

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE TITLE: Special Inspection and Certification Fees

RULE NO.: 5B-2.010

PURPOSE AND EFFECT: The purpose of this rule amendment is to raise the fees charged for samples taken for nematode certification from \$30.00 to \$50.00 per sample and fumigation services for loads exceeding 40 cu. ft. from \$300.00 to \$350.00. There would also be a new fee of \$50.00 plus mileage per inspection charged for follow-up quarantine inspections. The effect will enable the Department to recover the cost of providing the special inspection services associated with nematode certification and fumigations. It will also help to recover the costs of performing numerous inspections on regulated articles that were found to be infested with a plant pest and subsequently quarantined.

SUBJECT AREA TO BE ADDRESSED: Special inspections and certification fees are the subject areas addressed.

SPECIFIC AUTHORITY: 570.07(13),(23), 581.031(23) FS.

LAW IMPLEMENTED: 581.031(1),(4),(5),(6),(7), 581.083, 581.101, 581.131, 581.141 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: Connie Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, FL 32614-7100

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-2.010 Special Inspection and Certification Fees.

Special inspection and certification services that may be provided by the division, when requested by farmers, growers or other interested parties may include special treatments, special pest identifications, special plant identifications, special investigations, and special regulatory activities not otherwise specifically provided for by Chapter 581, F.S. Governmental agencies requesting special inspections or permits for research purposes shall be exempt from fees. The prescribed fees for these special inspections and certifications shall be as follows:

Type of Certificate	Charge	Form
Inspection and state of origin certificate, Phytosanitary export certificate, Phytosanitary reexport certificate. <sup>2</sup>	Mileage <sup>1</sup> and \$50 minimum per inspection.	DACS-08014 <sup>3</sup> , Phytosanitary Export Certificate, Revised <del>3/05</del> <del>4/99</del> . DACS-08050 <sup>3</sup> , Inspection and State of Origin Certificate, Revised 7/99. DACS-08166 <sup>3</sup> , Attachment For State Phytosanitary Export Certificate, Revised <del>10/04</del> <del>6/99</del> . DACS-08211 <sup>3</sup> , Blueberry Certificate, Revised <del>5/05</del> <del>8/99</del> . DACS-08212 <sup>3</sup> , Apple Maggot Certificate, Revised <del>5/05</del> <del>8/99</del> . DACS-08046 <sup>3</sup> , Mamey Stamp, Revised 5/99. DACS-08213 <sup>3</sup> , Caribfly Fumigation Certificate, Revised <del>5/05</del> <del>4/99</del> . DACS-08240 <sup>3</sup> , Cold Treatment-California Caribbean Fruit Fly Quarantine, Revised <del>5/05</del> <del>4/99</del> . DACS-08221 <sup>3</sup> , California Hydrilla Quarantine, Revised <del>5/05</del> <del>4/99</del> . DACS-08260 <sup>3</sup> , Noxious Weed Certification, Revised 9/99.
Other special inspections. <sup>2</sup>	Mileage and \$50 minimum per inspection.	DACS-08211 <sup>3</sup> , Blueberry Certificate, Revised <del>5/05</del> <del>8/99</del> . DACS-08212 <sup>3</sup> , Apple Maggot Certificate, Revised <del>5/05</del> <del>8/99</del> . DACS-08046 <sup>3</sup> , Mamey Stamp, Revised 5/99. DACS-08213 <sup>3</sup> , Caribfly Fumigation Certificate, Revised <del>5/05</del> <del>4/99</del> . DACS-08240 <sup>3</sup> , Cold Treatment-California Caribbean Fruit Fly Quarantine, Revised <del>5/05</del> <del>4/99</del> . DACS-08221 <sup>3</sup> , California Hydrilla Quarantine, Revised <del>5/05</del> <del>4/99</del> . DACS-08260 <sup>3</sup> , Noxious Weed Certification, Revised 9/99.
Follow-Up Quarantine Inspections. No charge first inspection.	Mileage and \$50 minimum per inspection.	DACS-08001 <sup>3</sup> , Nursery Stock Dealer and Special Inspection Report, Revised 7/05.

