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket

having a "MONEYBAG" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to \$50.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100 and \$3,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1008 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 240,000 TICKETS PER POOL
\$1	\$1	10.71	1,478,400
\$1 x 2	\$2	30.00	528,000
\$2	\$2	30.00	528,000
\$1 x 4	\$4	150.00	105,600
(\$1 x 2) + \$2	\$4	300.00	52,800
\$2 x 2	\$4	150.00	105,600
\$4	\$4	150.00	105,600
\$1 x 5	\$5	750.00	21,120
(\$1 x 3) + \$2	\$5	750.00	21,120
(\$2 x 2) + \$1	\$5	750.00	21,120
\$4 + \$1	\$5	750.00	21,120
\$5	\$5	750.00	21,120
\$2 x 5	\$10	500.00	31,680
(\$2 x 3) + \$4	\$10	500.00	31,680
(\$1 x 2) + (\$4 x 2)	\$10	500.00	31,680
\$5 x 2	\$10	500.00	31,680
\$10	\$10	500.00	31,680
\$4 x 5	\$20	1,500.00	10,560
\$5 x 4	\$20	1,500.00	10,560
(\$5 x 2) + \$10	\$20	1,500.00	10,560
\$10 x 2	\$20	1,500.00	10,560
\$20	\$20	1,500.00	10,560
(\$5 x 3) + \$10 + \$5	\$50	6,000.00	2,640
\$25	\$50	6,000.00	2,640
\$10 x 5	\$50	6,000.00	2,640
(\$10 x 3) + \$20	\$50	6,000.00	2,640
\$25 x 2	\$50	6,000.00	2,640
\$50	\$50	6,000.00	2,640
(MONEYBAG)	\$50	2,666.67	5,940
\$20 x 5	\$100	24,000.00	660
(\$10 x 2) + (\$40 x 2)	\$100	24,000.00	660
(\$20 x 3) + \$40	\$100	24,000.00	660

(\$25 x 2) + \$50			
(MONEYBAG)	\$100	10,000.00	1,584
\$100	\$100	24,000.00	660
\$3,000	\$3,000	120,000.00	132

(10) The estimated overall odds of winning some prize in Instant Game Number 1008 are 1 in 4.89. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1008, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a FAST \$50 lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for FAST \$50 lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 3-19-09.

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 19, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-12
 RULE TITLE: Instant Game Number 1009, MOM'S A WINNER!

SUMMARY: This emergency rule describes Instant Game Number 1009, "MOM'S A WINNER!," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-12 Instant Game Number 1009, MOM'S A WINNER!.

(1) Name of Game. Instant Game Number 1009, "MOM'S A WINNER!."

(2) Price. MOM'S A WINNER! lottery tickets sell for \$2.00 per ticket.

(3) MOM'S A WINNER! lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MOM'S A WINNER! lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

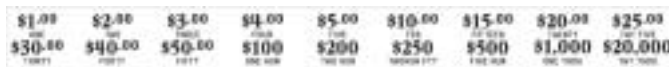
(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:



(5) The "MOM'S NUMBERS" play symbols and play symbol captions are as follows:



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



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "MOM'S NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a " " symbol in the "YOUR NUMBERS" play area shall entitle the claimant to the prize shown for that

symbol. A ticket having a " " symbol in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol.

(b) The prizes are: \$1.00, \$2.00, \$3.00, \$4.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$40.00, \$50.00, \$100, \$200, \$250, \$500, \$1,000 and \$20,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1009 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 46 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	828,000
\$1 x 3	\$3	30.00	276,000
\$1 + \$2	\$3	30.00	276,000
\$3	\$3	30.00	276,000
\$1 x 5	\$5	375.00	22,080
(\$1 x 3) + \$2	\$5	375.00	22,080
\$2 (GIFT) + \$1	\$5	375.00	22,080
\$1 (GIFT) + \$3	\$5	375.00	22,080
\$5	\$5	375.00	22,080
\$1 x 10	\$10	250.00	33,120
\$1 (GIFT) + \$4 (GIFT)	\$10	250.00	33,120
\$2 x 5	\$10	250.00	33,120
\$5 (GIFT)	\$10	250.00	33,120
\$10	\$10	250.00	33,120
(\$1 x 5) + (\$2 x 5)	\$15	750.00	11,040
(\$2 x 5) + \$5	\$15	750.00	11,040
\$5 + \$10	\$15	750.00	11,040
(\$1 x 5) + \$5 (GIFT)	\$15	750.00	11,040
\$15	\$15	750.00	11,040
\$3 x 10	\$30	600.00	13,800
\$5 (GIFT) + \$10 (GIFT)	\$30	600.00	13,800
\$10 x 3	\$30	600.00	13,800
\$15 (GIFT)	\$30	600.00	13,800
\$30	\$30	750.00	11,040
\$5 x 10	\$50	4,500.00	1,840
(\$5 x 4) + \$15 (GIFT)	\$50	3,000.00	2,760
(\$10 x 3) + \$20	\$50	4,500.00	1,840
\$25 (GIFT)	\$50	3,000.00	2,760
\$50	\$50	3,600.00	2,300
\$10 x 10	\$100	4,500.00	1,840
(\$10 x 5) + \$25 (GIFT)	\$100	4,500.00	1,840
\$20 x 5	\$100	4,500.00	1,840
\$50 (GIFT)	\$100	4,500.00	1,840
\$100	\$100	4,500.00	1,840
\$20 x 10	\$200	30,000.00	276
(\$20 x 5) + \$50 (GIFT)	\$200	30,000.00	276
\$40 x 5	\$200	30,000.00	276
\$100 (GIFT)	\$200	30,000.00	276
\$200	\$200	30,000.00	276
\$100 x 10	\$1,000	180,000.00	46
(\$100 x 5) + \$250 (GIFT)	\$1,000	180,000.00	46
(\$100 x 6) + \$200 (GIFT)	\$1,000	180,000.00	46

\$500 (GIFT)	\$1,000	180,000.00	46
\$1,000	\$1,000	180,000.00	46
\$20,000	\$20,000	517,500.00	16

(10) The estimated overall odds of winning some prize in Instant Game Number 1009 are 1 in 3.99. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1009, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a MOM'S A WINNER! lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for MOM'S A WINNER! lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History--New 3-19-09.

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 19, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-13
RULE TITLE: Instant Game Number 1010, PLATINUM PAYOUT

SUMMARY: This emergency rule describes Instant Game Number 1010, "PLATINUM PAYOUT," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-13 Instant Game Number 1010, PLATINUM PAYOUT.

(1) Name of Game. Instant Game Number 1010, "PLATINUM PAYOUT."

(2) Price. PLATINUM PAYOUT lottery tickets sell for \$2.00 per ticket.

(3) PLATINUM PAYOUT lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning PLATINUM PAYOUT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

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



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



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



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a "MOM'S A WINNER!" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to \$20. A ticket having a

"MOM'S A WINNER!" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to all ten prizes shown.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$40.00, \$100, \$200, \$1,000 and \$20,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1010 are as follows:

GAME PLAY	WIN	ESTIMATED	NUMBER OF
		ODDS OF	WINNERS IN 85 POOLS OF 180,000 TICKETS
\$2	\$2	10.71	1,428,000
\$1 x 4	\$4	50.00	306,000
(\$1 x 2) + \$2	\$4	75.00	204,000
\$2 x 2	\$4	50.00	306,000
\$4	\$4	50.00	306,000
\$1 x 5	\$5	375.00	40,800
(\$1 x 3) + \$2	\$5	375.00	40,800
(\$2 x 2) + \$1	\$5	375.00	40,800
\$1 + \$4	\$5	375.00	40,800
\$5	\$5	375.00	40,800
\$1 x 10	\$10	250.00	61,200
(MONEYBAG) \$1 x 10	\$10	250.00	61,200
\$2 x 5	\$10	250.00	61,200
\$5 x 2	\$10	250.00	61,200
\$10	\$10	250.00	61,200
\$2 x 10	\$20	750.00	20,400
(MONEYBAG) \$2 x 10	\$20	750.00	20,400
\$4 x 5	\$20	750.00	20,400
\$10 x 2	\$20	750.00	20,400
\$20 (BAR)	\$20	750.00	20,400
\$4 x 10	\$40	750.00	20,400
(MONEYBAG) \$5 x 8	\$40	750.00	20,400
\$10 x 4	\$40	750.00	20,400
(\$10 x 2) + \$20 (BAR)	\$40	750.00	20,400
\$40	\$40	750.00	20,400
\$10 x 10	\$100	3,600.00	4,250
(MONEYBAG) \$10 x 10	\$100	3,600.00	4,250
\$20 x 5	\$100	3,600.00	4,250
\$20 (BAR) + (\$40 x 2)	\$100	3,600.00	4,250
\$100	\$100	3,600.00	4,250
\$20 x 10	\$200	22,500.00	680
(MONEYBAG) \$20 x 10	\$200	30,000.00	510
(\$10 x 2) + \$20 (BAR) + (\$40 x 4)	\$200	22,500.00	680
\$100 x 2	\$200	30,000.00	510
\$200	\$200	30,000.00	510
\$100 x 10	\$1,000	90,000.00	170
(MONEYBAG) \$100 x 10	\$1,000	90,000.00	170
(\$100 x 6) + (\$200 x 2)	\$1,000	90,000.00	170
\$200 x 5	\$1,000	180,000.00	85
\$1,000	\$1,000	180,000.00	85
\$20,000	\$20,000	765,000.00	20

(10) The estimated overall odds of winning some prize in Instant Game Number 1010 are 1 in 4.65. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1010, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for PLATINUM PAYOUT lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 3-19-09.

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 19, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-14
 RULE TITLE: Billion Dollar Blockbuster Second Chance Drawing

SUMMARY: The Department of the Lottery will conduct a Billion Dollar Blockbuster Second Chance Drawing between March 21 and May 10, 2009, in which special prizes will be awarded.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-14 Billion Dollar Blockbuster Second Chance Drawing.

(1) Beginning Saturday, March 21, 2009 through Sunday, May 10, 2009, players can enter their non-winning Billion Dollar Blockbuster scratch-off ticket(s) in the “Over A Billion Reasons to Play” Second Chance Drawing on the Florida Lottery website to win a new 2010 Ford Mustang® V6 Convertible or \$50 in Florida Lottery coupons redeemable for Florida lottery tickets.

(2) To enter a non-winning Billion Dollar Blockbuster ticket into the “Over A Billion Reasons to Play” Second Chance Drawing, players must visit the Florida Lottery’s

website at www.flalottery.com, click on the "Over A Billion Reasons to Play" Second Chance icon and follow the directions to input their non-winning ticket number(s). The ticket number is a 24-digit number printed below the play instructions on the front of a Billion Dollar Blockbuster ticket. The odds of winning are dependent upon the number of entries received. Players may enter as many times as they wish during the contest period. However, each valid ticket number may only be used one time for one entry into the drawings. Entries received before 12:00 midnight ET on the night before a drawing will be included in the drawing. Each entry will be included in all drawings held subsequent to the date of entry and may win multiple prizes, except that an entry that is selected as a grand prize winner in a drawing will not be included in any subsequent drawings. Winning Billion Dollar Blockbuster tickets cannot be used for entry into a second chance drawing.

(3) Computerized drawings will be held on Monday, April 6, 13, 20 and 27, and May 4 and 11, 2009 to award a total of six (6) Ford Mustangs and 30,000 prizes of \$50 in Florida Lottery coupons. A total of 5,001 entries will be drawn during each second chance drawing. The first entry drawn will win a Ford Mustang V6 Convertible. The second through 5,001st entries drawn will win Florida Lottery coupons valued at \$50.00.

The results of each weekly drawing will be posted on the Lottery's website, www.flalottery.com, after 3:00 p.m. on the day of the draw. Vehicle winners will have 180 days from the applicable draw date to claim their prize. The Florida Lottery will attempt to notify prizewinners using contact information submitted on the player registration; however, the responsibility of claiming a prize remains with the player. The 2010 model year will be awarded if it is still in production at the time the Mustang prize is claimed; if not, the 2011 model year will be awarded. The right to claim a prize cannot be assigned to another person or entity.

The Florida Lottery coupon prize winners will be notified by email within approximately ten business days after the winning draw date and provided instructions on how to print the coupons from the Florida Lottery website. Florida Lottery coupons must be redeemed in person at a Florida Lottery retailer or District office by July 10, 2009. Coupons cannot be redeemed by mail.

(4) Procedures for Claiming a Ford Vehicle Prize.

(a) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met. To claim a Ford Mustang prize, the player must submit to the Lottery the original valid non-winning Billion Dollar Blockbuster ticket bearing the entry number selected in the drawing. Without such ticket, the player will forfeit his or her right to claim a prize. Winners must submit the valid entry ticket along with a completed Winner Claim Form DOL 173-2, or Spanish Winner Claim Form DOL 173-2S, as referenced in Rule 53ER08-89, and a notarized Florida Lottery Release and

Authorization Form DOL-474, revised 10/08, which is herein incorporated by reference and may be obtained from the Florida Lottery, Claims Processing, 250 Marriott Drive, Tallahassee, Florida 32399-9939.

(b) Upon the Lottery's receipt of the winner's executed Florida Lottery Release and Authorization Form, the Florida Lottery will notify the fulfillment company, which will arrange for delivery of the vehicle to the designated authorized Ford dealership from which the winner will take possession of his or her vehicle prize. The designated dealership will be as near to the winner's place of residence as is practicable. The winner must present proof of a valid driver's license and proof of vehicle insurance as required by the laws of the state in which the vehicle is delivered, which in Florida are Chapters 322 and 320, Florida Statutes, respectively. If the winner is unable to provide proof of a valid driver's license, the vehicle must be removed by trailer or similar transport equipment provided by the winner or driven by a person who is able to provide proof of a valid driver's license. The winner must take possession of the vehicle within thirty (30) days of receipt of notification that it is ready for pick up at the designated dealership. If the winner fails to take possession of the vehicle within thirty (30) days of pickup notification, unless prior alternate arrangements have been made, the vehicle prize will be forfeited and no cash prize will be substituted. The cost of travel to take possession of a vehicle prize shall be the responsibility of the prizewinner.

(c) Any warranties and guarantees on the vehicles are those of the manufacturer only.

(5) Florida sales tax and transfer fees on the vehicles will be paid by the Florida Lottery, as well as federal income tax withholding for the value of the prize vehicles. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(6) A nonresident alien who is selected as a vehicle winner will be awarded the cash value of \$38,000 in lieu of the vehicle. Federal income taxes will be withheld from the prize amount at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien.

(7) A cash option of \$38,000 is available to winners in lieu of a vehicle. Federal income tax withholding will be deducted from the cash prize. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(8) If the winner of a Ford vehicle is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in lieu of award of the prize. If the debt of a Ford vehicle winner is an amount less than the cash option value of \$38,000, the winner shall receive the excess cash value once applicable federal withholding tax has been deducted and the debt has been satisfied. If the debt is an amount greater than \$38,000, the entire cash value of the

prize remaining after deduction of applicable federal withholding tax will be applied toward the outstanding debt as provided in Section 24.115, Florida Statutes.

(9) The Florida Lottery reserves the right to award a cash prize of \$38,000 in lieu of a vehicle if, for reasons beyond the control of the Lottery, a vehicle is not available for award to a player electing to receive such prize. Federal income tax withholding will be deducted from a cash prize awarded under this provision. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(10) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes will be paid in accordance with the rules of the Florida Lottery governing payment of prizes. A copy of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(11) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(12) A player entering into the "Over A Billion Reasons to Play" Second Chance Drawing is deemed to have granted permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(13) The "Over A Billion Reasons to Play" Second Chance Drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 3-19-09.

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 19, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:

53ER09-15 Retailer Accountability

SUMMARY: This emergency rule sets forth the provisions relating to lottery ticket accountability and financial accountability by retailers.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-15 Retailer Accountability.

(1) Ticket Accountability.

(a) Each retailer shall be accountable for all instant tickets received, all on-line tickets generated and all funds received by the retailer.

(b) Retailers shall receive books of tickets for sale on a consignment basis in accordance with the Lottery's inventory management system.

(c) Each retailer is liable to the Lottery for any and all tickets accepted or generated by any employee or representative of that retailer, less cancelled on-line tickets and tickets returned for adjustment credit in accordance with subsection (1)(d) or (e) below. Scratch-off tickets shall be deemed to have been purchased by the retailer unless returned to the Lottery by the official end of game date.

(d) On-line tickets may be returned to the Lottery for adjustment credit under the following circumstances:

1. The ticket did not print and the transaction is marked with an asterisk (*) on the Transaction History Report; or

2. The ticket misprints or is miscut and the dollar amount is visible, provided the Transaction History Report or ticket is mailed to the Lottery within thirty (30) days of the transaction date.

(e) To receive adjustment credit under the following circumstances, the retailer must contact the Lottery within two (2) hours of the sale, before the game closes for the next available draw or before the end of the gaming day, whichever occurs first:

1. The ticket did not print and the transaction is NOT marked with an asterisk (*) on the Transaction History Report;

2. The ticket misprints or is miscut and the dollar amount is NOT visible; or

3. The ticket cannot be canceled by the terminal but nothing appears to be wrong with the ticket.

The retailer also must mail the Transaction History Report or ticket to the Lottery within thirty (30) days of the transaction date.

(f) The Lottery will approve adjustment credit requests submitted outside the reporting window for ticket transactions that occur during a documented system failure that impacts network communications and that is outside the retailer's control.

(g) Tickets submitted to the Florida Lottery for adjustment credit shall become the property of the Florida Lottery and shall not be returned to the retailer.

(h) Books of tickets received by a retailer on consignment shall be settled for payment by one of the following three methods:

1. Settlement by the retailer;

2. Automatic settlement by the Lottery ninety (90) days after a book has been activated for sale or after 90 percent (90%) of low-tier prizes have been redeemed, whichever occurs first, except as set forth in paragraph (2)(g) below; or

3. Settlement of books no longer in the retailer's onsite inventory by a Lottery representative during inventory management.

(i) A complete inventory of scratch-off ticket stock will be conducted by a Lottery representative at least once per quarter. During such inventory, books in "received" status that are not physically present at the retail location will be reported as missing and the retailer will be charged fifty percent (50%) of the value of the book, less sales commission. Books in "active" status that are not physically present at the location will be settled.

(2) Financial Accountability.

(a) Each retailer shall maintain a commercial checking bank account for all amounts collected from ticket sales until such amounts have been collected by the Lottery. All amounts received by each retailer from the operation of the Lottery, less the amount retained as compensation for the sale of tickets and the amount paid out as prizes, shall be held in a bank account prior to collection by the Lottery on the designated day of collection.

(b) The amount owed by a retailer to the Lottery will be electronically transferred from the retailer's bank account to the Lottery on a designated day each week. If the transfer is unsuccessful due to insufficient funds, a second attempt will automatically be made.

(c) A retailer is authorized to use its business commercial operating bank account or a separate commercial bank account for lottery purposes.

(d) A retailer shall notify the Lottery of a change in its bank account at least fifteen (15) days in advance of such change becoming effective.

(e) A retailer shall maintain its bank account for thirty (30) days after the termination date of its retailer contract.

(f) Each retailer shall complete and return to the Lottery at the time of application or in advance of a bank account change form DOL-103, Electronic Fund Transfer Authorization, revised 6/08. Form DOL-103 is incorporated herein by reference and may be obtained by writing to the Florida Lottery, Retailer Contracting, 250 Marriott Drive, Tallahassee, Florida 32399-4001. The form authorizes the Lottery to debit or credit the retailer's bank account through electronic funds transfers.

(g) The following procedures apply to Electronic Funds Transfer (EFT) delinquencies:

1. For purposes of this rule, an Electronic Funds Transfer delinquency is defined as an unsuccessful attempt to electronically transfer funds from a retailer's bank account to the Lottery in payment of the retailer's weekly settlement

activity. If both the first and second weekly attempts to transfer funds fail, the failures together shall count as only one delinquency.

2. For all delinquencies that occur in a twelve-month period, the retailer's ability to sell on-line lottery tickets and order instant tickets shall be suspended.