<p>Phytosanitary export certificate noncommercial (homeowner plants or homeowner plant products), and temporary certificate of inspection. Cut Flower, cut fern.</p>	<p>Mileage and \$25 minimum per inspection. \$10 per acre per crop. Inspection plus mileage, \$25 minimum.</p>	<p>DACS-08214<sup>3</sup>, Phytosanitary Export Certificate, Revised <u>12/03</u> <del>10/99</del>. DACS-08010<sup>3</sup>, Temporary Certificate of Inspection, Revised <u>3/05</u> <del>7/99</del>. DACS-08289<sup>3</sup>, Certificate for Cut Foliage, Flowers &amp; Aquatic Plants, Revised <u>6/05</u> <del>10/99</del>.</p>	<p>Nematode Certification.</p>	<p>Mileage and <u>\$50 per sample</u> <del>\$30</del>.</p>	<p>DACS-08038<sup>3</sup>, Citrus Nursery Stock Inspection Tag, Revised <u>10/03</u> <del>7/99</del>. DACS-08048<sup>3</sup>, Burrowing Nematode Certificate, Revised <u>9/05</u> <del>2/00</del>. DACS-08049<sup>3</sup>, Nematode Certificate of Inspection for Shipping Nursery Stock to California, Revised <u>11/03</u> <del>7/99</del>.</p>
<p>Import inspection for commercial shipments of plants or plant products.</p>	<p>Mileage and \$50 per hour per inspection from time of arrival to departure, \$50 minimum.</p>	<p>DACS-08001<sup>3</sup>, Nursery, Stockdealer &amp; Special Inspection Report, Revised <u>7/05</u> <del>12/99</del>.</p>			<p>DACS-08130<sup>3</sup>, Reniform Nematode Certificate, Revised <u>10/05</u> <del>2/00</del>.</p>
<p>Growing season field inspection of bulbs, seed, vegetable and tobacco transplants.</p>	<p>\$10 per acre per inspection plus mileage, \$25 minimum.</p>	<p>DACS-08159<sup>3</sup>, Growing Season Inspection Report, Revised <u>10/04</u> <del>11/99</del>. DACS-08237<sup>3</sup>, Vegetable Inspection Report, Revised <u>3/05</u> <del>10/99</del>.</p>			<p>DACS-08254<sup>3</sup>, Nematode Certificate of Inspection for Shipping Nursery Stock to California From Stockdealers, Revised <u>10/04</u> <del>2/00</del>.</p>
<p>Witnessing budwood or graftwood cutting.</p>	<p>Mileage and \$5 per 1000 budeyes cut, \$10 minimum, \$25 maximum.</p>	<p>DACS-08172<sup>3</sup>, Source Tree Bud Cutting Report, Revised <u>7/03</u> <del>10/99</del>. DACS-08111<sup>3</sup>, Certification to Witness Registered Budwood, Revised <u>7/03</u> <del>7/99</del>.</p>	<p>Fumigation Services.</p>	<p>\$150 per fumigation of loads 40 cu. ft. or less, <u>\$350.00</u> <del>\$300.00</del> per fumigation of loads exceeding 40 cu. ft.</p>	<p>DACS-08270<sup>3</sup>, Consolidation Declaration For Florida, Revised <u>11/03</u> <del>12/99</del>. DACS-08207<sup>3</sup>, Request for Fumigation, Revised <u>1/00</u> <del>1/99</del>.</p>
<p>Vegetable transplants, aquatic and annual (bedding) plants (greenhouse, hotbeds, or other growing units).</p>	<p>Mileage and \$25 minimum for first 10,000 square feet of growing unit space or less of additional growing space per inspection.</p>	<p>DACS-08237<sup>3</sup>, Vegetable Inspection Report, Revised <u>3/05</u> <del>10/99</del>. DACS-08289<sup>3</sup>, Certificate for Cut Foliage, Flowers &amp; Aquatic Plants, Revised <u>6/05</u> <del>8/99</del>.</p>			<p>DACS-08099<sup>3</sup>, Certificate of Treatment, Revised <u>6/03</u> <del>1/00</del>.</p>
		<p>DACS-08290<sup>3</sup>, Tomato/Tobacco Plant Certificate, Revised <u>8/99</u>.</p>	<p>Irradiation treatment.</p>	<p>\$200 minimum, \$500 per hour.</p>	

Special Diagnostic fees Entomology.	\$55 per sample.	DACS-08074 <sup>3</sup> , Entomology Specimen Identification, Revised 11/99.
Disease specimens.	\$55 per sample.	DACS-08079 <sup>3</sup> , Plant Pathology Specimen Report, Revised 1/00.
Lettuce mosaic samples.	\$90 per sample (\$180 if found positive).	
Nematology roots and soil.	\$25 per sample.	DACS-08077 <sup>3</sup> , Nematology Specimen Report, Revised 9/99.
Caribbean fruit fly protocol participation.	\$3.50 per acre per month.	DACS-08161 <sup>3</sup> , Application For Participation, Revised 12/99. DACS-08233 <sup>3</sup> , Caribfly Certification Program-Establishment of McPhail Traps, Revised 12/99.
Grades and standards regarding inspections.	Mileage and \$50 per hour per inspector from time of arrival to departure, \$50 minimum.	DACS-08228 <sup>3</sup> Standards-Regrading Inspection Report, Revised <del>6/05</del> <del>10/99</del> .
Permits for importing regulated organisms.	\$12.50 per species not to exceed \$50 per permit.	DACS-08208 <sup>3</sup> , Application and Permit to Move Regulated Organisms, Revised <del>10/05</del> <del>01/00</del> .

<sup>1</sup>Mileage shall be based on the prevailing state mileage rate.  
<sup>2</sup>There shall be a \$15 charge for each additional phytosanitary export, phytosanitary reexport, inspection and state of origin, and other applicable special inspection certificate written at the same location provided no inspection was made.  
<sup>3</sup>All DACS forms referenced above are supplied by the division and are incorporated herein by reference. Copies of any of these forms may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(23), 581.031(23) FS. Law Implemented 581.031 FS. History—Repromulgated 12-31-74, Amended 6-15-81, 10-28-85, Formerly 5B-2.01, Amended 7-27-86, 5-6-87, 11-19-89, 5-17-92, 11-29-95, 4-9-96, 10-8-96, 6-12-00, 3-31-02, \_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE:  
 Corporate Tax Credit Scholarship Program

RULE NO.:  
 6A-6.0960

PURPOSE AND EFFECT: The purpose of the proposed rule development is to clarify and establish requirements for student and nonprofit scholarship-funding organization participation in a scholarship program for children of families with limited financial resources supported by tax credit contributions from eligible taxpayers. The effect will be a rule which is consistent with requirements set forth in statute for the administration and implementation of the scholarship program as authorized by Section 220.187, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Student and nonprofit scholarship-funding organization eligibility and participation in a scholarship program supported with eligible taxpayer contributions.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 220.187 FS.

LAW IMPLEMENTED: 220.187 FS.

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

TIME AND DATE: 3:00 p.m. – 6:00 p.m., February 17, 2006

PLACE: School Board of Orange County, 445 W. Amelia Street, Conference Rooms A & B, Orlando, FL 32801

TIME AND DATE: 3:00 p.m. – 6:00 p.m., February 20, 2006

PLACE: Nova Southeastern University, Main Campus, 3301 College Avenue, Mailman Building, Hollywood Building, Room 309, Fort Lauderdale, FL 33314-7796

TIME AND DATE: 3:00 p.m. – 6:00 p.m., CST, February 23, 2006

PLACE: Gulf Coast Community College, 5230 Highway 98, W., Student Union East, Second Floor Conference Room, Panama City, Florida 32401

Persons with disabilities who need assistance in order to participate in these workshops may contact Tera Quillen, Office of Independent Education and Parental Choice, Florida Department of Education, 522 Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399-0400, (850)245-0502, at least five business days in advance of the meetings to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Virginia Gentles, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: John M. McKay Scholarships for Students with Disabilities Program

RULE NO.: 6A-6.0970

PURPOSE AND EFFECT: The purpose of the proposed rule development is to clarify and establish specific student, school, school district, and state requirements for eligibility, participation, and administration of the John M. McKay Scholarships for Students with Disabilities Program. The effect will be rules which are consistent with requirements set forth in statute for administration and implementation of the program.