3. For a first or second delinquency in a twelve-month period, the retailer shall be required to pay the delinquency in full plus applicable service charges prior to reactivation of its ability to sell on-line lottery tickets and order instant tickets. Upon the occurrence of a second delinquency, the automatic book settlement period established in paragraph (1)(h) above will be shortened to sixty (60) days for a minimum of six (6) months. The retailer's collection activity will be reviewed during the first January or July occurring after the expiration of six months from the date of delinquency. If the retailer has incurred no additional delinquencies during that time, the automatic book settlement period will be returned to ninety (90) days. If the retailer incurs additional delinquencies while in the 60 day settlement period and the retailer's contract is not terminated, the 60-day book settlement period will remain in effect, and the retailer's account will be reviewed at the next scheduled review period.

4. For a third delinquency in a twelve-month period, the retailer shall be required to pay the delinquency in full plus applicable service charges and post a certificate of deposit or performance bond with the Florida Lottery prior to reactivation of its ability to sell on-line lottery tickets and order instant tickets. The amount of the security shall not exceed twice the retailer's average weekly ticket sales as determined by the Lottery.

5. For a fourth delinquency in a twelve-month period, a review of the retailer account will be performed by the Lottery to determine if the retailer's contract will be terminated. In making its determination, the Lottery will review factors such as the retailer's Lottery accounts receivable transactions and Lottery sales history. If the retailer contract is not terminated and the amount of the retailer's posted security is less than the statutorily authorized maximum of twice the retailer's average weekly ticket sales, the Lottery will increase the amount of the required security to the maximum amount.

6. The Lottery is authorized to terminate a retailer's contract prior to a fourth delinquency in a twelve-month period if the Lottery determines that such action is necessary in order to protect the state's financial interests.

7. For purposes of calculating the number of delinquencies occurring in a twelve-month period, an unsuccessful transfer on the first weekly attempt will not be counted as a separate delinquency if the transfer on the second weekly attempt is successful.

8. For each delinquency, the retailer shall be assessed a non-refundable service charge of fifteen dollars per incident or five percent of the amount due per incident, whichever is

greater, up to a maximum of one hundred-fifty dollars. The Lottery will assess only one service fee to retailer chain accounts that use the same bank account for all stores. The assessed fee shall be five percent of the total amount due for all locations up to a maximum of one hundred-fifty dollars. Payment of the delinquent settlement amount and any applicable service charges is due immediately from the retailer and prior to on-line sales and the ability to order instant tickets being reinstated.

9. An unsuccessful transfer on the first weekly attempt will not result in assessment of a service charge if the second weekly attempt is successful. Only one service charge will be assessed if both the first and second attempts are unsuccessful.

10. If the Lottery determines that it is in its best financial interest, taking into consideration factors such as the amount of the delinquency and the length of time the delinquency and/or service charges are outstanding, the Lottery district office will be instructed to settle the sold instant tickets and pick up any remaining instant ticket inventory. A retailer's access to computerized Lottery transactions will be limited to redeeming winning tickets and printing reports until Lottery Headquarters has received notification of payment in full.

11. To satisfy an EFT delinquency, the retailer may:

a. Deposit a Cashier's check or money order made payable to the Florida Lottery into a specified Lottery bank account;

b. Wire transfer the funds into a specified Lottery bank account; or

c. Deliver a Cashier's check or money order to a Lottery office.

12. The Lottery will accept a prepayment for the settlement amount if the prepayment is received by the Lottery prior to 5:00 p.m., Eastern Time, on the day before the EFT would normally occur. A service charge will not be applied to the first three (3) prepayments made by a retailer in a twelve-month period, nor will the first three (3) prepayments be counted as a delinquency against the retailer; however, retailers who make more than three (3) prepayments in a twelve-month period will be assessed a service charge as described in subparagraph (2)(g)8. above for each additional prepayment. The Lottery will waive the service charge upon a showing of good cause by a retailer, e.g., the circumstances necessitating prepayment are attributable to the retailer's bank or to the Lottery. Failure by the Lottery to impose a service charge does not constitute a waiver of its right to impose a service charge for any subsequent prepayment.

13. The Lottery will actively pursue collection of all delinquencies that are not paid through the process described above.

(3) This emergency rule shall become effective on April 1, 2009.

Rulemaking Authority 24.109(1), 24.112(1) FS. Law Implemented 24.112(1), (11), 24.114 FS. History—New 4-1-09, Replaces 53ER08-78.

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: April 1, 2009

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."

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 March 18, 2009, the South Florida Water Management District (District), received a petition for waiver from the Miami-Dade Water and Sewer Department, Application No. 09-0115-1, for utilization of Works or Lands of the District known as the C-1 and C-1W Canals, for installation of a 42" reclaimed water main. The portion proposed within the C-1 right of way runs from Old Cutler Road to S. W. 97th Avenue (approx. 1.5 miles). The portion proposed within the C-1W right of way runs from S. W. 127th Avenue to the Homestead Extension of the Florida Turnpike (approx. 2.25 miles); Sections 12, 7, 8, 17, & 20, Township 56 South, Range 39 and 40 East, Miami-Dade County. The Petition seeks relief from paragraph 40E-6.221(2)(j), Florida Administrative Code, which prohibits the placement of parallel run transmission lines 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: 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 13, 2009, the South Florida Water Management District (District), received a petition for waiver from Canal Investments, Inc., Application

No. 09-0213-1, for utilization of Works or Lands of the District known as the C-4 (Tamiami) Canal, for the proposed installation of a cross-fence with vehicular access gate at the east property line extended and to allow an existing asphalt parking area accommodating 6 parking spaces with bollards, buried electrical service with lighting, and a portion of an exfiltration trench to remain within the north right of way of the C-4 Canal, adjacent to 10690 S.W. 7th Terrace; Section 5, Township 54 South, Range 40 East, Miami-Dade County. The petition seeks relief from subsections 40E-6.011(4) and (6), and paragraphs 40E-6.221(2)(a) and (j), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground encroachments within 40-feet of the top of the canal bank and within the District's designated equipment staging areas at all bridges and pile-supported utility crossings as well as the placement of retention/detention facilities and use of motor vehicles (parking) 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: 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 20, 2009, the Agency for Workforce Innovation, received a petition for Variance from subsection 60BB-4.210(1), Florida Administrative Code, from: Early Learning Coalition of Duval, 6850 Belfort Oaks Place, Suite 102, Jacksonville, Florida 32216.

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 23, 2009, the Agency for Workforce Innovation, received a petition for Temporary Waiver of Rule 60BB-8.201, Florida Administrative Code, from the Early Learning Coalition of Pasco and Hernandez Counties, Inc., 15506 County Line Road, Suite 103, Spring Hill, Florida 34610.

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 19, 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 Putnam and St. Johns Counties, Inc., 200 Reid Street, Suite 2, Palatka, Florida 32177.

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 18, 2009, the Agency for Workforce Innovation, received a petition for Temporary Waiver of Rule 60BB-8.201, 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, MSC 140, Tallahassee, Florida 32399.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on March 18, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

That order denied an emergency variance request from Lynnette Sharp on behalf of the Stovall Condominium (License Numbers 57210 and 57212). The petition was denied as the petitioner did not present any hardship or explain how the intent of the rule would otherwise be met (VW2009-021).

A copy of the Order 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 6, 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 Chad VonTilburg on behalf of Schooner Bay Condominium in Fort Myers, FL (VW 2009-040).

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 6, 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 Chad VonTilburg on behalf of North Shore Place #2 in North Fort Myers, FL (VW 2009-041).

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 13, 2009, the the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from A17.3, 1996 from Willis Birch of Villa Dora Condominium in Mount Dora, FL (VW 2009-042).

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 16, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from A17.3, 1996 from Pamela J. Hummell of Surgical Group of Orlando, FL (VW 2009-043).

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 16, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from unknown rules from David Kirk on behalf of Venice Costa Brava Condominium in Sarasota, FL (VW 2009-044).

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 16, 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 Jan Konigsberg of The Atrium in Tampa, FL (VW 2009-045).

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 6, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

That order granted a temporary variance from Rules 2.7.4, 3.11.1 and 3.11.3, A17.3, 1996 which require restricted opening of doors, two-way communication from the car from within the building and Fire Fighter Service Phase 1 and 2. The order was issued to Jaman Brundage of First Baptist Church of Daytona Beach and gave the petitioner until December 31, 2011 to meet the codes. The petition was granted due to the

economic hardship correcting the violations would create on the church which is experiencing increased demand for aid from it's members while suffering from a shortfall on revenues. A copy of the Order 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 11, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Coney Island Express located in Orange City. The above referenced F.A.C. addresses the service of open, bulk food from an open-air Mobile Food Dispensing Vehicle. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@DBPR.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on March 16, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an EMERGENCY Variance for subsection 61C-4.010(7) and 61C-4.010(6), Florida Administrative Code, and Section 6-402.11, 2001 FDA Food Code from Pannina Pizza Bakery located in Hollywood. The above referenced F.A.C. addresses the requirement that toilet rooms shall be conveniently located and accessible to customers during all hours of operation. They are requesting a variance to share an adjacent establishment's bathroom facilities for the public.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@DBPR.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on March 16, 2009, the Board of Accountancy, received a petition for Evan Paul Serchay, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that 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 date for the first test section(s) passed.

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."

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on March 20, 2009, the Florida Department of Health, Division of Emergency Medical Operations, Bureau of Emergency Medical Services (EMS) has issued an order.

A petition was filed by Sean Hessel with the Department of Health on January 15, 2009, and published in the Florida Administrative Weekly on January 30, 2009, requesting a waiver from paragraph 64J-1.010(3)(d), Florida Administrative Code, which requires that a paramedic whose certificate has been on inactive status for more than one year to pass the paramedic certification examination.

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

- (a) Petitioner has demonstrated that the purpose of the underlying statute has been achieved as he never meant to put his license in an inactive status, but has continued working as a paramedic and completed all of his required training.
- (b) A substantial economic hardship would be placed upon Petitioner as he would be unable to continue his current employment.
- (c) Principles of fairness would be violated should Petitioner be required to adhere to the current rule as he was not given proper notice of his inactive status or given an opportunity to correct his mistake before the one year deadline.

Wherefore, based on the Findings of Fact and Conclusions of Law, the petition for waiver has been granted and allows Sean Hessel to renew his paramedic license without requiring he pass the paramedic certification exam for the 2008-2010 biennium.

A copy of the Order may be obtained by contacting: Lisa Walker, Government Analyst II, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin C18, Tallahassee, FL 32399, Lisa_Walker2@doh.state.fl.us or (850)245-4440, ext. 2733.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on March 23, 2009, the Florida Housing Finance Corporation, received a petition for Waiver from Dixie Court Associates, LTD, ("Petition"). The Petition is seeking a waiver of the requirement that a bathroom with shower be provided in at least 90% of the units in the Petitioner's Development known as Dixie Court Apartments.

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 at: 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.

NOTICE IS HEREBY GIVEN THAT on March 24, 2009, the Florida Housing Finance Corporation, received a petition for Variance of paragraphs 67-48.004(1)(a) and 67-48.027(2)(m), Florida Administrative Code (2008), ("Petition"). The Petition is seeking a variance of paragraphs 67-48.004(1)(a) and 67-48.027(2)(m), Florida Administrative Code (2008), relating to the filing of an application for Non-Competitive Housing Credits in connection with an allocation of tax exempt bond financing, and the imposition of certain requirements contained within such application.

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 at: 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.

NOTICE IS HEREBY GIVEN THAT on March 24, 2009, the Florida Housing Finance Corporation, received a petition for Waiver or Variance of the Qualified Allocation Plan's Requirement for Returning Housing Credit Allocation and for an Immediate Allocation of 2009 Housing Tax Credits from Pana Villa Redevelopment, LTD, ("Petition"). The Petition is seeking a waiver or variance of the Qualified Allocation Plan's requirement that applicants wait until the last calendar quarter

of the year in which the applicant is required to place its project in service to return a housing credit allocation and for an immediate allocation of 2009 Housing Tax Credits.

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

DEPARTMENT OF STATE

The **Friends of Mission San Luis, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: April 13, 2009, 11:00 a.m.

PLACE: Mission San Luis Archaeological Lab, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Committee will be discussing upcoming events and VIP tours, as well as the new visitor center and other Friends business.

A copy of the agenda may be obtained by contacting: Jessica Shiver at (850)487-1666 or email: jbshiver@dos.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 48 hours before the workshop/meeting by contacting: Jessica Shiver. 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: Jessica Shiver at (850)487-1666 or email: jbshiver@dos.state.fl.us.

DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 8, 2009, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: April 9, 2009, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance/Budget Committee.

DATE AND TIME: April 14, 2009, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards and Recognition Task Force.

DATE AND TIME: April 14, 2009, 3:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bylaws Committee.

DATE AND TIME: April 15, 2009, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

DATE AND TIME: April 15, 2009, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Committee.

DATE AND TIME: April 16, 2009, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: April 22, 2009, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Committee.

DATE AND TIME: April 23, 2009, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Full Commission Meeting.

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 3 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.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Subcommittee on Managed Marshes** announces a public meeting to which all persons are invited.

DATE AND TIMES: April 23, 2009, 9:30 a.m., Field Trip to South Brevard Marshes; 2:00 p.m., Quarterly Business Meeting

PLACE: Barrier Island Sanctuary Management and Education Center, 8385 South A1A, Melbourne Beach, Florida 32951, (321)723-3556

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the quarterly field trip and business meeting of the committee.

A copy of the agenda may be obtained by contacting: Mr. Doug Carlson, Chairman at (772)562-2393 or email: dcarlson1@hotmail.com.

The **Division of Forestry** announces a public meeting to which all persons are invited.

DATE AND TIME: April 14, 2009, 5:30 p.m.

PLACE: Doyle Conner Building, First Floor, Eyster Auditorium, 3125 Conner Blvd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public input into the Woody Biomass Economic Study to be conducted by the Department of Agriculture and Consumer Services in conjunction with the Department of Environmental Protection.

A copy of the agenda may be obtained by contacting: Jarek Nowak, Forest Utilization Specialist at (850)414-9936 or email: nowakj@doacs.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: Jarek Nowak, Forest Utilization Specialist at (850)414-9936 or email: nowakj@doacs.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).

For more information, you may contact: Jarek Nowak, Forest Utilization Specialist at (850)414-9936 or email: nowakj@doacs.state.fl.us.

DEPARTMENT OF EDUCATION

The **Florida Rehabilitation Council for the Blind** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 16, 2009, 8:30 a.m. – 12:30 p.m.; April 17, 2009, 8:30 a.m. – 2:00 p.m.

PLACE: Embassy Suites, 513 S. Florida Ave., Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly business meeting of the Florida Rehab Council for the Blind.

A copy of the agenda may be obtained by contacting: Phyllis Dill, AAI, Division of Blind Services, 14 W. Jordan Street, 1M, Pensacola, FL 32501, (850)595-5282.

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 Blind Services, 415 S. Armenia Avenue, Tampa, FL 33609, (813)871-7190, 1(800)757-7190. 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: Phyllis Dill, at the above address and phone number or email: phyllis.dill@dbs.fldoe.org.

The **Florida Rehabilitation Council or the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: April 16, 2009, 4:00 p.m. – 6:00 p.m.

PLACE: Embassy Suites, 513 Florida Avenue, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a Public Forum for consumer input on the effectiveness of services provided by the Florida Division of Blind Services in assisting individuals with visual impairments achieving employment and independence under Title I of the Rehab Act.

This is an open meeting with no agenda.

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 Blind Services, 415 S. Armenia Avenue, Tampa, FL 33609, (813)871-7190, 1(800)757-7190. 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: Phyllis Dill, AAII, Division of Blind Services, 14 W. Jordan Street, M1, Pensacola, FL 32501, (850)595-5282, email: phyllis.dill@dbs.fl DOE.org.

The **Florida Education Foundation** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 17, 2009, 9:00 a.m. – 10:30 a.m. or upon adjournment

PLACE: Conference Call: 1(888)808-6959, Pass Code: 2459671

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Foundation issues including, but not limited to: Approval of minutes from February 18, 2009, meeting; Commissioner's report; program updates; financial report; executive director's report; partnership proposals; and general discussion of Foundation.

A copy of the agenda may be obtained by contacting: Jenna Vetre at (850)245-9671.

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: Jenna Vetre at (850)245-9671. 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: Foundation office at (850)245-9671.

The **Charter School Appeal Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: April 17, 2009, 10:30 a.m.

PLACE: 325 West Gaines Street, Conference Room 1703/07, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Charter School Appeal Commission Hearing will be hearing the Application Denial of Padah's Academy vs. Hillsborough County School Board and the charter termination of Excel Academy Inc., Charter School vs. Miami Dade County School Board; Excel Academy Inc., Charter Middle School vs. Miami Dade County School Board.

A copy of the agenda may be obtained by contacting: Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502.

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 1 day before the workshop/meeting by contacting: Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502. 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 Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502.

The **Center for Urban Transportation Research** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 29, 2009, 1:30 p.m. – 4:00 p.m.

PLACE: CUTR Building, University of South Florida, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the CUTR Advisory Board.

A copy of the agenda may be obtained by contacting: Carol Erickson at (813)974-3120.

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: Friday, April 24, 2009, 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.

A copy of the agenda may be obtained by contacting: L. Daniel Hutto, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799, (904)827-2200.

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: L. Daniel Hutto, at the afore mentioned address. 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, President, Florida School for the Deaf and the Blind.

DEPARTMENT OF LAW ENFORCEMENT

The Administered by the **Commission on Accreditation for Law Enforcement Agencies, Inc.** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, April 20, 2009, 1:00 p.m. – 4:00 p.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308. As a part of the on-site assessment, agency employees and members of the community are invited to offer comments by calling: 1(877)430-2532. Comments will be taken by the Assessment Team. TELEPHONE COMMENTS: Telephone comments are limited to 10 minutes and must address the agency's ability to comply with CALEA's standards. COPY OF STANDARDS: A copy of the standards is available through FDLE's Public Information Office in Tallahassee at (850)410-7001.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Law Enforcement is scheduled for an on-site assessment as part of a program to achieve accreditation by verifying it meets professional standards. Administered by the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA), the accreditation program requires agencies to comply with state-of-the-art standards in four basic areas: policy and procedures, administration, operations, and support services.

WRITTEN COMMENTS: Anyone wishing to submit written comments about the Florida Department of Law Enforcement's ability to meet the standards of accreditation may send them to: Commission on Accreditation for Law Enforcement, Inc. (CALEA), 10302 Eaton Place, Suite 100, Fairfax, Virginia 22030-2215 or www.calea.org.

A copy of the agenda may be obtained by contacting: Dean Register at (850)410-7244 or at deanregister@fdle.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: Dean Register at (850)410-7244 or email: deanregister@fdle.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).

For more information, you may contact: Dean Register at (850)410-7244 or email: deanregister@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."

STATE BOARD OF ADMINISTRATION

The **Florida Hurricane Catastrophe Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: April 14, 2009, 9:00 a.m. (ET)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Trustees of the State Board of Administration to authorize the Florida Hurricane Catastrophe Fund (the Fund) to take the following actions: to purchase financial product(s) in order to enhance the ability of the Fund to respond to losses for the 2009/2010 reimbursement contract year; to file a Notice of Proposed Rulemaking for adoption, if no member of the public requests a rule hearing, for Rules 19-8.029, F.A.C., Insurer Reporting Requirements, and 19-8.030, F.A.C., Insurer Responsibilities; and to file Rule 19-8.028, F.A.C., Reimbursement Premium Formula, for Notice of Proposed Rulemaking. In addition, the Trustees may address other general business. The rules showing the proposed amendments and the incorporated forms are available on the Florida Hurricane Catastrophe Fund website: www.sbafla.com/fhcf.

A copy of the agenda may be obtained by contacting: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1341.

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: Tracy Allen at the address 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).

DEPARTMENT OF CITRUS

The Florida **Department of Citrus**, Long-Range Planning Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 15, 2009, 1:30 p.m.

PLACE: Florida's Natural Grove House, 20160 Highway 27, Lake Wales, FL 33853

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will focus on objectives for the three Key Strategic Initiatives (KSIs): Marketing, Strategic Partnerships, and Governance and Leadership.