SUBJECT AREA TO BE ADDRESSED: Student and private school program eligibility, development of a matrix of services for transferring students, and administrative requirements for the John M. McKay Scholarships for Students with Disabilities Program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 1002.39 FS.

LAW IMPLEMENTED: 1002.39 FS.

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

TIME AND DATE: 3:00 p.m. – 6:00 p.m., February 17, 2006

PLACE: School Board of Orange County, 445 W. Amelia Street, Conference Rooms A & B, Orlando, FL 32801

TIME AND DATE: 3:00 p.m. – 6:00 p.m., February 20, 2006

PLACE: Nova Southeastern University, Main Campus, 3301 College Avenue, Mailman Building, Hollywood Building, Room 309, Fort Lauderdale, FL 33314-7796

TIME AND DATE: 3:00 p.m. – 6:00 p.m. (CST), February 23, 2006

PLACE: Gulf Coast Community College, 5230 Highway 98, W., Student Union East, Second Floor Conference Room, Panama City, Florida 32401

Persons with disabilities who need assistance in order to participate in these workshops may contact: Tera Quillen, Office of Independent Education and Parental Choice, Florida Department of Education, Room 522, Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399-0400, (850)245-0502, at least five business days in advance of the meetings to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Virginia Gentles, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

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

**DEPARTMENT OF EDUCATION**

**Education Practices Commission**

RULE TITLE: Disciplinary Guidelines

RULE NO.: 6B-11.007

PURPOSE AND EFFECT: The rule outlines the range of penalties to be imposed in disciplinary cases.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 1012.795, 1012.79(7) FS.

LAW IMPLEMENTED: 1012.795, 1012.796 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: Kathleen M. Richards, Executive Director, Education Practices Commission, 325 W. Gaines Street, Room 224, Turlington Building, Tallahassee, Florida 32399-0400

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

**DEPARTMENT OF TRANSPORTATION**

RULE CHAPTER TITLE: Contractors – Highway –

RULE CHAPTER NO.: 14-22

Qualification to Bid

14-22

RULE TITLES: Regulations Covering Qualification

RULE NOS.:

of Contractors 14-22.002

Rating the Applicant 14-22.003

Notification of Conviction of

Contract Crime 14-22.0042

Period of Validity of Qualification 14-22.005

Current Capacity Rating 14-22.006

Eligibility for Obtaining Proposal

Documents 14-22.008

Forms 14-22.015

PURPOSE AND EFFECT: Rule Chapter 14-22, F.A.C., is being amended to update the requirements of the application process, to clarify the submittal of financial statements, to define accounting terms, and their effect on the Adjusted Net Worth, to establish the work class of Emergency Debris Removal, to clarify the Period of Validity of Qualification, and to clarify the Department's definition of eligibility for obtaining bid proposal documents, and to update forms.

SUBJECT AREA TO BE ADDRESSED: Rule Chapter 14-22, F.A.C., is being amended and clarified. These amendments include updating the application process, revising definitions,

establishing the work class of Emergency Debris Removal, clarifying the definition of eligibility for obtaining bid proposal documents, and updating forms.

SPECIFIC AUTHORITY: 334.044(2), 337.14(1) FS.

LAW IMPLEMENTED: 120.569, 337.11(3)(b),(5)(a)1.-3., (7)(b)1.,(c), 337.14, 337.16, 337.165, 337.167 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 IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-22.002 Regulations Covering Qualification of Contractors.

(1) Application for Qualification.

(a) Persons or firms who desire to qualify with the Department in order to bid for the performance of road, bridge, or public transportation construction projects in excess of \$250,000, shall file annually with the Department two copies of an application for qualification including audited financial statements as required by this section. For purposes of this rule, "filing" is defined as receipt of the application and audited financial statements by the Contracts Administration Office, MS 55, Room 60, Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida 32399-0455.