A copy of the agenda may be obtained by contacting: Bob Norberg 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: Dianne Screws 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: Bob Norberg at (863)499-2500.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: *April 20, 2009, 9:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website: <http://www.psc.state.fl.us/agendas/internalaffairs/>.

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: April 21, 2009, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

A copy of the agenda may be obtained by any person who requests a copy and pays the reasonable cost of the copy (\$1.00, see Copying Charges for Commission Records), by contacting: Office of Commission Clerk at (850)413-6770 or writing: Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

The agenda and recommendations are also accessible on the PSC Website: <http://www.floridapsc.com> at no charge.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based. In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Telecommunications Access System Act (TASA) Advisory Committee to the Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 24, 2009, 1:30 p.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 040763-TP – Request for submission of proposals for relay service, beginning in June 2005, for the hearing and speech impaired, and other implementation matters in compliance with the Florida Telecommunications Access System Act of 1991. The purpose of this committee meeting is to discuss current relevant issues related to relay such as Service Quality, current call volumes, CapTel PSAs and other TRS updates.

If a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice. Notice of cancellation 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: Office of the General Counsel at (850)413-6199.

A copy of the agenda may be obtained by contacting: Lee Eng Tan at (850)413-6185.

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 meeting by contacting: Office of the 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: Lee Eng Tan, Office of General Counsel, 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 or at (850)413-6185.

The Florida **Public Service Commission** announces a public meeting in the following docket to which all persons are invited.

TITLE: Docket Number 080353-WU

DATE AND TIME: Wednesday, April 29, 2009, 6:00 p.m.

PLACE: Lake Placid High School, 202 Green Dragon Drive, Lake Placid, FL 33852

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to give customers and other interested persons an opportunity to offer comments to Commission staff regarding the quality of service the Utility provides, the proposed rate increase and to ask questions. Staff members will summarize Placid Lakes' proposed filing and answer questions to the extent possible. A representative from the Utility has also been invited to respond to questions.

At the beginning of the meeting, procedures will be established for the order of comments. Commission staff will have sign-up sheets, and customers will be called to speak in the order that they sign-up. Staff will be available to coordinate customers' comments and to assist members of the public.

Any person who wishes to comment or provide information to staff may do so at the meetings, orally or in writing. Written comments may also be sent to the Commission at the address given at the end of this notice. Your letter will be placed in the correspondence file of this docket. You may also submit comments through the Commission's toll-free facsimile line at 1(800)511-0809.

Emergency Cancellation of Customer Meeting: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting 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: Office of the General Counsel at (850)413-6199.

Any person requiring some accommodation at this meeting because of a physical impairment is asked to advise the agency at least 48 hours before the meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard,

Tallahassee, Florida 32399-0850, (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: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Florida Faith-based and Community Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 15, 2009, 10:00 a.m. – 2:00 p.m.

PLACE: OTTED Conference Room, The Capitol, 19th Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Council business.

A copy of the agenda may be obtained by contacting: Frances Rhodes at (850)410-0696.

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. 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: Frances Rhodes at (850)410-0696.

The **Governor's Commission on Volunteerism and Community Service** (Volunteer Florida) announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, April 21, 2009, 8:00 a.m. through Wednesday, April 22, 2009, 5:00 p.m.

PLACE: The Marriott at Hutchinson Island, 555 N. E. Ocean Blvd., Hutchinson Island, Stuart, FL 34996

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)921-5172 or email: 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 at (850)921-5172 or email: 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)921-5172 or email: kristin@volunteerflorida.org.

REGIONAL PLANNING COUNCILS

The **District 5 Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIMES: Training Subcommittee, Wednesday, April 15, 2009, 9:30 a.m.; Local Emergency Planning Committee, 10:30 a.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chairman report, Committee updates, and other organizational matters regarding the committees.

A copy of the agenda may be obtained by contacting: Michael Arnold at (352)732-1315, ext. 228.

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 **Withlacoochee Regional Planning Council**, Executive Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 16, 2009, 6:15 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Director Contract.

A copy of the agenda may be obtained by contacting: 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.

The **Withlacoochee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 16, 2009, 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.

A copy of the agenda may be obtained by contacting: 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.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 6, 2009, 9:00 a.m.

PLACE: 631 N. Wymore Road, Suite 100, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular monthly meeting of the ECFRPC Executive Committee meets to review the upcoming Council agenda.

A copy of the agenda may be obtained by contacting: Ruth Little at (407)623-1075 or by email: rlittle@ecfrpc.org.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 15, 2009, 10:00 a.m.

PLACE: 631 N. Wymore Road, Suite 100, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular monthly meeting of the ECFRPC.

A copy of the agenda may be obtained by contacting: Ruth Little at (407)623-1075 or by email: rlittle@ecfrpc.org. The agenda is also available on the Web: www.ecfrpc.org.

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: April 8, 2009, 9:30 a.m.

PLACE: Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: Environment and Natural Resources Task Force Meeting of the Heartland 2060 Regional Visioning Committee.

A copy of the agenda may be obtained by contacting: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

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: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: April 22, 2009, 9:30 a.m.

PLACE: Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: Education, Workforce and Economic Development Task Force Meeting of the Heartland 2060 Regional Visioning Committee. A copy of the agenda may be obtained by contacting: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

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: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

The **Southwest Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 16, 2009, 8:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 2nd Floor, Meeting Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting is being held to discuss economic opportunities in Glades County with regards to land and waterways.

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).

For more information, you may contact: Ms. Nichole Gwinnett at (239)338-2550, ext. 232 or email: ngwinnett@swfrpc.org.

The **Southwest Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 16, 2009, 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 board meeting of the Southwest Florida Regional Planning Council to review, discuss and approve various issues affecting Southwest Florida.

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: Ms. 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: www.swfrpc.org.

The **Southwest Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 16, 2009, 11:30 a.m. or immediately following the Council 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 SWFRPC West Coast Watersheds Subcommittee kick-off meeting for their implementation strategy stage.

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 or www.swfrpc.org.

NOTICE OF CHANGE – The **Regional Business Alliance** announces two public meetings to which all persons are invited.

Meeting # 1

NEW DATE AND TIME: Wednesday, April 8, 2009, 2:00 p.m. – 4:00 p.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Business Meeting (including possible discussions regarding mass transit funding).

Meeting # 2

DATE AND TIME: Wednesday, April 22, 2009, 2:00 p.m. – 3:00 p.m.

PLACE: South Florida Regional Business Alliance, Conference Call Line. Dialing Instructions for participation: Please call Isabel Cosio Carballo at (954)985-4416 for the Conference Call Password if you wish to participate. Conference Call: 1(866)266-3378, Enter Conference ID: 9545660217 plus #, Enter password and #, Then say your name and enter #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Executive Committee conference call to discuss regional issues including mass transit and transportation funding.

A copy of the meeting agendas may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416.

The South Florida Regional Business Alliance is comprised of business leaders from Miami-Dade, Broward, and Palm Beach counties, including members of the South Florida Regional Transportation Authority.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council at (954)967-4152, ext. 40 (TDD), if you require additional information regarding the meeting above. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416 at least five calendar days prior to the meeting.

The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: April 9, 2009, 2:00 p.m. – 5:00 p.m.

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 the Comprehensive Economic Development Strategy Committee.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

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. 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 **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: April 17, 2009, 9:30 a.m.

PLACE: Indian River State College, Chastain Campus, Wolf Technology Center, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the monthly meeting of the Council.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

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. 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 **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: April 17, 2009, Immediately following the regular Council meeting

PLACE: Indian River State College, Chastain Campus, Wolf Technology Center, 2400 S. E. Salerno Road, Stuart, FL 34997

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.

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).

WATER MANAGEMENT DISTRICTS

The **Southwest Florida Water Management District**, Industrial Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 14, 2009, 9:00 a.m.

PLACE: Tampa Service Office, 7601 Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a regularly scheduled meeting of the Industrial Advisory Committee to discuss committee business and issues. A copy of the agenda may be obtained by contacting: SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, or 1(800)423-1476 (FL Only), or (352)796-7211, ext. 4402.

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: District's Human Resources Manager at 1(800)423-1476, ext. 4702, TDD (FL Only) 1(800)231-6103, or email: ADACoordinator@swfwmd.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).

For more information, you may contact: Teri Hudson at (352)796-7211 or 1(800)423-1476, ext. 4402.

The **Southwest Florida Water Management District**, Public Supply Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 14, 2009, 1:00 p.m.

PLACE: Tampa Service Office, 7601 Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a regularly scheduled meeting of the Public Supply Advisory Committee to discuss committee business and issues. A copy of the agenda may be obtained by contacting: SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, or 1(800)423-1476 (FL Only), or (352)796-7211, ext. 4402.

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: District's Human Resources Manager at 1(800)423-1476, ext. 4702; TDD (FL Only) 1(800)231-6103, or email: ADACoordinator@swfwmd.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).

For more information, you may contact: Teri Hudson at 1(800)423-1476 or (352)796-7211, ext. 4402.

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 15, 2009, 9:00 a.m.

PLACE: SWFWMD Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL 34240

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Manasota Basin Board Meeting: Consideration of Basin business including Basin Board review of Cooperative Funding proposals and associated budgetary implications for fiscal year (FY) 2010, and the amendment of the Manasota Basin current FY 2009 budget to:

- Remove \$2 million in funding from the State's Water Management Lands Trust Fund (WMLTF) that had been allocated for an education center to be located within the Basin; and

- Reallocate revenue from the WMLTF to implement projects in the SWFWMD Surface Water Improvement and Management (SWIM) Program. The SWIM projects within this Basin include the Coastal Basin Beach Road Implementation of BMPs project for \$121,875; Sarasota Bay Water Quality Management Plan project for \$75,000; Little Sarasota Bay Water Quality Management Plan project for \$75,000; Sarasota Bay Habitat Restoration project for \$60,000; Charlotte Harbor Water Quality Monitoring project for \$4,781; and Biennial Seagrass Mapping of Tampa Bay, Sarasota Bay and Charlotte Harbor project for \$17,500.

The proposed amendment will result in a \$1,645,844 decrease in the FY 2009 budget of the Manasota Basin from \$23,973,594 to \$22,327,750 to reflect the reallocation of revenue from the WMLTF, with no impact on Basin ad valorem taxes. Ad Order 13054.

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: Thursday, April 16, 2009, 9:00 a.m.

PLACE: SWFWMD Headquarters, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Withlacoochee River Basin Board Meeting: Consideration of Basin business including Basin Board review of Cooperative Funding proposals and associated budgetary implications for fiscal year (FY) 2010, and the amendment of the Withlacoochee River Basin current FY 2009 budget to:

- Remove \$2 million in funding from the State's Water Management Lands Trust Fund (WMLTF) that had been allocated for an education center to be located within the Basin; and

- Reallocate revenue from the WMLTF to implement projects in the SWFWMD Surface Water Improvement and Management (SWIM) Program. The SWIM projects within this Basin include the Blue Run Stormwater Management project for \$100,000.

The proposed amendment will result in a \$1,900,000 decrease in the FY 2009 budget of the Withlacoochee River Basin from \$12,642,261 to \$10,742,261 to reflect the reallocation of revenue from the WMLTF, with no impact on Basin ad valorem taxes. Ad Order 13054.

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: Thursday, April 16, 2009, 1:00 p.m.

PLACE: SWFWMD Headquarters, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Coastal Rivers Basin Board Meeting: Consideration of Basin business including Basin Board review of Cooperative Funding proposals and associated budgetary implications for fiscal year 2010. Ad Order 13054.

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 Water Resources Advisory Commission (WRAC) Issues Workshop, River of Grass Project Planning Phase 1 announces a public meeting to which all persons are invited.

DATES AND TIME: April 16-17, 2009, 10:00 a.m. – 4:00 p.m.

PLACE: SFWMD, Lower East Coast Regional Center, 2301 MacGregor Blvd., Ft. Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: All interested parties are invited to participate in a planning workshop for use in configuration of the River of Grass Restoration Plan. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Joni Warner at (561)242-5520, ext. 4221.

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 District's Clerk Office, Jacki McGorty 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).

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The Florida **Commission for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 15, 2009, 10:00 a.m. – completion

PLACE: Holiday Inn Capitol East, 1355 Apalachee Parkway, Tallahassee, FL 32303, (850)877-3171. Conference Call: 1(888)808-6959, Conference Code: 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700. 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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** – A Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 20, 2009, 8:30 a.m.

PLACE: 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Board Workshop concerning the Demand Management Plan will be followed by the 2009/2010 Budget Workshop. The workshops will be immediately followed by the Regular Board Meeting and a private Attorney/Client briefing session between the Tampa Bay Water Board of Directors and legal counsel pursuant to Section 286.011(8), Florida Statutes, to discuss possible litigation expenditures and/or settlement negotiations in Tampa Bay Water v. HDR Engineering, Inc. et al.

Attorney Client Briefing Attendees: Board of Directors of Tampa Bay Water, General Manager Gerald Seeber, Senior Assistant General Counsel Barrie Buenaventura, Richard Harrison, Esquire, Dave Forziano, Esquire, and a certified court reporter.

The entire Attorney/Client briefing session will be recorded by a certified court reporter, transcribed within a reasonable time after the meeting, and filed with Tampa Bay Water's Records Manager. The transcript of the private session shall be made part of the public record upon the conclusion of the litigation.

A copy of the agenda may be obtained by contacting: Tampa Bay Water at (727)796-2355 or can be accessed on the Web: www.tampabaywater.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 3 days before the workshop/meeting by contacting: Holly Wells at (727)796-2355. 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).

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: Records Department at (727)796-2355.

SPACE FLORIDA

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: April 21, 2009, 9:00 a.m. – 10:00 a.m. (Eastern Daylight Time)

PLACE: Space Florida, Kennedy Space Center Visitor Complex, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: [Rule 57-2.002](#), F.A.C., Public Notices, Access, and Meetings – Part II (Repealed). Space Florida Executive Committee Meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@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: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@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).

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: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov.

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: April 22, 2009, 9:00 a.m. – 10:00 a.m. (Eastern Daylight Time)

PLACE: Space Florida, Kennedy Space Center Visitor Complex, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: [Rule 57-2.002](#), F.A.C., Public Notices, Access, and Meetings – Part II (Repealed). Space Florida Budget and Finance Committee Meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@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: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@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).

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: Deb Spicer, Vice President of Communications, Government and External Relations at email: dspicer@spaceflorida.gov.

DEPARTMENT OF ELDER AFFAIRS

The Florida **Department of Elder Affairs**, in partnership with Florida AARP, The Florida Commission on Human Relations and the Governor's Commission on Disabilities, announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 26, 2009, 10:00 a.m. – 1:00 p.m. (EST)

PLACE: Tallahassee Senior Center, 1400 N. Monroe Street, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the summit is to dispel the myths of ageism and the Department's involvement in elder rights in Florida; inform participants on how to help elders in discrimination issues involving housing, employment and public accommodations; and showcase the viability (physical and mental capabilities) of seniors and their benefits to Florida's communities in the workforce and involvement in civic engagement activities.

ADVANCE REGISTRATION IS REQUIRED by May 18th, 2009. The registration fee is \$6.00 and includes lunch. Checks or money orders should be made payable to the Tallahassee Senior Center Foundation and should be mailed to: Tallahassee Senior Center, 1400 N. Monroe Street, Tallahassee, FL 32303.

A copy of the agenda may be obtained by contacting: Janine Rogers-Harris, Community Relations Manager, Florida Department of Elder Affairs, Communities for a Lifetime Bureau, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2373, email: communities@elderaffairs.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: Janine Rogers-Harris, Community Relations Manager, Florida Department of Elder Affairs, Communities for a Lifetime Bureau, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2373, email: communities@elderaffairs.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).

For more information, you may contact: Janine Rogers-Harris, Community Relations Manager, Florida Department of Elder Affairs, Communities for a Lifetime Bureau, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2373, email: communities@elderaffairs.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration**, on behalf of the Florida Health Choices Corporation Board announces a public meeting to which all persons are invited.

DATE AND TIME: April 17, 2009, 1:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be an organizational meeting for the Florida Health Choices Corporation.

A copy of the agenda may be obtained by contacting: Elizabeth Tull or Carol Barr Platt in the Bureau of Managed Health Care at (850)487-0640.

For more information, you may contact: Elizabeth Tull or Carol Barr Platt, Bureau of Managed Health Care at (850)487-0640.

DEPARTMENT OF MANAGEMENT SERVICES

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 13, 2009, 1:30 p.m. – 4:00 p.m. or until Board business is concluded

PLACE: Turlington Building, Room 1703, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the SSRC Board of Trustees. 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 2 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895, email:

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, email: rick.mitchell@ssrc.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Board of Cosmetology** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 27, 2009, 9:00 a.m. or soon thereafter

PLACE: Hyatt Regency Jacksonville-Riverfront, 225 East Coastline Drive, Jacksonville, Florida 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the board to conduct regular business.

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-6096.

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: Cosmetology Board Office, Robyn Barineau, Executive Director at (850)922-6096. 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 **Board of Professional Geologists** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 23, 2009, 8:00 a.m.

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review and General Board Business.

A copy of the agenda may be obtained by contacting: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 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 48 hours before the workshop/meeting by contacting: Richard Morrison, Executive Director, 1940 North

Monroe Street, Tallahassee, FL 32399. 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: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399.

The **Board of Veterinary Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 29, 2009, 9:00 a.m.

PLACE: Access Phone: 1(888)808-6959, Conference Code: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting portions which are closed to the public. Agenda available on request.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

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: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154. 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: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

The **Building Code Administrators and Inspectors Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 21, 2009, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4748135*

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting which portions may be closed to the public.

A copy of the agenda may be obtained by contacting: Board Office.

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: 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.

The **Florida State Boxing Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 9, 2009, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4137430

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business.

A copy of the agenda may be obtained by contacting: Mary Horne at (850)488-8500.

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: Mary Horne at (850)488-8500. 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: Mary Horne at (850)488-8500.

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 **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: April 9, 2009, 9:00 a.m.

PLACE: City of Jacksonville, City Hall, Exam Room 3, Mezzanine Level, 117 W. Duval Street, Jacksonville, Florida 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lower St. Johns River Tributaries Basin Working Group was formed to provide a forum for stakeholders to provide recommendations to the Department of Environmental Protection regarding development of the Lower St. Johns River

Tributaries Basin Management Action Plan (BMAP). The BMAP is the means for implementation of the Lower St. Johns Tributaries Fecal Coliform Total Maximum Daily Loads (TMDLs). Topics for this meeting include an overview of the sufficiency of effort evaluation, review of the draft BMAP document, and discussion regarding future recommendations by the Basin Working Group.

A copy of the agenda may be obtained by contacting: Mrs. Amy Tracy, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400, (850)245-8506.

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: Mrs. Amy Tracy at (850)245-8506. 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).

DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 16, 2009, 10:00 a.m. – 11:30 a.m.

PLACE: Conference Call: 1(888)808-6959 (Toll Free), Conference Code: 5391969, 4030 Esplanade Way, 2nd Floor, Room 280N, Tallahassee, FL 32399-1732

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 at (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: Correctional Medical Authority 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.

The Florida **Board of Massage Therapy** announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, April 23, 2009, 9:00 a.m. or shortly thereafter; Friday, April 24, 2009, 9:00 a.m. or shortly thereafter

PLACE: Crowne Plaza Universal, 7800 Universal Blvd., Orlando, FL 32819, (407)355-0550

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular Board business.

A copy of the agenda may be obtained by contacting: Kaye Howerton, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)245-4161. You will be charged seventeen cents per page for the number of copies desired.

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: Paula Mask at (850)245-4161. 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 **Board of Nursing**, North Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 13, 2009, 5:30 p.m. – 7:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Code: 2454640

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Rick García, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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: Board at (850)245-4125. 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 **Board of Opticianry** announces a public meeting to which all persons are invited.

DATE AND TIME: June 1, 2009, 8:30 a.m.

PLACE: Hyatt Regency, 9300 Airport Blvd., Orlando, FL 32827, (407)825-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Official Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceeding is made, which records include the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster, (850)245-4474 at least one week prior to the meeting date.

The **Department of Health, Board of Psychology** announces conference calls, to which the public may attend. A meeting or portion of a probable cause panel meeting is public if a case or cases are public by reason of reconsideration.

DATES AND TIME: April 21, 2009; July 21, 2009; October 13, 2009, 8:00 a.m. or soon thereafter

PLACE: You may obtain an agenda and the conference call number for the public portion of the meeting only. The meeting is not public and you will be unable to obtain an agenda if there are no reconsideration cases. In the event of reconsideration cases, agenda information may be obtained by contacting: Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373, ext. 3482.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Probable Cause Panel Meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting: Board Office at (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Families (DCF)** announces a public hearing to which all interested parties are invited.

DATE AND TIME: April 13, 2009, 9:00 a.m. – 10:00 a.m.
 PLACE: Conference Call: 1(888)808-6959, Conference Code: 9229760

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the proposed allocation of the State of Florida’s Homeless Prevention and Rapid Re-Housing Program (HPRP) as authorized by the American Recovery and Reinvestment Act of 2009, and to review the draft of the substantial amendment to the Action Plan.

SUMMARY: The State of Florida is required to amend its Annual Action Plan and submit the amendment to the U.S. Department of Housing and Urban Development (HUD) in order to receive HPRP funding. To expedite the process and to ensure that the HPRP grants are awarded in a timely manner while preserving reasonable citizen participation, HUD is waiving the requirement that the grantee follow its citizen participation plan for this substantial amendment. HUD is shortening the minimum time for citizen comments and requiring the substantial amendment materials to be posted on the grantee’s official website as the materials are developed, published, and submitted to HUD. The Action Plan must specify the manner in which the funds will be distributed to eligible applicants.

ACTION TO BE TAKEN: A draft of the substantial amendment to the Action Plan will be available for review and comment on April 13, 2009. It will be posted to <http://flarecovery.com/about/state-and-local-projects/safety-net/homeless-prevention>. Comments on the draft will be accepted from April 13, 2009 through April 24, 2009.

Public Hearing on the draft of the substantial amendment to the Action Plan will be held by conference call:

A copy of the agenda may be obtained by email or by calling: Office on Homelessness, (850)922-4691, Email: amy_claiborne@dcf.state.fl.us.

Written comments on the draft of the substantial amendment to the Action Plan are encouraged. They may be submitted by email: amy_claiborne@dcf.state.fl.us or by Fax: (850)487-1361.

Any person requiring a special accommodation at this hearing because of a disability, physical impairment or English language deficiency should contact the Department of Children and Families, (850)922-4691 at least five calendar days prior to the hearing. If you a hearing impaired, please contact the Department using the Florida Dual Party Relay System at 1(800)922-8771 (TDD).

The **Adult Protective Services Select Advisory Panel** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 17, 2009, 9:00 a.m. – 11:00 a.m.
 PLACE: Conference Call: 1(888)808-6959, Code: 4882881

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continuation of the review of all aspects of the Department’s adult protection system and identify areas that need improvement.

A copy of the agenda may be obtained by contacting: Adult Protective Services Program Office at (850)488-2881.

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: Adult Protective Services Program Office at (850)488-2881. 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: Robert Anderson at (850)488-2881, Fax (850)922-4193.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: April 24, 2009, 8:30 a.m. – until adjourned
 PLACE: Tallahassee City Hall, Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.

11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the April 24, 2009, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, or by visiting the Corporation's website: www.floridahousing.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: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (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.

The **Florida Housing Finance Corporation II, Inc.** (FHFC II, Inc.), announces a public meeting to which all persons are invited.

DATE AND TIME: April 24, 2009, 11:00 a.m., or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned

PLACE: Tallahassee City Hall, Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC II, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC II, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC II, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the April 24, 2009, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, or by visiting the Corporation's website: www.floridahousing.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: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (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.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission**, Office of Financial Regulation announces a hearing to which all persons are invited.

DATE AND TIME: April 14, 2009, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed Rule 69V-560.1000, F.A.C., published on December 19, 2008, in Vol. 34, No. 51, of the Florida Administrative Weekly (F.A.W.). A Notice of Change for this rule was published on February 27, 2009, in Vol. 35, No. 8, of the F.A.W. The final hearing for this rule was previously noticed for March 10, 2009. (See February 27, 2009, edition of F.A.W.). At the March 10, 2009, meeting, the Financial Services Commission voted to defer action on the rule until April 14, 2009. The proposed rule relates to disciplinary guidelines applicable to money services businesses.

A copy of the agenda may be obtained by contacting: Governor and Cabinet website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet 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: Andrea Moreland at (850)410-9601 or email: andreamoreland@flofr.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: Andrea Moreland at (850)410-9601 or email: andreamoreland@flofr.com.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology**, Chief Information Officers Council Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 7, 2009, 2:00 p.m. – 4:00 p.m.

PLACE: Florida Fish and Wildlife Conservation Commission, 620 South Meridian St., Bryant Building, Room G52C, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

A copy of the agenda may be obtained by contacting: Lauren Pope, Florida Fish and Wildlife Conservation Commission, Office of Information Technology, email: Lauren.Pope@MyFWC.com or (850)414-2870.

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: Lauren Pope at email: Lauren.Pope@MyFWC.com

or (850)414-2870. 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 **Agency for Enterprise Information Technology**, Chief Information Officer's Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 20, 2009, 10:00 a.m. – 12:00 Noon

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

A copy of the agenda may be obtained by contacting: Lauren Pope, Florida Fish and Wildlife Conservation Commission, Office of Information Technology, email: Lauren.Pope@MyFWC.com or (850)414-2870.

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: Lauren Pope at email: Lauren.Pope@MyFWC.com or (850)414-2870. 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: Lauren Pope email: Lauren.Pope@MyFWC.com or (850)414-2870.

GOVERNOR'S COMMISSION ON DISABILITIES

The **Governor's Commission on Disabilities**, Transportation Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, April 6, 2009, 9:00 a.m. – 12:00 Noon

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to email: commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Employment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, April 6, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to email: commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Health Care Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, April 7, 2009, 9:00 a.m. – 12:00 Noon

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to email: commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Civil Rights Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, April 7, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to email: commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Education Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, April 8, 2009, 9:00 a.m. – 12:00 Noon

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to email: commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Independent Living Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, April 8, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or email: commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to email: commission@dms.myflorida.com.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

NOTICE OF CANCELLATION – The **Florida Automobile Joint Underwriting Association** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, April 7, 2009, 10:00 a.m.

PLACE: Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Operating Committee.

Purpose: To discuss changes to the private passenger policy and related endorsements.

For more information, you may contact: Lisa Stoutamire, 1425 Piedmont Dr., East, #201A, Tallahassee, FL, (850)681-2003, lstoutamire@fajua.org.

FLORIDA ENERGY AND CLIMATE COMMISSION

The **Florida Energy and Climate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 13, 2009, 1:00 p.m. – Until Completion

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, 400 South Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Energy and Climate Commission (FECC) will hold a conference call to discuss the 2009 DRAFT FECC Work Plan as well as other commission business. Staff will conduct the conference call from The Cabinet Meeting Room, Lower Level, The Capitol, where members of the public are invited to attend. Live audio of the conference call will be available on the FECC website. To visit the FECC website, please go to www.myfloridaclimate.com and click on the FECC link.

At approximately 3:30 p.m., the public is invited to address the commission during the public comment period, but is requested not to dial-in before this time due to background noise considerations. The dial-in number is: (888)808-6959, Conference Code is 7321601.

A copy of the agenda may be obtained by contacting: April Groover at (850)487-3800.

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: April Groover at (850)487-3800. 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.

FLORIDA CLERKS OF COURT OPERATIONS CORPORATION

The **Florida Clerks of Court Operations Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 13, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: Plaza C, Peabody Hotel, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Preparation for the 2009-2010 budget process and other budget issues.

A copy of the agenda may be obtained by contacting: www.flccoc.org.

SOIL AND WATER CONSERVATION DISTRICTS

The **Duval Soil and Water Conservation District Board** announces a public meeting to which all persons are invited.

DATE AND TIME: April 14, 2009, 6:00 p.m.

PLACE: 117 W. Duval St., Committee Room B, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Scheduled Monthly Meeting.

A copy of the agenda may be obtained by contacting: Calvin Lee, Treasurer at (904)266-3404, ext. 3.

The **Broward Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: April 8, 2009, 5:00 p.m.

PLACE: 6191 Orange Drive, Suite 6181-P, Davie, FL 33314

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the business of the District Board.

A copy of the agenda may be obtained by contacting: (954)584-1306 or Mail@BrowardSWCD.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 3 days before the workshop/meeting by contacting: (954)584-1306 or Mail@BrowardSWCD.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).

FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOCIATION

The Audit Committee of the **Florida Workers' Compensation Insurance Guaranty Association** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 20, 2009, 9:00 a.m.

PLACE: Via Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Audit Committee will meet regarding general business of the Committee including the Audit Report.

A copy of the agenda may be obtained by contacting: Cathy Irvin at cirvin@agfgroup.org or (850)386-9200.

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: Cathy Irvin at cirvin@agfgroup.org or (850)386-9200. 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 Directors of the **Florida Workers' Compensation Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 29, 2009, 9:00 a.m.

PLACE: Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet regarding general business of the Association. Some agenda items are Legal Report, Operations Report, including a discussion of contracts, Claims Report, Receiver's Report, Audit Report and Financial Report.

A copy of the agenda may be obtained by contacting: Cathy Irvin at cirvin@agfgroup.org or (850)386-9200.

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 cirvin@agfgroup.org or (850)386-9200. 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).

AREA AGENCY ON AGING OF PASCO-PINELLAS, INC.

The **Area Agency on Aging of Pasco-Pinellas, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: April 20, 2009, 9:30 a.m.
 PLACE: Lifecare Center of New Port Richey, 7400 Trouble Creek Rd., New Port Richey, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Items related to Area Agency on Aging of Pasco-Pinellas business and Board of Directors oversight.
 A copy of the agenda may be obtained by contacting: Elizabeth Laubach, 9887 4th St., N., Suite 100, St. Petersburg, FL 33702, (727)570-9696.
 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: Elizabeth Laubach, 9887 4th St., N., Suite 100, St. Petersburg, FL 33702, (727)570-9696. 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: Elizabeth Laubach, 9887 4th St., N., Suite 100, St. Petersburg, FL 33702, (727)570-9696.

AMERICAN GUARANTY FUND GROUP

The Board of Directors of the **American Guaranty Fund Group** announces a public meeting to which all persons are invited.
 DATE AND TIME: Wednesday, April 29, 2009, 11:30 a.m.
 PLACE: Tallahassee, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet regarding general business of the Association. Some of the agenda items will be Financial Report, Audit Report and Contracts.
 A copy of the agenda may be obtained by contacting: Cathy Irvin at cirvin@agfgroup.org or (850)386-9200.
 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 cirvin@agfgroup.org or (850)386-9200. 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).

TREASURE COAST EDUCATION AND RESEARCH DEVELOPMENT AUTHORITY

The Conceptual Design/Infrastructure Committee of the **Treasure Coast Education, Research and Development Center** announces a public meeting to which all persons are invited.
 DATE AND TIME: Thursday, May 7, 2009, 12:30 p.m.
 PLACE: Conference Room 113, University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes of the meeting of April 2, 2009 and such other business as the Committee may deem appropriate.
 A copy of the agenda may be obtained by contacting: Treasure Coast Education, Research and Development Authority (“Authority”) at (772)467-3107.
 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 Authority at (772)467-3107. 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.

**Section VII
 Notices of Petitions and Dispositions
 Regarding Declaratory Statements**

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 BUSINESS AND PROFESSIONAL REGULATION

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 The Registry at Michigan Park Condominium Association,

Inc., Docket No. 2008047498 on August 15, 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 authority to interpret and enforce ambiguous provisions in the governing documents; or where authority over disputes lies within the jurisdiction of the courts.

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 32399-1031.

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.

The Construction Industry Licensing Board hereby gives notice that on March 25, 2009, it received a Petition for Declaratory Statement filed by Robert Allen Grier. The petition seeks the Board’s interpretation of Section 489.105, Florida Statutes, and whether the Petitioner is generally exempt from construction industry licensing requirements pursuant to Section 489.105, Florida Statutes, for its addition and installation of collector tanks and secondary main drain lines to mitigate the direct suction of pools and spas for the federal VGB act and upcoming Florida Chapter 64E-9, F.A.C.

Copies of the petition may be obtained from G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

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 FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has issued an order disposing of the petition for declaratory statement filed by Mitchell Elementary School, Case #97588-08-FM on March 18, 2009. The following is a summary of the agency’s disposition of the petition:

Questions and Responses: Question A. Whether a four-hour fire wall can be installed in a building larger than 20,000 square feet gross thereby avoiding the sprinkler requirements of NFPA 101, requiring a building of that size to be equipped with a supervised sprinkler system throughout, if approved by the AHJ. Answer: NFPA 101-14.3.5.1.1 does not contain an exception relating to a four-hour fire wall. Question B. If yes,

would any penetrations be allowed in the four-hour fire wall; and would a parapet wall be required? Answer: Same as the answer to Question A.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340; or by e-mailing your request to Lesley.Mendelson@myfloridacfo.com.

**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

REQUEST FOR QUALIFICATIONS (Construction)
The University of Florida Board of Trustees announces that General Contractor services will be required for the project listed below:

PROJECT: UF-341, Corry Village Utilities Infrastructure Improvements (Gainesville, Florida)

SCOPE OF WORK:

This project entails the installation of site underground utilities, including underground medium-voltage electrical distribution service; piping systems for sanitary sewer, potable water, and stormwater; and associated sitework and site improvements. The estimated cost of construction is between \$3,000,000 and \$4,000,000.

Generally, the work is expected to commence in June 2009 and be completed by December 2009. Once pre-qualified, bidders will be given instructions for obtaining copies of the Conformed Bid Documents and allowed approximately 30 days to develop firm fixed prices for the base bid and additive alternate scopes of work. A pre-bid meeting with the Owner and design engineers will likely be held during this bidding period to clarify technical questions and allow bidders a chance to familiarize themselves with the site.

Work on an active campus, along with a constricted and steep site and the need for exceptional safety and environmental controls, will present logistical challenges to the contractor. Applicants unfamiliar with work at the University of Florida (UF) are strongly urged to familiarize themselves with the UF Design and Construction Standards, the UF General Terms and Conditions, template UF contracts, and other materials available on the Facilities Planning & Construction (FP&C) website at www.facilities.ufl.edu. At the time of application, the applicant and/or its subs must be licensed to practice as an underground utility and excavation contractor in the State of Florida AND as an electrical contractor in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

PROPOSAL: The method of delivery is design-bid-build (also known as "hard bid"), with an enhanced pre-qualification process due to the nature, location, and logistical challenges of the work. The following criteria will be used to pre-qualify potential bidders:

1. Past Performance
2. Qualifications and Experience
3. Financial Standing (including bonding capacity)
4. Workload
5. Safety Record

Interested applicants shall retrieve the detailed Pre-Qualification Instructions and all relevant proposal forms from the FP&C website listed above. The pre-qualification proposal shall consist of a completed Statement of Qualifications form, a copy of the applicant's contracting license, proof of the applicant's corporate status in Florida (if applicable), proof of applicant's bonding capacity, resumes, and other information as outlined in the Pre-Qualification Instructions. Unsigned proposals or proposals containing

expired or invalid licenses will be disqualified. Submittal materials will not be returned, and the University may reject all proposals and stop the selection process at any time.

PRE-PROPOSAL MEETING: A mandatory Pre-Proposal Meeting will be held at 2:00 p.m. on Monday, April 13, 2009, in Room 101 of Elmore Hall (Building 465, Division of Purchasing), Radio Road, on the UF campus. The purpose will be to generally explain the pre-qualification process, the technical scope of work, and other project parameters such as site constraints and schedule. A site visit/tour will not be included at this time, but applicants will be provided an opportunity to review the not-for-construction 100% Construction Documents (plans and specifications) in order to familiarize themselves with the scope of work.

PRE-SUBMISSION INQUIRIES: Submit inquiries, questions, or comments via e-mail to the University's Project Manager identified in the Statement of Qualifications instructions. All requests for information or clarification must be submitted by 5:00 p.m. local time on Tuesday, April 21, 2009. Responses to questions or comments will be e-mailed to all applicants and/or posted to the UF FP&C web site. No hard copy reply will be issued.

SUBMISSION OF QUALIFICATIONS: Proposals – one original hard copy, plus one electronic copy on CD-ROM – shall be submitted no later than 2:00 p.m. local time on Tuesday, April 28, 2009, to the UF Division of Purchasing following the specific instructions provided in the document entitled "Instructions for Submission of Contractor's Statement of Qualifications (SOQ)." Late, electronic, or facsimile (FAX) submittals or those delivered elsewhere on the UF campus are not acceptable and will not be considered.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. Each applicant shall warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$10,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The University of Florida is an equal opportunity institution and, as such, encourages the use of Minority Business Enterprises (MBEs) in the provision of construction related services. MBEs should have a fair and equal opportunity to compete for dollars spent by the University of Florida to procure construction-related services. Competition ensures that prices are competitive and a broad vendor base is available. MBE-related information should be sent to: Division of Small Business and Vendor Diversity Relations, P. O. Box 115250, Elmore Hall, Room 106, Gainesville, Florida 32611.

NOTICE TO DESIGN/BUILD TEAMS

The Florida State University, announces that Qualifications Based Design/Build Services for the design and construction of a new residence hall, will be required for the project listed below

PROJECT NUMBER: FS-260

PROJECT NAME AND LOCATION: Wildwood Halls – Phase 2, Florida State University, Tallahassee, Florida

The project consists of the construction of an approximately 114,000 gsf apartment style student housing facility adjacent to the recently constructed Wildwood Halls. The contract may include the demolition of the International Center building. The new facility must be completed by May 2012.

The Design/Build Services contract shall be in compliance with the qualifications based Design/Build selection provisions in Section 287.055, F.S. and Rule 6C-14.007, F.A.C., including design and pre-construction fees, construction related service costs and a guaranteed maximum price. The University will contract with a single contract entity whose Design/Build Team shall provide all services including, but not necessarily limited to professional services, budgeting, construction services, labor, materials, and equipment required to design and construct the project. Blanket professional design liability insurance will be required for this project in the amount of \$1,000,000 and will be provided as a part of Basic Services.

The proposed value of this project is approximately \$30,000,000.00. The respondent must be capable of bonding at 100% of the value of the contract with a surety licensed to do business in the State of Florida with a Best rating of A, Class IX. Project development including professional services is contingent upon availability of funds.

INSTRUCTIONS:

Teams desiring to apply for consideration shall submit a letter of interest, a completed “Design/Build Services Qualification Supplement” form (DBSQS), dated March 2009, with attachments, and additional information required as described in the DBSQS. Applications submitted in any other format will not be considered. The Design/Build Services Qualifications Supplement form dated March 2009, project information and selection criteria, may be obtained on line at www.fpc.fsu.edu. For further information, contact: Lisa Durham, Senior Project Manager, Facilities Design and Construction, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, (850)644-2843.

Each applicant must be properly licensed and registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, or a joint venture, it must be registered by the Department of State to do business in the State of Florida at the time of application. If the applicant is the contract entity and has a consultant to perform the design or construction services, the contract entity and consultant must have an agreement at the time of application to formally contract for consulting services. Firms applying as

“Associations” without a registered joint venture agreement or a contract entity and consultant without an agreement will not be considered.

Selection of finalists for interview will be made on the basis of qualifications of the proposed design/build team, including team qualifications, team related experience, and ability to provide service in meeting the project requirements. Florida State University strongly encourages the 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.

Applications that do not comply with the above instructions may be disqualified. Submittals are part of the public record and no submittal material will be returned. The plans and specifications for The Florida State University projects are subject to reuse in accordance with the provisions of Section 287.055, F.S. As required by Section 287.133, F.S., 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 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.

Five (5) bound copies of the required proposal data shall be submitted. Submittals must be received in the FSU Facilities Design and Construction Office, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, by 2:00 p.m. (Local Time), Monday, May 1, 2009. Facsimile (FAX) or electronic submittals will not be considered.

The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of Design/Build proposals without obligation to the respondent. The award of this contract is subject to availability of funds. If additional funding is realized, the University has the option to incorporate additional scope/funding under this contract.

INVITATION TO BID

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University
Facilities Maintenance, Purchasing
114F Mendenhall Building A
Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC30270-09
 Purchasing Agent: B.J. Lewis, Facilities
 blewis@admin.fsu.edu
 Mandatory Pre-Bid: April 21, 2009, 10:00 a.m. (Local Time)
 Location: FSU Student Union Post Office,

The special prequalification submittal package is to be turned in to Architect at time of mandatory PreBid meeting.

The special prequalification submittal package may be obtained from the Architect's office prior to the PreBid meeting. It should be completed and returned to Architect at mandatory PreBid meeting

Public Bid Opening: April 30, 2009, 2:00 p.m. (Local Time)
 FSU-Facilities Maintenance
 969 Learning Way
 125 Mendenhall, Building A
 Tallahassee, Florida 32306-4150
 Facilities Maintenance Purchasing

Bid Documents: RE-ROOF FSU Student Union Post Office
 The scope of work: includes tear off and reroof approximately 25,387 square feet of low slope roof area on the Student Union Post Office. The existing roofing system is asphalt built up roofing on rigid insulation board. The new roofing system includes a temporary membrane/vapor barrier, tapered isocyanurate insulation (minimum R-20) with high density cover board, and a two ply mineral surfaced modified bitumen membrane roofing and flashing systems to provide a special manufacturer's 25 year NDL warranty, with new prefinished aluminum flashing and coping.

Contact Person: Randy Lewis
 Project Architect MLD Architects
 211 John Knox Road, Suite 105
 Tallahassee, Florida 32303

PUBLIC ANNOUNCEMENT OF CONSTRUCTION MANAGEMENT SELECTION RESULTS

The Florida School for the Deaf and the Blind announces that on the date listed below ranking was determined and an intent was issued to negotiate and enter into a contract for Construction Management Services in accordance with the Consultants Competitive Negotiation Act, for the following:

DATE: March 25, 2009
 NAME OF AGENCY: Florida School for the Deaf and the Blind
 PROJECT NUMBER: FSDB 20090001
 PROJECT NAME: Cary White Renovation

1. WG Mills
2. Danis Construction
3. AJAX Building Corporation

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

Notice of Invitation to Negotiate, ITN 09-01, Investment Reporting Services for the Florida Prepaid College Board
 The Florida Prepaid College Board is accepting proposals in response to an Invitation to Negotiate, ITN #09-01, to obtain proposals from qualified agencies to provide Investment Reporting Services for the Florida Prepaid College Board.

Copies of the Invitation to Negotiate, ITN #09-01, are available on or after April 3, 2009, by submitting a written request to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308, Facsimile: (850)488-3555. All information received in regard to this ITN must be sent to the above named address.

There is no bidder's conference. Only written inquiries concerning the ITN will be accepted. No written inquiries will be accepted after 5:00 p.m. (Eastern Time), April 10, 2009. The original unbound copy and five (5) copies of each response to the ITN must be received by 12:00 Noon (Eastern Time), May 4, 2009, at: Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308. Proposals must be submitted in full accordance with the requirements and mandatory criteria of the ITN.

The Board reserves the right to reject any and all proposals or accept minor irregularities in the best interest of the State. Certified Minority Business Enterprises are encouraged to participate.

SPECIAL ACCOMMODATION: Any person requiring special accommodations at the bid opening because of a disability should fax a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the bid opening.

Notice of Invitation to Negotiate, ITN 09-02, Investment Consultant Services for the Florida Prepaid College Board
 The Florida Prepaid College Board is accepting proposals in response to an Invitation to Negotiate, ITN #09-02, to obtain proposals from qualified agencies to provide Investment Consultant Services for the Florida Prepaid College Board.

Copies of the Invitation to Negotiate, ITN #09-02, are available on or after April 3, 2009, by submitting a written request to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308, Facsimile: (850)488-3555. All information received in regard to this ITN must be sent to the above named address.

There is no bidder's conference. Only written inquiries concerning the ITN will be accepted. No written inquiries will be accepted after 5:00 p.m. (Eastern Time), April 10, 2009. The original unbound copy and five (5) copies of each response to the ITN must be received by 12:00 Noon (Eastern Time), May 4, 2009, at the: Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308. Proposals must be submitted in full accordance with the requirements and mandatory criteria of the ITN.

The Board reserves the right to reject any and all proposals or accept minor irregularities in the best interest of the State. Certified Minority Business Enterprises are encouraged to participate.

SPECIAL ACCOMMODATION: Any person requiring special accommodations at the bid opening because of a disability should fax a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the bid opening.

EXPRESSWAY AUTHORITIES

REQUEST FOR QUALIFICATIONS REMARKETING AGENT SERVICES CONTRACT NO. 000608

The Orlando-Orange County Expressway Authority (Authority) requires the services of a Remarketing Agent to provide comprehensive remarketing services. The Authority is seeking to add to its pool of remarketing agents that would be available as-needed to replace any of the current providers. Consideration will be given to only those respondents who are qualified to perform the work as determined by the Authority. Any firm wanting to be considered by the Authority should contact: Robert Johnson at (407)690-5372, email: johnsonr@oocea.com, for a Request for Qualifications (RFQ) package.

DESCRIPTION OF SERVICES: Services to be provided under the Contract include determining interest rates on, and interest periods for, the Authority's bonds and remarketing of tendered bonds.

QUALIFICATION REQUIREMENTS: Respondents must demonstrate they have the qualifications and abilities to serve as Remarketing Agent as specified in this RFQ and the Agreement.

Respondents that are corporations must be registered to do business in Florida, prior to the submittal of the response. The Authority will evaluate and determine the relative ability of each respondent to perform the required services based upon the information provided in response to the RFQ.

NON-SOLICITATION PROVISION: From the first date of publication of this Notice, no person may contact any Authority Member, Officer, Employee, or any selection committee member, with respect to this Notice or the services to be provided, except as related to the submittal requirements detailed in the RFQ. Reference is made to the lobbying guidelines of the Authority for further information regarding this Non-Solicitation Provision.

RESPONSE DUE DATE: Responses will be received by the Authority until 3:00 p.m. (Orlando Local Time), April 17, 2009. Responses delivered or received after that time and date will be disqualified.

EQUAL OPPORTUNITY STATEMENT: The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, as amended, prohibits discrimination on the basis of race, color, sex, national origin, age, religion and disability. The Authority hereby notifies all respondents and individuals that it requires and encourages equal employment opportunity for minority and women as employees in the workforce.

MINORITY / WOMEN / DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION: The Orlando-Orange County Expressway Authority hereby notifies all respondents and individuals that it will require affirmative efforts be made to ensure participation of local minority and women business enterprises on contracts awarded by the Authority.

DEPARTMENT OF MANAGEMENT SERVICES

PUBLIC ANNOUNCEMENT FOR CONSTRUCTION CONTRACTORS TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES

REQUEST FOR QUALIFICATIONS (RFQ): The Department of Management Services, Division of Real Estate Development and Management, request qualifications for licensed general contractors, to submit for Construction Management at Risk services on the following project:

PROJECT NUMBER: FDVA-27028000

PROJECT NAME: Phase II Renovations, Emory L. Bennett Veterans Nursing Home

LOCATION: Daytona Beach, Florida

ESTIMATED CONSTRUCTION BUDGET: \$4,250,000.00

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management.

For details please visit the Department's website listed below and click on "Search Advertisements – Division of Real Estate Development and Management." http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE OF INVITATION TO BID

BID NO. BDC 86-08/09

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered General Contractors for the project listed below:

PROJECT NAME: Edward Ball Wakulla Springs State Park-Lodge Lobby and Guestroom ADA Restroom Alterations

SCOPE OF WORK: The contractor shall provide all labor, materials, equipment and supervision to construct an ADA accessible unisex restroom and anteroom on the first floor of the historic Wakulla Springs Lodge in the existing Lobby Storage Room, and an ADA accessible bathroom in Guestroom #29 and Guestroom #34.

PROJECT BUDGET: \$200,000.00

PARK LOCATION: Edward Ball Wakulla Springs State Park, 41 miles south of Tallahassee on SR 267 & SR 61

PROJECT MANAGER: Steven J. Gertel, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-3537.

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 April 3, 2009 at: Edward Ball Wakulla Springs State Park, 550 Wakulla Park Dr., Wakulla Springs, Florida 32327, Attention: Brian Fugate, Park Manager, (850)926-0700, Fax: (850)561-7282.

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 3:30 p.m. (ET), Tuesday, April 28, 2009, 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 Administrator, Bureau of Design and Construction at (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Monday, May 4, 2009, 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.

CANAVERAL PORT AUTHORITY**PROFESSIONAL SERVICES NOTICE-GENERAL
ENGINEERING SERVICES (#RFQ-09-003)**

The Canaveral Port Authority (CPA) is requesting technical proposals and qualifications from consulting firms interested in providing GENERAL ENGINEERING SERVICES on a continuing basis. These services will be acquired in compliance with the Consultants Competitive Negotiation Act, Section 287.055, Florida Statutes.

SCOPE OF WORK:

The Scope of Work required by the CPA on a continuing contract basis to perform general port engineering services to accomplish routine and recurring work as outlined below:

1. Inventory and Management of CPA Property
 - (a) Provide legal descriptions for leases
 - (b) Review plans and specifications submitted by tenants of the port for new constructions and alterations
 - (c) Maintain and periodically update:
 - Land holdings of the CPA
 - Utility and road easements of the CPA
 - Utility location drawings
 - Storm water drainage drawings
 - Survey data and monuments pertinent to CPA real property
 - Map showing the leases issued by CPA
 - Maintain record of construction and as-built drawings for all improvements on CPA property, piers, roadways, terminals, warehouses, etc.
 - Maintain inventory of soil boring logs and test data
2. Above Ground and Under Water Inspection of CPA Facilities
3. Prepare Plans and Specifications for Marine/Waterfront Facilities as needed
4. Master Planning and Conceptual Design of Future Port Facilities
 - Provide conceptual layouts with cost estimates for new port facilities
5. Attendance by a representative of the consulting engineer at the monthly commission meetings of the CPA.

TERMS OF CONTRACT

The CPA desires a continuing contract for the consulting engineer for a period of five (5) years, renewable each year on its anniversary. At the end of the five-year period, the Contract shall be re-advertised in accordance with Florida Statutes. The selected firm will be required to perform all contract services under a standard CPA continuing services contract, a sample of which may be requested by contacting: Peggy Gooch, Senior Administrative Assistant, Engineering, Canaveral Port Authority by email: pgooch@portcanaveral.org or via phone at (321)783-7831, ext. 218. All notices will be posted on our website: <http://www.portcanaveral.org/general/bids.php>.

SELECTION CRITERIA

As a pre-requisite for consideration for this contract, respective firms must:

- (a) Have the following engineering disciplines with their firm: structural, marine, civil, mechanical, electrical, and environmental permitting.
- (b) Have experience and a proven track record in port work, including design and inspection of deep draft facilities.
- (c) Provide evidence of a local office with adequate staff to address Port needs

PROPOSAL CONTENT

Each responding firm shall provide six (6) copies of their proposal and one (1) CD (containing complete proposal in pdf format), giving detailed information on the following:

1. Firm history, location, capabilities, areas of expertise (including port experience) etc.
2. GSA Standard Form 330 or equivalent;
3. Previous experience with providing similar services in the recent past. Include a brief description of the work and individuals to be contacted with telephone numbers.
4. A list of services which would not be performed in-house and a list of sub-consultants which would provide services for the firm.
5. A schedule of current commitments and the degree of completion of each.
6. An organizational chart and other information which will be useful in evaluating the proposal service.
7. Outline of methodology for implementation of the proposed scope of work.
8. Resumes of Key individuals to be involved in the various aspects of the project and an explanation of each individual's role in the project.
9. Location of the office where work involved in performance with this contract will be performed.

SUBMITTAL SCHEDULE

Firms desiring to provide such professional services to the CPA must furnish six (6) copies of their expression of interest to:

Canaveral Port Authority
Attn.: Peggy Gooch, Senior Administrative Assistant,
Engineering
P. O. Box 267
445 Challenger Road
Cape Canaveral, FL 32920

All proposals shall be delivered to the Canaveral Port Authority no later than 2:00 p.m., Friday, May 1, 2009.

SELECTION PROCESS

A committee established by the Chief Executive Officer will meet to review and recommend for approval a ranking of qualified firms to the CPA Commission at their regularly scheduled meeting to be held at 2:00 p.m., May 27, 2009, at which time selections will be established.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.

Request for Proposals (FDDC #2009-HC-8100)
 Community Action Campaign to Reduce Fetal Alcohol Syndrome in Florida

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2009-HC-8100) is released in order to fund activities that will gather champions and stakeholders to identify groups for targeted intervention, materials to be used in media/education campaigns, and development of a working alliance that will establish goals and action steps necessary for sustaining a statewide campaign to eliminate the use of alcohol by pregnant women throughout the state.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside \$80,000 to \$148,000 of federal funds for a period not to exceed one (1) year for fiscal support of this RFP, and may approve up to two continuation contracts on an annual basis, however funding may be reduced during subsequent years.

Copies of this RFP can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing: FDDC, 124 Marriott Drive, Suite 201, Tallahassee, FL 32301, or calling (850)488-4180 or Toll Free 1(800)580-7801 or TDD Toll Free 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is April 17, 2009. Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of May 4, 2009. The deadline for submitting proposals for this RFP to FDDC is June 8, 2009, 2:00 p.m. (EDT).

HILLSBOROUGH COUNTY AVIATION AUTHORITY

NOTICE TO CONSULTANTS

LAND SURVEYING AND MAPPING SERVICES

The Hillsborough County Aviation Authority hereby requests, pursuant to the Consultants Competitive Negotiation Act, Florida Statutes 287.055, letters of interest from land surveying and mapping firms or individuals desiring to render professional services as stated below:

LAND SURVEYING AND MAPPING SERVICES

This agreement provides for services to include all aspects of surveying to support architectural and engineering design related to particular capital improvement projects and as needed to support property acquisition. All survey work will be accomplished in accordance with the Florida minimum technical standards for land surveying and mapping.

A more detailed scope of services will be included in the formal request for proposal.

Significant Dates:

Letters of interest due: NLT 5:00 p.m., April 8, 2009
 RFP posted on web site: After 12:00 Noon, April 15, 2009
 Mandatory pre-proposal conference: At 2:00 p.m., May 5, 2009
 Proposals Due: By 5:00 p.m., May 20, 2009

For additional information on submitting letters of interest, location of meeting and other project details, go to the Authority website at: www.tampaairport.com; Quick Links, Airport Business, Notice of Bids. The RFP will be posted on the Authority website after 12:00 Noon, April 15, 2009.

To receive automated e-mail notifications of future business opportunities, please visit our website at: tampaairport.com and register using the Authority's Business and Supplier Registration Program.

NASSAU COUNTY SCHOOL DISTRICT

NOTICE OF INTENT TO BID

Sealed bids will be received by the Food Service Director of the School Board of Nassau County Florida, 1201 Atlantic Avenue, Food Service Office, Fernandina Beach, FL 32034 up until 2:30 p.m., April 28, 2009, at which time and place bids received will be tabulated for furnishing the following for the period of July 1, 2009 through June 30, 2010.

The estimated dollar value of Bread and Bakery Bid, Bid #2009-02 is \$45,000.00 annually.

This will include delivery to 16 schools.

Only vendors who request a bid package in person, in writing, or by fax will receive the complete bid package. Call: (904)491-9924 or Fax: (904)277-9033.

TOWER-OHL GROUP

INVITATION FOR PRE-QUALIFIED CONTRACTORS TO SUBMIT SEALED BIDS

Project: Regional Training Institute, Phase 4
 Camp Blanding
 5629 State Road 16 West
 Starke, Florida 32091

Call for Bids: Tower-OHL Group has been selected by the State of Florida, Department of Military Affairs, Construction and Facility Management Office for negotiations as the Construction Manager at Risk on the above referenced project.

Tower-OHL Group is requesting Sealed Bids from Pre-Qualified Trade Contractors for all applicable trades for construction on the above referenced project until 2:00 p.m., Tuesday May 5, 2009.

Project Scope: RTI, Phase 4 primarily includes construction of the following: 2-story, 20,500sf Billeting Bldg. East Wing; 3-story, 41,500sf Billeting Bldg. West Wing, 6,800sf Dining Facility Expansion, 1,200sf Pre-Engineered Weapons Cleaning Canopy, 7,000sf Pre-Engineered Covered Dining Patio, interconnecting Covered Walkways for all of RTI, Landscaping and Irrigation for all of RTI, two new Chillers, Combative Pit, 1/2 mile Running Track, Emergency Access Road, Milling and Re-Surfacing of Apalachicola and Panama City Roads, Expansion to Parking Lots, Stairway Finish Upgrades at the Phase 2 Billeting Bldg., and Floor Finish Upgrades at the existing RTI Administration Building. Design and construction materials will be consistent with the earlier phased construction of the RTI Complex.

Pre-Qualification: Only bidders that meet pre-qualification criteria will be allowed to bid. Pre-Qualification Packages are available at: Jacksonville office, 11315 Business Park Blvd., Jacksonville, FL, starting April 3, 2009. As part of the pre-qualification an executed original of the Tower-OHL Master Subcontract Agreement must accompany the submission of the fully completed and signed pre-qualification forms. Pre-qualification packages are due to Tower-OHL by 2:00 p.m., Friday, April 10, 2009, to be considered for evaluation. Tower-OHL will review all properly received Pre-Qualification Packages for eligibility to bid. Evaluation of the Pre-Qualification Packages and response by fax to all that submitted Pre-Qualification Packages will be by Thursday, April 16, 2009. Bid packages for the project will be available in our office starting Friday, April 17, 2009, for those that have pre qualified.

Minority Program: Minority Business Enterprises (MBE) are encouraged to participate in this Invitation to Bid. Utilization of MBE participation is highly encouraged from all Bidders. MBE's must be certified by the office of Supplier diversity.

Bonding Requirements: 100% labor and performance bonds may be required from successful bidders. The cost of the material and performance bond shall be listed in the space on the proposal form as a net add to the base bid.

Bid Packages: Bid Packages will be available and may be picked up at the office of Tower-OHL/Jacksonville starting Friday, April 17, 2009.

Bid Submittal: Sealed bids will be received on Tuesday, May 5, 2009.

Questions: Questions concerning bidding and project scope are to be sent by Fax to: Tower-OHL, Fax: (904)292-4865, Attention: Questions received after Friday, April 24, 2009 will not be accepted. All questions that have been submitted will be answered in an addendum on April 28, 2009.

Section XII Miscellaneous

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Tobacco Marketing Order

The Department of Agriculture and Consumer Services announces a referendum on the proposed Amended Tobacco Marketing Order in which all producers and handlers of tobacco in Florida are invited to participate.

TIME PERIOD FOR REFERENDUM: Ballots and copies of the proposed order will be mailed to all tobacco producers or handlers affected who are in the state and whose names and addresses are known on April 20, 2009. Ballots and copies of the proposed order may be obtained from county extension offices in Alachua, Columbia, Gilchrist, Hamilton, Lafayette, and Suwannee counties by producers or handlers not receiving them by mail, or by calling: Marshall Wiseheart at (850)488-4366.

The date by which ballots must be returned to the Department is Monday, May 11, 2009.

GENERAL INFORMATION ABOUT THE REFERENDUM: The Department received application from over 10 percent of the affected producers via the Tobacco Production Research Advisory Council who stated they have reason to believe that an increase in the rate of assessment under the marketing order will tend to effectuate the declared policy of Sections 573.101-.124, Florida Statutes.

On February 16, 2009, the Department held a public hearing concerning the potential amendment of the Tobacco Marketing Order. The Department finds that the proposed amended order will tend to accomplish the objectives and purposes of Sections 573.101-.124, Florida Statutes.

The proposed amended marketing order raises the assessment from 25 cents to one dollar per hundred pounds of tobacco sold, but not to exceed 50 cents per hundred pounds of tobacco sold during the 2009 state fiscal year.

If you have any questions, please call: Marshall Wiseheart at (850)488-4366.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this referendum is asked to advise the Department by contacting: Marshall Wiseheart at

(850)488-4366. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TTY) or 1(800)955-8770 (Voice).

DEPARTMENT OF COMMUNITY AFFAIRS

Notice of Funding Availability FEMA-1806-DR-FL

Program Summary

The Florida Division of Emergency Management is pleased to announce the availability of Hazard Mitigation Grant Program (HMGP) funds as a result of the recent Presidential Disaster Declarations (FEMA-1806-DR-FL). HMGP is authorized by Section 404 of the Robert T. Stafford Disaster Relief Act and is offered to assist communities in implementing mitigation measures designed to reduce or eliminate long-term risk to people and property from natural hazards and their effects. The Division is soliciting applications and encourages all eligible applicants to identify and submit applications that address eligible mitigation activities. The amount of funding available to the state is based on 20% of the total federal disaster assistance for these events. The application period will close June 29, 2009. Therefore, all applications must be postmarked by June 29, 2009. The Division encourages and welcomes the submittal of complete applications at anytime during this cycle.

Application Timeline

Applications are currently being accepted. The deadline for the submission of applications is June 29, 2009 (postmarked). Applications will only be accepted from eligible applicants as defined in the Minimum Program Eligibility section of this notice. Please provide four completed copies of the State of Florida Joint Hazard Mitigation Grant Program and Flood Mitigation Assistance Application and all appropriate attachments. The Joint application and all other pertinent forms may be obtained at the Divisions website located at: <http://www.floridadisaster.org/Mitigation/Hazard/forms.htm>.

Alternatively, you may contact the Division directly at (850)922-4182. In order to be considered, completed applications must be sent to the following address:

ATTN: Kathleen Marshall
 Hazard Mitigation Grant Program
 Florida Division of Emergency Management
 Mitigation Section
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

Minimum Program Eligibility

Eligible Applicants: According to the C.F.R. 44 §206.434(a) applicants eligible to apply for Hazard Mitigation Grant Program funds include: State and local governments who have an approved Local Mitigation Plan (LMS) in accordance with 44 CFR 201.6, prior to receipt of HMGP subgrant funding for projects; private non-profit organizations or institutions that own or operate a private non-profit facility as defined in

§206.221(e); and a qualified conservation organization as defined at 44 CFR §80.3(h); Indian tribes or authorized tribal organizations.

Eligible Activities: Activities include mitigation projects that will result in protection of public or private property from natural hazards. Activities for which implementation has already been initiated or completed, are not eligible for funding. Eligible projects include, but are not limited to the following:

- a. Acquisition or relocation of hazard prone structures;
 - b. Retrofitting of existing buildings and facilities that will result in increased protection from hazards;
 - c. Elevation of flood prone structures;
 - d. Infrastructure protection measures;
 - e. Stormwater management improvements;
 - f. Minor structure flood control projects; and
 - g. Retrofitting of existing buildings and facilities for shelters.
- See Attachment C for FEMA Memorandum-Clarification of requirements for HMGP wind retrofit projects.

The state will not consider funding requests for:

- Generators-unless they are an integral part of a larger eligible project (see Attachment A).
- Construction of new facilities – however, the cost associated with above code upgrades can be considered.
- Equipment such as emergency pumps, vehicles and communication devices.
- Tree removal.
- Projects already in progress. (Construction may not begin until the project has met requirements of the National Environmental Policy Act. In addition the contract between the State and subgrantee must be executed.)

Eligibility Criteria: All projects submitted must meet the following minimum criteria to be considered for funding:

- (a) Conform to the Florida Hazard Mitigation Plan and the respective community’s Local Mitigation Strategy (LMS);
- (b) Conform to the funding priorities for the disaster as established in the respective community’s LMS governing the project;
- (c) Demonstrate cost-effectiveness;
- (d) Is technically feasible;
- (e) Provide a beneficial impact upon the designated disaster area;
- (f) Conform to all applicable environmental laws and regulations and Executive Orders;
- (g) Solve a problem independently or constitutes a functional part of a solution;
- (h) Is in an National Flood Insurance Program (NFIP) participating community that is not on probation or have been suspended from the NFIP; and
- (i) Meet all applicable State and local codes and standards.

Cost-Share Requirements

Under the HMGP, FEMA will contribute up to 75 percent (75%) of the total amount approved under the grant award to implement eligible cost-effective mitigation measures. The applicant must provide the remaining 25 percent (25%) non-federal share. All contributions, cash or in-kind services, are acceptable as part of the non-federal share. Requirements for in-kind contributions can be found in 44 CFR §13.24. In-kind contributions must be directly related to the eligible project cost. In-kind resources are those personnel, materials, equipment and supplies owned, controlled and operated by the applicant or a third party contributor.

Applicants will also be able to use the Global Match concept as part of the 25% non-federal share match. Which means if the Match project is approved you will be eligible to receive up to 100% federal share. Global Match is when non-federal contributions are derived from one single non-federally funded project or several non-federally funded projects that are "pooled" together to match one or more federally funded projects to attain the required 25% or greater program share for a HMGP grant. In other words, Global Match permits a potential applicant to meet the non-federal share match by receiving credit for state and/or local government funds that were committed to similar type project(s). These similar non-federally funded projects must meet all of the eligibility requirements as specified by the federal funding source for which it is matching.

Pre-Award Costs

Prior to receiving a grant award, Pre-award costs may be requested. Pre-award costs include items such as engineering, environmental study, permitting and other "soft" costs associated with a construction project. Construction activities are not considered pre-award costs. Pre-award costs must be requested in writing. Guidelines for pre-award costs are included, see Attachment B.

County Fund Allocation

To ensure funds are distributed equitably, designated counties have been assigned a portion of the total HMGP grant. The amount is based on a calculation of the proportional share of the total federal assistance under the Public Assistance (PA), Individual Assistance (IA) and Small Business Administration (SBA) programs as of February 2009. Commitment of project funds by the Division is contingent upon receipt of appropriate Legislative Budget Authority.

These figures are shown in Attachment D and represent the estimated amount of HMGP funds currently available. HMGP funding is available only to those counties that have a FEMA approved Disaster Mitigation Act of 2000 compliant Local Mitigation Strategy (LMS). Project applications will be considered only if:

- (1) The application is accompanied by an endorsement by the LMS Chairperson or Vice-Chairperson stating that the project is included in the current LMS; and

- (2) If more than one project is submitted, the endorsement indicates the prioritization. A sample project submission letter is shown in Attachment E.

DEM will attempt to fund each submitted project in priority order until the county's allocation has been exhausted. In accordance with Rule 9G-22.006, F.A.C., the Division uses the following tiered allocation system up until the State application deadline with FEMA:

Tier 1 The available HMGP funds are allocated to counties included in the relevant presidential disaster declaration in proportion to each county's share of federal disaster funding from the Public Assistance (PA), Individual Assistance (IA) and Small Business

Administration (SBA) Disaster Loan Program as of the date of receipt of the FEMA funding notice described above. Eligible projects submitted by each county included in the relevant presidential disaster declaration will be funded in order of priority as outlined in the LMS until the allocated funds (through the 12-Month Lock-in) are exhausted or all eligible projects are funded.

Tier 2 Any allocation remaining after all eligible projects in any declared county are funded shall be re-allocated to those counties included in the relevant presidential disaster declaration whose allocation was not sufficient to fund all submitted eligible projects. The order of priority for re-allocating funds is detailed in Attachment E.

Tier 3 In the event funds remain after the Tier 1 and Tier 2 process, any remaining funds will be offered on a statewide basis as described in Attachment E.

Please see Attachment E for a detailed explanation of funding tiers.

Funding Availability and Notification

FEMA notifies the State of HMGP funding availability at several milestones:

1. Initial Estimate

This represents an early estimate only, is not an actual commitment of funding by FEMA. It may increase or decrease based on actual disaster claims during the declaration period. These estimates are provided for planning purposes and to jump-start the HMGP application process.

2. 180 Days from the Date of Declaration

This represents the State's Lock-in Amount. It is the minimum the State can expect to receive from FEMA. County allocations listed in Attachment D are based on this estimate. After this disclosure, HMGP funds to the State cannot be decreased.

It is important for potential applicants to recognize that HMGP funds are contingent upon FEMA's reexamination of the disaster figures at the given time intervals. A county's funding allocation can increase or decrease after it has submitted an application.

Technical Assistance

The Division of Emergency Management (DEM) is in the process of scheduling HMGP application development workshops. Please check the DEM website for date, time, location and a short overview of the workshops which will be posted on the DEM website: <http://www.floridadisaster.org/Mitigation/Hazard> as they are scheduled. DEM will provide technical assistance throughout the application process; this includes assistance with the application process, Benefit Cost Analysis, Engineering Feasibility and Environmental/Historical Preservation Compliance. If there are any questions regarding the allocation of funds or the project review and selection criteria, please call Bureau staff at one of the following numbers:

(850)922-5944 (Program Eligibility)

(850)922-5779 (Environmental)

(850)922-0602 (Engineering and Technical Feasibility)

To assist you in submitting qualified project applications, the following attachments are located on the DEM website <http://www.floridadisaster.org/Mitigation/Hazard> including the Joint Hazard Mitigation Grant Program & Flood Mitigation Assistance Application:

- Attachment A: HMGP Policy on Generators and related Equipment
- Attachment B: HMGP Program Policy on Pre-award Cost and Form
- Attachment C: FEMA Memorandum-Clarification of Requirements for HMGP Wind Retrofit Projects
- Attachment D: Initial Estimate of Available HMGP Funding
- Attachment E: Sample Project Submission Letter and Explanation of Tier Funding

DCA09-OR-071

In Re: A LAND DEVELOPMENT
REGULATION ADOPTED
BY ISLAMORADA, VILLAGE
OF ISLANDS
ORDINANCE NO. 09-01

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2008), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.

2. On January 28, 2009, the Department received for review Islamorada, Village of Islands Ordinance No. 09-01 ("Ord. No. 09-01") adopted by the Village on January 22, 2009.
3. Ord. No. 09-01 amends Chapter 30 Land Development Regulations, Article II, Rules of Conservation and Definitions, Section 30-32 Specific Definitions; Article IV Divisions 2, 10 and 11, Development Review, Platting and Building Permit Allocation System; Article V, Schedule of District Use and Development Standards, Divisions 2, 3 and 7, Zoning Districts, Nonconformities and Off-Street Parking, Loading and Driveway Standards; Article VI, Specific Use Restrictions, Division 8, Outdoor Storage and Display; Article VII, Environmental Regulations, Division 2 Docks and Shoreline Uses; and Chapter 50, Streets, Sidewalks, and other Public Places to create Article IV, Abandonment of Rights-of-Way and Easements of the Village Code of Ordinances; and establishing Chapter 30, Article IV Administrative Procedures, Division 17 Working Waterfronts of the Village Code of Ordinances.
4. The purpose of Ord. No. 09-01 is to amend the Village Land Development Regulations to include strategies to encourage the preservation of recreational and commercial working waterfronts and public access.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2008).
6. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Florida Statutes (2008), and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.
7. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Florida Statutes (2008). The regulations adopted by Ord. 09-01 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 (the "Principles") as set forth in § 380.0552(7), Florida Statutes (2008). 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 are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
9. Ord. 09-01 promotes and furthers the following Principles:

- (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
 - (d) To ensure the maximum well-being of the Florida Keys and its citizens through sound economic development.
 - (f) To enhance natural scenic resources, promote the aesthetic benefits of the natural environment, and ensure that development is compatible with the unique historic character of the Florida Keys.
 - (k) To provide adequate alternatives for the protection of public safety and welfare in the event of a natural or manmade disaster and for a post-disaster reconstruction plan.
10. Ord. 09-01 is not inconsistent with the remaining Principles. Ord. 09-01 is consistent with the Principles for Guiding Development as a whole.
 11. Ord. 09-01 is consistent with the Village Comprehensive Plan Objective 1-4.9: Preserve Working Waterfronts; Policy 1-4.9.1: Provide Regulatory Incentives; Policy 1-4.9.2: Implement Working Waterfronts Land Development Regulations; Policy 1-4.9.4: Ensure Public Access to the Waterfront; Objective 1-2.4: Recognize Mixed Use Development Patterns; and Policy 1-3.1.1: Establish a Building Permit Allocation System.

WHEREFORE, IT IS ORDERED that Ord. 09-01 is found to be consistent with the Principles for Guiding Development of the Florida Keys 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.

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.

/s/ _____

CHARLES GAUTHIER, AICP
Director, Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 23rd day of March, 2009.

/s/ _____

Paula Ford, Agency Clerk

By U.S. Mail:

Honorable Cathi Hill, Mayor
Islamorada, Village of Islands
Post Office Box 568
Islamorada, FL 33036

Beverly Raddatz, Village Clerk
Islamorada, Village of Islands
Post Office Box 568
Islamorada, FL 33036

Nina Boniske, Esq.
James White, Esq.
Weiss Serota Helfman Pastoriza
Guedes Cole & Boniske, P.A.
2525 Ponce De Leon Blvd., Suite 700
Coral Gables, Florida 33134-6045

By Hand Delivery or Interagency Mail:

Rebecca Jetton, ACSC Administrator
Richard E. Shine, Assistant General Counsel

DEPARTMENT OF LAW ENFORCEMENT

Notice of Application

for Federal Funds and Funding Availability

The State of Florida, Department of Law Enforcement (FDLE), Office of Criminal Justice Grants will be submitting an application to the United States Department of Justice, Bureau of Justice Assistance, for \$81,537,096 in Justice Assistance Grant (JAG) Funds made available under the American Recovery and Reinvestment Act of 2009.

A copy of the application will be available for review and comment by the public at: FDLE, Business Support Program, Office of Criminal Justice Grants, Tallahassee, Florida 32308. Interested parties should contact the Office of Criminal Justice Grants at (850)617-1250 to obtain a copy of the application for review.

If the Bureau of Justice Assistance approves this application, units of local government will be eligible to receive subgrants from the Department of Law Enforcement. "Units of local government" means any city, county, town, township, borough, parish, village, or other general-purpose political subdivision of a State and includes Native American Tribes that perform law enforcement functions as determined by the Secretary of the Interior.

Chapter 11D-9, Florida Administrative Code, governs program administration and funding. Local governments should thoroughly review rule provisions before applying for subgrant funds.

FDLE is not yet accepting applications for this program. FDLE will mail a notice of funding availability to eligible units of local government. The notice will state the amount of funds available and will include information about the application process.

Questions regarding FDLE's application and the funding process should be directed to: Clayton Wilder, Administrator, Office of Criminal Justice Grants, FDLE at (850)617-1250.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of Charles A. McLean d/b/a Beach Classic Scooters, as a dealership for the sale of motorcycles

manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 739 Scallop Drive, Suite 11, Port Canaveral (Brevard County), Florida 32920, on or after March 23, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Charles A. McLean d/b/a Beach Classic Scooters are dealer operator(s): Charles Alan McLean, 220 Arthur Avenue, Cocoa Beach, Florida 32931; principal investor(s): Charles Alan McLean, 220 Arthur Avenue, Cocoa Beach, Florida 32931.

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: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwannee, Georgia 30024.

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 QLink, L.P., intends to allow the establishment of Evolution Motorsports, LLC, as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 2629 North Magnolia Avenue, Ocala (Marion County), Florida 34475, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Evolution Motorsports, LLC are dealer operator(s): Kathy Parks, 2629 North Magnolia Avenue, Ocala, Florida 34475; principal investor(s): Kathy Parks, 2629 North Magnolia Avenue, Ocala, Florida 34475.

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: Johnny Tai, Vice President, QLink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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 Lance Powersports, Inc., intends to allow the establishment of Fast Trixx Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 2386 Allen Road, Tallahassee (Leon County), Florida 32312, on or after March 31, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fast Trixx Powersports, Inc. are dealer operator(s): Daniel Maddox, 2386 Allen Road, Tallahassee, Florida 32312; principal investor(s): Daniel Maddox, 2386 Allen Road, Tallahassee, Florida 32312.

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: 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 Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of Go Anywhere Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 9050 A Navarre Parkway, Navarre (Santa Rosa County), Florida 32566, on or after March 24, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Go Anywhere Scooters, LLC are dealer operator(s): Jerry W. Rogers, 6 Indian Bayou Drive, Destin, Florida 32541; principal investor(s): Jerry W. Rogers, 6 Indian Bayou Drive, Destin, Florida 32541.

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: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwanee, Georgia 30024.

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 Subaru of America, Inc., South Central Region, intends to allow the establishment of BCSS, Ltd. d/b/a Lou Bachrodt Subaru, as a dealership for the sale of Subaru vehicles (SUBA) at 5500 North State Road 7, Coconut Creek (Broward County), Florida 33073, on or after April 28, 2009.

The name and address of the dealer operator(s) and principal investor(s) of BCSS, Ltd. d/b/a Lou Bachrodt Subaru are dealer operator(s): Louis C. Bachrodt, III, 5500 North State Road 7, Coconut Creek, Florida 33073; principal investor(s): Louis C. Bachrodt, III, 5500 North State Road 7, Coconut Creek, Florida 33073 and Patrick M. Bachrodt, 5500 North State Road 7, Coconut Creek, Florida 33073.

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: John Thamert, Subaru of America, Inc., South Central Region, 220 The Bluffs, Austell, Georgia 30168.

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 Triumph Motorcycles (America), Ltd., intends to allow the establishment of Motorcycles of Miami, Inc., as a dealership for the sale of Triumph motorcycles (TRUM) at 7501 Northwest 36th Street, Miami (Dade County), Florida 33166, on or after April 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Motorcycles of Miami, Inc. are dealer operator(s): Doner Garcia, 8634 Northwest 114th Court, Miami, Florida 33178; principal investor(s): Francisco Garcia, 3039 Ellice Way, Naples, Florida 34114 and Doner Garcia, 8634 Northwest 114th Court, Miami, Florida 33178.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Michael Lashley, Triumph Motorcycles (America), Ltd., 385 Walt Sanders Memorial Drive, Suite 100, Newman, Georgia 30265.

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 Scooter Superstore of America, Inc., as a dealership for the sale of Moto Guzzi motorcycles (MOGU) at 10100 San Jose Boulevard, Jacksonville (Duval County), Florida 32257, on or after March 12, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Superstore of America, Inc. are dealer operator(s): Peter Warrick, 2311 Thomas Street, Hollywood, Florida 33020; principal investor(s): Peter Warrick, 2311 Thomas Street, Hollywood, Florida 33020.

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.

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 Tropical Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Co. Ltd. (ZHQM) at 11610 Seminole Boulevard, Largo (Pinellas County), Florida 33778, on or after February 18, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Tropical Scooters, LLC are dealer operator(s): Mark W. Stanley, 10113 115th Avenue, North, Largo, Florida 33773; principal investor(s): Mark W. Stanley, 10113 115th Avenue, North, Largo, Florida 33773.

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 More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Xtreme Rides, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Mengdeli Electric Co. Ltd. (MENG) at 30216 Highway 27 South, Haines City (Polk County), Florida 33844, on or after March 11, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Xtreme Rides, Inc. are dealer operator(s): Joudeh I. Mohammad, 30216 Highway 27 South, Haines City, Florida 33844; principal investor(s): Joudeh I. Mohammad, 30216 Highway 27 South, Haines City, Florida 33844.

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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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

NOTICE OF HOSPICE PROGRAM FIXED NEED POOL

The Agency for Health Care Administration has projected a fixed need pool for hospice programs, defined in accordance with Sections 400.601-.602, Florida Statutes (F.S.) and 408.031-.045, F.S. Fixed need pool projections are for hospice programs planned for **July 2010**, pursuant to the provisions of Rule 59C-1.0355, Florida Administrative Code. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with: Certificate of Need Program Office, Building 1, Room 220 MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., April 20, 2009.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of the publication. If the agency concurs with the error,

the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day period waives a person’s right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, F.S. In order to request a proceeding under Section 120.57, F.S., a request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with: Agency Clerk, 2727 Mahan Drive, Fort Knox Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Hospice Program Net Need

Service Area	Net Need	Service Area	Net Need
District 1	0	Subdistrict 6C	0
Subdistrict 2A	0	Subdistrict 7A	0
Subdistrict 2B	0	Subdistrict 7B	0
Subdistrict 3A	0	Subdistrict 7C	0
Subdistrict 3B	0	Subdistrict 8A	0
Subdistrict 3C	0	Subdistrict 8B	0
Subdistrict 3D	0	Subdistrict 8C	0
Subdistrict 3E	0	Subdistrict 8D	0
Subdistrict 4A	0	Subdistrict 9A	0
Subdistrict 4B	0	Subdistrict 9B	0
Subdistrict 5A	0	Subdistrict 9C	0
Subdistrict 5B	0	District 10	0
Subdistrict 6A	0	District 11	0
Subdistrict 6B	0	Total	0

NOTICE OF PEDIATRIC CARDIAC

CATHETERIZATION PROGRAM FIXED NEED POOL

The Agency for Health Care Administration has projected a fixed need pool for pediatric cardiac catheterization programs for July 2011, pursuant to the provisions of Rules 59C-1.008 and 59C-1.032, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with

the Certificate of Need Program Office, Building 1, Room 220, MS 28, 2727 Mahan Drive, Tallahassee, Florida, 32308, on or before 5:00 p.m., April 20, 2009.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the Agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person’s right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to: Agency for Health Care Administration and must be filed with: Agency Clerk, 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Pediatric Cardiac Catheterization Program Net Need

Net		Net	
Service Area	Need	Service Area	Need
1	0	4	0
2	0	5	0
3	0	Total	0

NOTICE OF PEDIATRIC OPEN

HEART SURGERY FIXED NEED POOL

The Agency for Health Care Administration has projected a fixed need pool for pediatric open heart surgery programs for July 2011, pursuant to the provisions of Rules 59C-1.008 and 59C-1.033, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with: Certificate of Need Program Office, Building 1, Room 220, MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., April 20, 2009.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person’s right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with: Agency Clerk, 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Pediatric Open Heart Surgery Program Net Need

Service Area	Net Need	Service Area	Net Need
1	0	4	0
2	0	5	0
3	0	Total	0

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE OF AVAILABILITY

FISCAL YEAR 2009 INTENDED USE PLAN – FOR USE OF CLEAN WATER ACT AND AMERICAN RECOVERY AND REINVESTMENT ACT APPROPRIATIONS

The Department of Environmental Protection provides Notice of Availability of the Fiscal Year 2009 Clean Water Act and the American Recovery and Reinvestment Act of 2009 appropriations Intended Use Plan.

PURPOSE: To present the Department’s recommendations and receive public comment on the intended use of the Fiscal Year (FY) 2009 Federal Clean Water Act (CWA) appropriation and State matching funds and the use of the American Recovery and Reinvestment Act of 2009 (ARRA) appropriation. CWA Funds may be used to finance wastewater, stormwater or non-point source preconstruction and/or construction projects under State Revolving Fund Rule, Chapter 62-503, F.A.C. ARRA funds may be allocated to wastewater, stormwater, or non-point source projects for construction only and will be administered under Chapters 62-503 and 62-505, F.A.C. Intended Use Plan topics include project eligibility, project prioritization, types of assistance available, source and use of funds, and the proposed priority list of projects. Emphasis is placed on the particular requirements of the recently enacted ARRA appropriation.

A copy of the proposed FY 2009 Intended Use Plan may be obtained on the Bureau of Water Facilities Funding website: <http://www.dep.state.fl.us/water/wff/cwsrf/>.

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

The Department of Environmental Protection has determined that the proposed North Lauderdale rehabilitation of wastewater facilities project will not have a significant adverse affect on the environment. The potential amount of the loan is estimated at \$1,500,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Bob Ballard, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or calling (850)245-8358.

NOTICE OF AVAILABILITY
FLORIDA CATEGORICAL EXCLUSION NOTIFICATION
Miami Dade County

The Florida Department of Environmental Protection has determined that the Miami Dade County's project to replace a 12-inch transmission line with a 20-inch line at the Rickenbacker Causeway Intracoastal Waterway Bridge between Hobie Island and Virginia Key in Miami-Dade County will not adversely affect the environment. The total cost of the project is estimated to be \$2,287,835. The project may qualify for a Drinking Water State Revolving Fund loan composed of funds from the American Recovery and Reinvestment Act of 2009.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: Isaac Santos, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400, (850)245-7546.

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://www.dep.state.fl.us/secretary/oip/state_clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF JUVENILE JUSTICE

Revised Policy Posted for Review and Comment

The Florida Department of Juvenile Justice has posted a revised policy for review and comment on MyFlorida.com at: http://www.djj.state.fl.us/policies_procedures/policyreview.html. Compliance with the Florida Single Audit Act – (FDJJ 1810) is established to implement the provisions of Section 215.97, F.S. (Florida Single Audit Act) by the Department of Juvenile Justice; to ensure the Department promotes sound financial management of state financial assistance expenditures; and to ensure the Department monitors, uses, and follow up on audits related to state financial assistance provided to non-state entities. The policy is posted for a single 20 working day review and comment period, with the closure date for

submission of comments on the policy of April 30, 2009. Responses to comments received will be posted on the above Website.

DEPARTMENT OF HEALTH

On March 17, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Lee Allen Geis, R.N. license number RN 5153338. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 17, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Kerri Ann Schneider, R.N. license number RN 9271027. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 19, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Karen Lee Interrant, R.R.T. license number RT 6591. This Emergency Suspension Order was predicated upon the State Surgeon General'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 State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

BROWARD COUNTY MEDICAL EXAMINERS AND TRAUMA SERVICES

Notice of Destruction of Toxicology Specimens

The Toxicology Laboratory of the Broward County Medical Examiner's Office announces the destruction of toxicology specimens collected prior to 2007 from autopsies as part of death investigation cases and specimens obtained prior to 2004 from law enforcement agencies as part of driving under the influence (DUI) cases and drug facilitated sexual assault cases. The destruction of these specimens shall begin on or about June 8, 2009.

If you require any specimens be retained for retesting or possible evidentiary purposes, please send a written request for preservation citing:

1. Name of the individual or agency responsible for initiating the request;
2. Date the request is initiated;
3. Name of the decedent, defendant or victim;

4. Approximate date of specimen collection;
5. Medical examiner laboratory case number (if known);
6. Reason for extending the retention period; and,
7. Terms of the specimen preservation, including the length of additional time the requested specimen is to be held.

All written requests must be received by June 1, 2009. If necessary, hearings will be arranged to explore these matters.

Send written requests to:

Toxicology Laboratory
District 17 Medical Examiner and Trauma Services
5301 S.W. 31st Avenue
Ft. Lauderdale, FL 33312

Or Fax written requests to: (954)327-6582.

If you have any questions, please call Toxicology at (954)327-6525.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN March 16, 2009
 and March 20, 2009

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION
Education Practices Commission

6B-11.007	3/20/09	4/9/09	35/2	
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STATE BOARD OF ADMINISTRATION
Florida Prepaid Postsecondary Education Expense Board

19B-4.001	3/16/09	4/5/09	35/5	
19B-16.002	3/16/09	4/5/09	35/5	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF LOTTERY

53-1.007	3/16/09	4/5/09	35/5	
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FLORIDA HOUSING FINANCE CORPORATION

67-32.004	3/18/09	4/7/09	34/51	
67-32.005	3/18/09	4/7/09	35/6	

**Section XIV
List of Rules Affected**

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.
1B-30.002	34/50	35/3	35/9
1B-30.003	34/50	35/3	35/9
1B-30.004	34/50		35/9
1B-30.005	34/50	35/3	35/9
1S-2.042	34/51		35/7
1S-2.046	35/6		
1S-2.047	35/6		
IT-1.001	35/1		35/8
IT-1.031	35/1		35/8
IT-1.032	35/1		35/8

LEGAL AFFAIRS

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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2A-8.005	34/22		
2B-1.002	35/2c		35/12d
	35/2c		35/12d

BANKING AND FINANCE

STATE			
Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
1A-31	34/49c		
1A-31.0012	34/39		
1A-31.0015	34/39	35/12	
1A-31.0022	34/39		
1A-31.0027	34/39		35/12w
1A-31.0032	34/39		
1A-31.0035	34/39		
1A-31.0042	34/39	35/12	
1A-31.0045	34/39	35/12	
1A-31.0052	34/39	35/12	
1A-31.0055	34/39		
1A-31.0062	34/39	35/12	
1A-31.0065	34/39		
1A-31.0072	34/39		
1A-31.0082	34/39	35/12	
1A-31.0092	34/39	35/12	
1A-31.010	34/39		
1A-31.011	34/39	35/12	
1A-31.020	34/39	35/12	
1A-31.025	34/39		
1A-31.030	34/39	35/12	
1A-31.035	34/39	35/12	
1A-31.036	34/39	35/12	
1A-31.040	34/39	35/12	
1A-31.045	34/39	35/12	
1A-31.046	34/39	35/12	
1A-31.050	34/39	35/12	
1A-31.055	34/39	35/12	
1A-31.060	34/39	35/12	
1A-31.065	34/39	35/12	
1A-31.070	34/39		
1A-31.075	34/39		
1A-31.080	34/39		
1A-31.085	34/39	35/12	
1A-31.090	34/39	35/12	
1B-30.001	34/50		35/9
1B-30.0015	34/50		35/9

3E-48.005	28/42		
INSURANCE			
4-138.047	28/41		
4-154.525	29/16	29/25	
4-211.031	27/44		
4-228.055	26/35		
4A-62.001	29/44	29/46	
4A-62.002	29/44	29/46	
AGRICULTURE AND CONSUMER SERVICES			
5B-57.012	35/7		
5B-58.001	27/29		
5E-14.106	33/7		
5E-14.117	33/7		
	34/14	34/51	35/7
5E-14.1421	34/14	34/51	35/7
5G-6.007	35/3		
5G-6.009	35/3		
5I-4.002	32/49		
	34/51		35/8
5I-4.006	32/49		
	34/51		35/8
5K-4.002	34/51		35/8
5K-4.020	34/51		35/8
5K-4.021	34/51		35/8
5K-4.027	35/10		
5K-4.028	35/10		
5K-4.029	34/51		35/8
5L-1.003	35/8		
	35/9		
5M-11.001	35/7		
5M-11.002	35/7		
5M-11.003	35/7		
5M-11.004	35/7		
5M-11.005	35/7		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
EDUCATION				COMMUNITY AFFAIRS			
6A-1.012	34/51		35/7	9BER09-1			35/7
6A-1.039	35/6			9B-1.002	35/13		
6A-1.044	34/51		35/7	9B-1.003	35/13		
6A-1.04514	34/51		35/7	9B-1.004	35/13		
6A-1.06421	33/45			9B-1.006	35/13		
6A-1.09421	34/51		35/7	9B-1.007	35/13		
6A-1.09422	34/51		35/7	9B-1.009	35/13		
6A-1.09432	35/5			9B-1.0095	35/13		
6A-1.099	35/6			9B-1.010	35/13		
6A-4.01792	34/51		35/7	9B-1.011	35/13		
6A-4.0244	35/5			9B-1.016	35/13		
6A-4.02451	35/5			9B-1.017	35/13		
6A-4.0251	32/3	32/5		9B-1.018	35/13		
6A-6.03018	34/38	35/5	35/11	9B-1.019	35/13		
6A-6.05271	35/5			9B-1.020	35/13		
6A-6.0571	35/6			9B-1.0211	35/13		
6A-6.0900	35/5			9B-1.0221	35/13		
6A-6.0901	35/5	35/12		9B-1.023	35/13		
6A-6.0904	35/5	35/12		9B-1.026	35/13		
6A-6.0905	35/5			9B-1.028	35/13		
6A-6.0906	35/5			9B-1.030	35/13		
6A-6.0907	35/5	35/12		9B-3.004	35/2c		35/7d
6A-6.0908	35/5			9B-3.047	34/46	34/52	35/6
6A-6.0909	35/5				35/2c		35/7d
6A-6.09091	35/5				35/2c		35/7d
6A-6.0970	35/7			9B-3.050	35/2c		35/7d
6A-14.092	34/51		35/7	9B-70.002	34/46		35/8
6A-22.001	35/6	35/12		9B-72.090	35/3	35/12	
6A-22.002	35/6			9B-72.180	35/3		
6A-22.003	35/6	35/12		9J-5	32/32c		
6A-22.004	35/6			9J-5.026	35/7c		35/12d
6A-22.006	35/6			9J-11.009	35/7c		35/7d
6A-22.008	35/6			9J-11.023	35/7c		35/12d
6A-22.009	35/6			9J-36.002	35/7c		35/7d
6A-22.010	35/6	35/12					
6A-22.011	35/6			LAW ENFORCEMENT			
6A-22.012	35/6			11-1.0041	35/1		
6B-4.010	33/10			11B-27.0011	35/1		
6B-11.007	35/2		35/13	11B-27.00212	35/1		
6L-1.001	28/12			11C-7.008	35/1		
6L-1.002	28/12			11C-10.002	35/1		
6L-1.004	28/12			11N-1.002	35/1		35/9w
6L-1.005	28/12			11N-1.0022	35/1		35/8w
6L-1.006	28/12			11N-1.0023	35/1		35/9w
6L-1.007	28/12			11N-1.003	35/1		35/9w
6L-1.008	28/12			11N-1.0031	35/1		35/9w
6L-1.009	28/12			11N-1.0032	35/1		35/9w
6L-1.010	28/12			11N-1.0051	35/1		35/9w
6L-1.011	28/12			11N-1.0052	35/1		35/9w
6L-1.012	28/12			11N-1.006	35/1		35/9w
6L-1.013	28/12						
6M-7.0055	30/26						

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REVENUE				12B-5.130	35/5		
12-14.003	34/5			12B-5.150	34/51	35/6	
12-14.005	34/5				35/5	35/11	
12-18.001	35/5	35/10		12B-5.400	35/5		
12-18.002	35/5			12B-5.401	35/5		
12-18.004	35/5	35/10		12B-8.016	34/51		
12-18.008	35/5			12CER08-31			34/51
12-24.001	35/5			12C-1.013	34/51		
12-24.002	35/5			12C-1.068	34/51		
12-24.003	35/5			12C-3.0015	34/51		
12-24.004	35/5			12C-3.007	34/51		
12-24.005	35/5			12C-3.008	34/51		
12-24.007	35/5			12C-3.009	34/51		
12-24.008	35/5			12C-3.010	34/51	35/5	
12-24.009	35/5			12C-3.013	34/51		
12-24.010	35/5			12DER08-30			34/51
12-24.011	35/5			12DER08-32			35/2
12-28.001	35/5			12DER08-33			35/2
12-28.002	35/5			12DER08-34			35/2
12-28.003	35/5			12DER08-35			35/2
12-28.004	35/5			TRANSPORTATION			
12-28.005	35/5			14-10.004	34/32	35/6	35/12
12-28.006	35/5			14-10.0043	34/32	35/6	35/12
12-28.007	35/5				34/41c		35/12d
12-28.008	35/5			14-10.025	34/8	34/29	
12-28.009	35/5				34/23c		35/12d
12A-1.005	33/41				34/23c		35/12d
12A-1.011	33/41	35/3		14-15.0081	34/42		
12A-1.0115	33/41			14-43.001	34/51		35/6
12A-1.029	35/5			14-78.005	35/10		
12A-1.036	35/5			14-91.007	35/10		
12A-1.040	35/5			14-98.005	34/51	35/5	35/11
12A-1.071	33/41			14-98.008	34/51		35/11
12A-1.075	35/5			14-100.001	35/10		
12A-1.097	33/41			14-100.004	35/2c		
12A-15.002	35/5			14-116.002	34/51		35/6
12A-15.010	35/5			HIGHWAY SAFETY AND MOTOR VEHICLES			
12A-15.011	35/5			15A-7.001	34/41		35/7
12A-15.012	35/5			15A-7.002	34/41		35/7
12A-17.003	35/5			15A-7.0025	34/41		35/7
12A-17.005	32/2	32/31		15A-7.003	34/41		35/7
12B-4.003	34/51			15A-7.004	34/41		35/7
12B-4.007	34/51			15A-7.005	34/41		35/7
12B-4.014	34/51			15A-7.006	34/41	34/52	35/7
12B-5.020	35/5	35/11		15A-7.007	34/41		35/7
12B-5.030	35/5			15A-7.008	34/41		35/7
12B-5.040	35/5			15A-7.009	34/41	34/52	35/7
12B-5.050	35/5			15A-7.010	34/41	34/52	35/7
12B-5.060	35/5			15A-7.011	34/41		35/7
12B-5.070	35/5			15A-7.012	34/41		35/7
12B-5.080	35/5			15A-7.013	34/41		35/7
12B-5.090	35/5			15A-7.014	34/41		35/7
12B-5.100	35/5			15A-7.015	34/41		35/7
12B-5.110	35/5						
12B-5.121	35/5						

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15A-7.016	34/41		35/7	25-4.109	35/3		35/11
15A-7.017	34/41	34/52	35/7	25-4.110	35/3		
15A-7.018	34/41		35/7	25-56.034	32/32c		
15A-7.019	34/41	34/52	35/7	25-56.0341	32/32c		
15C-7.005	33/8c			25-56.0342	32/32c		
15C-16.004	34/18			25-56.0343	32/32c		
BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND				25-56.064	32/32c		
				25-56.078	32/32c		
				25-56.115	32/32c		
18-2.017	33/22			ADMINISTRATION COMMISSION			
18-2.018	33/22						
18-21.001	35/12			28-106.201	35/12c		
18-21.002	35/12			REGIONAL PLANNING COUNCILS			
18-21.003	35/12						
18-21.004	35/12			29H-1.003	34/47		35/9
18-21.005	35/12			29H-1.005	34/47	35/2	35/9
18-21.0051	35/12			29H-1.006	34/47		35/9
18-21.008	35/12			29H-1.008	34/47		35/9
18-21.011	35/12			29H-1.010	34/47		35/9
18-21.020	35/12			29I-1.001	34/51		
18-21.021	35/12			29I-1.002	34/51		
18-21.022	35/12			29I-1.003	34/51		
18-21.900	35/12			29I-1.004	34/51	35/10	
STATE BOARD OF ADMINISTRATION						35/11	
				29I-1.005	34/51		
19-8.010	35/5		35/12	29I-1.006	34/51		
19-8.012	35/5		35/12	29I-1.008	34/51		
19-8.013	35/5		35/12	29I-1.010	34/51		
19-8.029	35/5		35/12	29I-4.001	34/51		
19-8.030	35/5		35/12	29I-4.004	34/51		
19-9.001	35/11			29I-4.006	34/51		
19-11.003	35/11			29I-4.007	34/51		
19-11.005	35/11			29I-4.011	34/51		
19-11.006	35/11			29I-4.012	34/51		
19-11.007	35/11			29I-4.013	34/51		
19-12.007	35/11			29I-5.003	34/51		
19B-4.001	35/5		35/13	29I-7.004	34/51	35/10	
19B-16.002	35/5		35/13			35/11	
PUBLIC SERVICE COMMISSION				CORRECTIONS			
25-4.002	35/3		35/11	33-203.201	35/9		
25-4.017	34/39			33-204.003	35/7		
25-4.0185	35/3			33-204.005	35/5		
25-4.023	35/3		35/11	33-208.507	35/2		35/10
25-4.066	35/3			33-210.101	34/48		
25-4.067	35/3		35/11	33-210.102	35/7		
25-4.070	35/3			33-401.701	35/9		
25-4.071	35/3		35/11	33-501.301	35/10		
25-4.073	35/3			33-501.401	35/7		
25-4.074	35/3		35/11	33-504.101	35/7		
25-4.083	35/3			33-601.101	35/7		
25-4.107	35/3		35/11	33-601.105	35/7		
25-4.108	35/3		35/11	33-601.243	35/13		

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33-601.314	35/9			40C-2.042	34/43	34/52	35/9
33-601.820	35/7	35/12		40C-2.091	33/23		
33-601.901	35/9			40C-2.101	34/43	34/52	35/9
33-602.001	34/9			40C-2.231	33/23		
33-602.210	35/13			40C-2.900	34/43	34/52	35/9
33-602.406	34/50		35/12w	40D-1.002	35/6		
WATER MANAGEMENT DISTRICTS				40D-1.1020	35/6		
40B-1.901	35/8			40D-1.600	35/6		
40B-3.101	35/11			40D-1.6051	35/6		
40B-3.3020	33/16			40D-1.659	34/33	35/4	35/11
40B-3.3030	33/16			40D-2.041	35/6		
40B-3.3040	33/16				35/7		
40B-3.411	35/11			40D-2.091	22/48		
40B-4.1090	35/9				34/33	35/4	35/11
40B-9.011	34/50	34/52			35/6		
40B-9.021	34/50	34/52		40D-2.301	22/48		
		35/8		40D-4.021	35/6		
40B-9.031	34/50	34/52		40D-4.041	35/6		
40B-9.041	34/50	34/52		40D-4.091	22/48		
		35/8			35/4		
40B-9.042	34/50	34/52			35/5		
		35/8		40D-8.041	35/5		
40B-9.045	34/50	34/52		40D-8.624	35/5		
40B-9.051	34/50	34/52		40D-40.302	35/6		
40B-9.061	34/50	34/52		40E-0.105	34/45		35/11
40B-9.065	34/50	34/52		40E-0.109	34/45		35/11
40B-9.071	34/50	34/52		40E-2.011	35/1		
40B-9.081	34/50	34/52		40E-2.051	34/45		
40B-9.111	34/50	34/52		40E-2.061	34/45		
40B-9.121	34/50	34/52		40E-2.091	34/45		
40B-9.122	34/50	34/52			35/1	35/8	
40B-9.123	34/50	34/52		40E-2.301	35/1		
		35/8		40E-2.331	34/45		
40B-9.125	34/50	34/52			35/1		
40B-9.126	34/50	34/52		40E-4.021	34/45		35/11
40B-9.131	34/50	34/52		40E-10.011	35/1		
		35/8		40E-10.021	35/1		
40B-9.132	34/50	34/52		40E-10.031	35/1		
40B-9.133	34/50	34/52		40E-10.041	35/1	35/8	
40B-9.134	34/50	34/52		40E-20.091	34/45		
40B-9.138	34/50	34/52			35/1	35/8	
40B-9.1381	34/50	34/52		40E-20.301	35/1		
		35/8		40E-20.302	35/1		
40B-9.141	34/50	34/52		40E-20.331	34/45		
40B-9.1411	34/50	34/52			35/1		
40B-9.142	34/50	34/52		40E-24.011	34/45		
		35/8		40E-24.101	34/45		
40B-9.145	34/50	34/52		40E-24.201	34/45		
		35/8		40E-24.301	34/45		
40B-9.151	34/50	34/52		40E-24.401	34/45		
		35/8		40E-24.501	34/45		
40B-9.161	34/50	34/52					
40B-9.320	34/50	34/52					
40B-400.115	35/11						

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FLORIDA LAND AND WATER ADJUDICATORY COMMISSION				53ER09-10			35/13
				53ER09-11			35/13
				53ER09-12			35/13
42BB-1.002	35/6			53ER09-13			35/13
42MMM-1.001	35/13			53ER09-14			35/13
42MMM-1.002	35/13			53ER09-15			35/13
42MMM-1.003	35/13			53-1.007	35/5		35/13
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49E-1.001	34/16			55-11.002	34/11		
49E-1.002	34/16			55-11.003	34/11		
49E-1.003	34/16			55-11.005	34/11		
49E-1.004	34/16			55-11.008	34/11		
49E-1.005	34/16			55-11.010	34/11		
49E-1.006	34/16			55-11.011	34/11		
49E-1.007	34/16			55-11.012	34/11		
49E-1.008	34/16			55A-5.012	34/11		
49E-1.009	34/16			SPACEPORT FLORIDA AUTHORITY			
49E-1.010	34/16			57-50.001	34/42		
LOTTERY				57-50.002	34/42		
53ER07-75			34/1	57-50.003	34/42		
53ER07-76			34/1	ELDER AFFAIRS			
53ER08-63			34/43	58A-3.2085	33/50c		
53ER08-64			34/43	58G-4.070	33/50c		
53ER08-65			34/43		33/50c		
53ER08-66			34/43	58T-1.201	35/11		
53ER08-72			34/50	58T-1.203	35/11		
53ER08-73			34/50	58T-1.205	35/11		
53ER08-74			34/50	58T-1.207	35/11		
53ER08-75			34/50	58T-1.209	35/11		
53ER08-76			34/50	58T-1.211	35/11		
53ER08-77			34/50	AGENCY FOR HEALTH CARE ADMINISTRATION			
53ER08-78			35/1	59-1	29/35c		
53ER08-79			35/1	59A-3.2085	33/11		
53ER08-80			35/1	59B-9.010	34/53		35/9w
53ER08-81			35/1		35/12		
53ER08-82			35/1	59B-9.011	34/53		35/9w
53ER08-83			35/1		35/12		
53ER08-84			35/2	59B-9.013	34/53		35/9w
53ER08-85			35/2		35/12		
53ER08-86			35/2	59B-9.014	34/53		35/9w
53ER08-87			35/2		35/12		
53ER08-88			35/2	59B-9.015	34/53		35/9w
53ER08-89			35/2		35/12		
53ER09-1			35/2	59B-9.016	34/53		35/9w
53ER09-2			35/5		35/12		
53ER09-3			35/5	59B-9.017	34/53		35/9w
53ER09-4			35/5		35/12		
53ER09-5			35/5	59B-9.018	34/53		35/9w
53ER09-6			35/9		35/12		
53ER09-7			35/9		34/53		35/9w
53ER09-8			35/9		35/12		
53ER09-9			35/9		34/53		35/9w
					35/12		

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59B-9.022	34/53 35/12		35/9w	59E-7.026	34/53 35/12		35/9w
59B-9.023	34/53 35/12		35/9w	59E-7.027	34/53 35/12	35/6	35/9w
59B-9.030	34/53 35/12		35/9w	59E-7.028	34/53 35/12	35/6	35/9w
59B-9.031	34/53 35/12	35/6	35/9w	59E-7.029	34/53 35/12	35/6	35/9w
59B-9.032	34/53 35/12	35/6	35/9w	59E-7.030	34/53 35/12	35/6	35/9w
59B-9.033	34/53 35/12	35/6	35/9w	59E-7.201	34/53 35/12		35/9w
59B-9.034	34/53 35/12	35/6	35/9w	59E-7.202	34/53 35/12		35/9w
59B-9.035	34/53 35/12	35/6	35/9w	59E-7.203	34/53 35/12		35/9w
59B-9.036	34/53 35/12	35/6	35/9w	59E-7.204	34/53 35/12		35/9w
59B-9.037	34/53 35/12	35/6	35/9w	59E-7.205	34/53 35/12		35/9w
59B-9.038	34/53 35/12	35/6	35/9w	59E-7.206	34/53 35/12		35/9w
59B-9.039	34/53 35/12	35/6	35/9w	59E-7.207	34/53 35/12		35/9w
59C-1.008	34/48	35/9		59E-7.208	34/53 35/12		35/9w
59C-1.010	34/48	35/9					
59C-1.012	34/48	35/9		59G-4.002	35/5		
59C-1.013	34/48	35/9		59G-4.003	34/47		35/7
59C-1.030	34/48	35/9		59G-4.016	32/19		
		35/11		59G-4.060	34/45		35/7
59C-1.0355	35/4	35/11		59G-4.150	34/47		35/7
59C-1.044	34/46	35/7		59G-4.160	34/47		35/7
59E-7.011	34/53 35/12		35/9w	59G-4.250	34/35c		35/12d
59E-7.012	34/53 35/12		35/9w	59G-5.020	34/41	34/52	35/7
59E-7.013	34/53 35/12		35/9w	59G-6.010	34/43		
59E-7.014	34/53 35/12		35/9w		35/2c		
59E-7.015	34/53 35/12		35/9w	59G-6.020	34/23c		
59E-7.016	34/53 35/12		35/9w	59G-6.045	34/52		
59E-7.020	34/53 35/12		35/9w	59G-7.003	34/41		35/10
59E-7.021	34/53 35/12	35/6	35/9w	59G-7.004	34/41		35/10
59E-7.022	34/53 35/12	35/6	35/9w	59G-7.0211	34/41		35/10w
59E-7.023	34/53 35/12		35/9w	59G-7.023	34/41		35/10w
59E-7.024	34/53 35/12		35/9w	59G-7.032	34/41		35/10w
59E-7.025	34/53 35/12	35/6	35/9w	59G-7.0322	34/41		35/10w
				59G-7.0331	34/41		35/10w
				59G-7.0332	34/41		35/10w
				59G-7.034	34/41		35/10w
				59G-7.035	34/41		35/10w
				59G-7.051	34/41		35/10w
				59G-7.053	34/41		35/10w
				59G-7.054	34/41		35/10w
				59G-7.056	34/41		35/10w
				59G-7.057	34/41		35/10w
				59G-7.058	34/41		35/10w
				59G-7.0581	34/41		35/10w

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59G-7.060	34/41		35/10w	60Y-1	32/2c		
59G-7.0601	34/41		35/10w		32/2c		
59G-7.061	34/41		35/10w	BUSINESS AND PROFESSIONAL REGULATION			
59G-7.062	34/41		35/10w	61A-1.010	34/3		35/12w
59G-7.063	34/41		35/10w		34/12c		
59G-7.064	34/41		35/10w	61A-1.010(1)	33/2c		
59G-7.073	34/41		35/10w	61A-1.0101	34/3		
59G-8.500	34/41	34/52	35/7		34/12c		
		35/8	35/7	61A-1.01010	34/3	34/36	
59G-8.600	34/41	34/52	35/7		34/41c		
		35/8	35/7	61A-1.01011	34/3	34/36	
59G-13.001	35/9				34/41c		
59G-13.083	34/23c			61A-1.01012	34/3	34/36	
59G-20.091	35/1	35/8			34/41c		
59G-20.381	33/36			61A-1.01013	34/3	34/36	
59K-17.0035	34/43				34/41c		
59O-137.001	34/43			61A-1.01014	34/3		
59O-138.001	34/43				34/12c		
59O-157.302	34/43			61A-1.01015	34/3		
59V-560.102	34/39				34/12c		
59V-560.103	34/39			61A-1.01018	34/3		
59V-560.107	34/39				34/12c		
59V-560.108	34/39			61A-1.0102	34/4		
59V-560.201	34/39				34/12c		
59V-560.302	34/39			61A-1.01021	34/3	34/36	
59V-560.402	34/39			61A-1.01022	34/3	34/36	
59V-560.403	34/39				34/41c		
59V-560.602	34/39			61A-1.01024	34/3		
59V-560.606	34/39				34/12c		
59V-560.702	34/39			61A-1.0103	34/3		
59V-560.703	34/39				34/12c		
59V-560.704	34/39			61A-1.0104	34/3		
59V-560.705	34/39				34/12c		
59V-560.706	34/39			61A-1.0105	34/3	34/36	
59V-560.707	34/39				34/41c		
59V-560.801	34/39			61A-1.0106	34/3		
59V-560.804	34/39				34/12c		
59V-560.805	34/39			61A-1.0107	34/3		
59V-560.902	34/39				34/12c		
59V-560.903	34/39			61A-1.0108	34/3	34/36	
59V-560.904	34/39				34/41c		
59V-560.905	34/39			61A-1.0109	34/3	34/36	35/12w
59V-560.906	34/39				34/12c		
59V-560.908	34/39				34/41c		
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59W-600.006	34/39				34/49c		35/12d
59W-600.013	34/39			61A-5.0105	33/29	33/46	
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61G4-21.005	35/5			62-304.505	34/16	34/23	
61G5-18.0055	35/10			62-304.510	29/25		
61G5-22.006	35/8			62-304.520	34/53		35/11
61G6-5.002	34/45			62-304.705	34/53	35/3	35/11
61G6-5.003	34/45			62-341.494	34/53	35/13	
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61G6-10.0065	33/35	34/18		62-520.200	34/26		
61G7-33.0065	30/16			62-520.300	34/26		
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61H1-27.0041	34/46		35/8	62-730.030	35/8		
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61J1-3.002	28/41	28/43			35/8		
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64B9-2.002	34/49				34/28c		
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64B10-12.012	34/53		35/10	64B17-7.0027	35/2	35/13	
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64B15-13.001	35/8			64B33-2.001	35/13		
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64E-5.1603	34/49		35/9	64J-2.009	34/49	35/4	35/11
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64E-9.004	34/43			65A-4.216	25/32		
64E-9.005	34/43			65A-4.220	34/37	34/48	35/9
64E-9.006	34/43				34/45c		35/12d
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64E-9.018	34/43			65C-5.006	32/29	32/37	
64E-11.002	34/46	35/5	35/12	65C-5.007	32/29	32/37	
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64F-12.001	35/1			65C-22.007	29/9		
64F-12.012	35/1			65C-33.001	34/46		
64F-12.013	35/1			65C-33.002	34/46		
64F-12.018	34/47		35/9	65C-33.003	34/46		
64F-22.001	35/13			65C-33.004	34/46		
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65C-33.011	34/46			67-48.004	35/12		
65C-33.012	34/46			67-48.005	35/12		
65C-33.013	34/46			67-48.007	35/12		
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66B-1.005	34/53		35/12	67-48.013	35/12		
66B-1.008	34/53		35/12	67-48.014	35/12		
66B-2.004	34/53		35/12	67-48.015	35/12		
66B-2.005	34/53		35/12	67-48.017	35/12		
66B-2.008	34/53		35/12	67-48.018	35/12		
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67ER08-2			35/2	67-48.0205	35/12		
67ER08-3			35/2	67-48.022	35/12		
67ER08-4			35/2	67-48.023	35/12		
67ER08-5			35/2	67-48.027	35/12		
67ER08-6			35/2	67-48.028	35/12		
67ER08-7			35/2	67-48.029	35/12		
67ER09-1			35/12	67-48.030	35/12		
67ER09-2			35/12	67-48.031	35/12		
67ER09-3			35/12	67-53.003	35/12		
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67-18.005	28/42			67-53.007	35/12		
67-21.002	35/12			67-53.008	35/12		
67-21.003	35/12			67-53.009	35/12		
67-21.0035	35/12			67-53.010	35/12		
67-21.004	35/12			FISH AND WILDLIFE CONSERVATION COMMISSION			
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67-21.007	35/12			68A-5.005	34/53		35/9
67-21.008	35/12			68A-6.0022	33/1	33/11	
67-21.009	35/12			68A-9.004	34/53		35/9
67-21.010	35/12			68A-13.007	34/53		35/9
67-21.013	35/12			68A-15.004	34/53		35/9
67-21.014	24/5			68A-15.005	34/53	35/8	35/10
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67-21.015	35/12			68A-15.061	34/53		35/9
67-21.017	35/12			68A-15.062	34/53		35/9
67-21.018	35/12			68A-15.063	34/25c		
67-21.019	24/46	24/46			34/53		35/9
	35/12			68A-15.064	34/53		35/9
67-32.004	34/51		35/13	68A-15.065	34/53		35/9
67-32.005	35/6		35/13	68A-17.004	34/53		35/9
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68A-24.003	28/17			69A-37.055	34/34	34/52	35/10
68A-24.004	28/17					35/4	35/10
68A-24.0055	30/1			69A-37.056	34/34	34/52	35/10
68A-24.006	28/17			69A-37.057	34/34		35/10
	30/1			69A-37.058	34/34	34/52	35/10
68A-24.009	30/1			69A-53.0052	35/12		
68A-25.031	34/53		35/9	69A-53.0053	35/12		
68A-25.042	34/53		35/9	69A-60.008	35/7		
68B-8.002	34/53			69A-62.001	29/44	29/46	
68B-8.003	34/53			69A-62.002	29/44	29/46	
68B-8.006	34/53			69A-64.005	34/52		
68B-8.007	34/53			69B-33.005(3)(a)	32/32c		
68B-8.008	34/53				32/32c		
68B-8.009	34/53			69B-41.002(19)	32/32c		
68B-8.010	34/53				32/32c		
68B-8.011	34/53			69I-20.0011	34/27	35/6	
68B-8.012	34/53			69I-20.0027	34/27		
68B-8.013	34/53			69I-20.0028	34/27	35/6	
68B-8.014	34/53			69I-20.0029	34/27	35/6	
68B-13.008	27/31	26/13		69I-20.031	34/27		35/6w
68B-14.0038	34/53		35/9	69I-20.050	34/27	35/6	
68B-23.101	32/18					35/7	
68B-23.103	32/18			69J-2.003	35/11		
68B-23.104	32/18			69J-7.006	34/25	34/44	35/7w
68B-23.106	32/18			69J-166.031	35/11		
68B-23.107	32/18			69K-5.0024	35/9		
68B-23.108	32/18			69K-5.003	35/9		
68B-23.109	32/18			69K-5.012	35/8		
68B-23.110	32/18			69K-5.0125	35/12		
68B-23.112	32/18			69K-12.002	35/9		
68B-24.009	34/53		35/9	69K-12.011	35/9		
68B-42.001	34/53	35/8	35/10	69K-17.003	35/9		
68B-42.002	34/53	35/8	35/10	69K-17.0030	35/9		
68B-42.004	34/53	35/8	35/10	69K-17.0035	34/43		
68B-42.005	34/53	35/8	35/10	69K-21.004	35/9		
68B-42.006	34/53	35/8	35/10	69K-22.003	35/9		
68B-42.0065	34/53	35/8	35/10	69K-23.004	35/9		
68B-42.007	34/53	35/8	35/10	69K-24.020	35/9		
68B-42.009	34/53	35/8	35/10	69K-24.030	35/9		
68B-45.0045	34/53		35/9	69K-24.040	35/9		
68B-45.006	34/53		35/9	69K-25.004	35/13		
68B-45.008	35/9			69L-3.0046	34/48		35/10
68D-36.107	34/53			69L-3.025	34/48		35/10
68D-36.109	34/53			69L-6.028	34/51	35/6	
				69L-7.602	31/23		
				69L-7.602(5)(q)	32/45c		
				69L-10.006	34/48		35/10
				69L-10.012	34/48		35/10
				69L-10.015	34/48		35/10
				69L-10.016	34/48		35/10
				69L-10.017	34/48		35/10
				69L-10.019	34/48		35/10
				69L-56.001	34/51		
				69L-56.002	34/51	35/10	
				69L-56.100	34/51		
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69A-3.012	35/7						
69A-37.0335	34/34		35/10				
69A-37.0336	34/34		35/10				
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69A-37.037	34/34		35/10				
69A-37.039	34/34	34/52	35/10				
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69A-37.054	34/34	34/52	35/10				

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69L-56.205	34/51			69O-175.008	35/4		
69L-56.210	34/51				35/12c		
69L-56.300	34/51	35/10		69O-186.003	33/25		35/6w
69L-56.301	34/51	35/10		69O-186.013	33/8c		
69L-56.3012	34/51			69O-197.006	34/44	35/2	35/8
69L-56.3013	34/51			69O-204.010	34/39	34/52	35/8
69L-56.304	34/51			69O-204.020	33/50	34/10	
69L-56.3045	34/51					34/15	35/8
69L-56.307	34/51				34/39	34/52	35/8
69L-56.310	34/51			69O-204.030	33/50	34/10	
69L-56.330	34/51					34/15	
69L-56.530	31/3				34/39	34/52	
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69N-121.066	34/22			69O-204.040	33/50	34/10	
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	31/37c				34/39	34/52	
69O-125.005	31/6				35/7c		
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	33/26				34/39	34/52	35/8
69O-125.006	33/26			69O-204.060	33/50		
69O-137.001	34/43		35/8	69O-204.070	33/50	34/10	
69O-138.001	34/43		35/8			34/15	
69O-138.005	34/40	34/53		69O-204.101	33/48	34/7	35/6w
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69O-157.302	34/43	35/2		69V-40.200	34/45		35/8
69O-157.303	34/43	35/2		69V-40.220	34/45		35/8
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69O-163.009	34/46		35/12w	69V-560.1000	34/51	35/8	
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69O-171.009	32/8	32/32					
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