(b) A separate application must be submitted for each person, firm, or combination thereof for which qualification is desired.

(c) The applicant must indicate the classes of work for which qualification is sought.

(d) All statements made by the applicant in the application shall be furnished under oath.

(e) The data in the applicant's financial statement must be reflected in the financial sections of the application.

(f) All applications must include the appropriate federal tax reference number.

1. For corporations (including Subchapter S corporations), partnerships, sole proprietorships, joint ventures, limited liability companies, and other entities the appropriate tax reference number is the federal Employer Identification Number (EIN).

2. For individuals the appropriate tax reference number is the Social Security Number (SSN) of the individual.

3. For foreign corporations organized outside the United States, the Department will assign a special identification number.

(g) In the event the Department finds an application is incomplete or contains inadequate or inaccurate information needed for processing of the application, or the Department needs more information to make a decision regarding the applicant's competency, responsibility, or financial resources, the Department shall verbally request or request in writing that the applicant provide the necessary information or the source for verification of the information. If the requested information is not provided within 20 days, of the initial request, the Department shall request the information a second time in writing express delivery, delivery receipt. If the information is not provided within 10 days of receipt of the second request, the application shall be denied.

(h) The Department shall act upon the application for qualification within 30 days after the Department determines that the application is complete.

(2) Financial Statements. Each application shall ~~include~~ include ~~be accompanied by~~ the latest annual audited financial statements including any supplementary information and schedules of the applicant ~~that were~~ completed within the last 12 months. Audited financial statements required to be submitted with the application shall be prepared in accordance with Generally Accepted Accounting Principles (GAAP). If the audited annual financial statements show the financial condition of the applicant more than four months prior to the date on which the application is filed with the Contracts Administration Office, then audited interim financial statements must also be submitted. The audited interim financial statements must cover the period from the ending date of the audited annual statements and must show the financial condition of the applicant no more than four months prior to the date on which the application is filed with the Contracts Administration Office. These annual and interim financial statements must be audited and accompanied by the opinion of a Certified Public Accountant.

(a) An adverse opinion or a disclaimer of an opinion shall result in disapproval of the application. A qualified opinion will result in adjustments to the financial portions of the application if such qualification arises because of the use of an accounting principle at variance with ~~Generally Accepted Accounting Principles (GAAP)~~ or the qualification is of such magnitude as to materially affect the current ratio, liabilities, or the adjusted net worth.

(b) When consolidated financial statements are required by GAAP, and qualification is desired for one or more of the subsidiary companies, a consolidating balance sheet is required and must be included by the Certified Public Accountant. When combined financial statements are allowed by GAAP,

and qualification is desired for one of the combining affiliated entities, a combining balance sheet is required and must be included by the Certified Public Accountant.

1. For those applications described in paragraph (2)(b) above, financial information entered in the Details Relative to Assets and Details Relative to Liabilities sections of the Application for Qualification must be obtained from the consolidating or combining balance sheets, as appropriate, and reflect only those portions of the financial statements relative to the qualifying applicant.

2. Only the financial data of the applicant as shown on the consolidating or combining balance sheets and reflected in the application will be used in determining the applicant's Current Ratio Factor (CRF), Adjusted Net Worth, (ANW), and Maximum Capacity Rating (MCR).

(c) The financial statements shall include, but shall not be restricted to the following basic financial statements:

1. Statements (a. through d.) shown below and the opinion of the certified public accountant on these statements.

- a. A balance sheet.
- b. An income statement.
- c. A statement of retained earnings or changes in stockholders equity.
- d. A statement of cash flows.

2. The Income Statement above shall provide separate totals for "construction revenues", as defined by paragraph 14-22.0011(3)(h), F.A.C., and all revenues earned during the audit period.

3. Notes to financial statements.

4. Supplemental data including a schedule of selling, general and administrative expenses, and a schedule of contracts in progress. A statement of direct (operational) costs and a statement of indirect (general and administrative) costs.

5. Upon written request, such additional financial information necessary for the Department to verify the financial adequacy of the applicant as presented in their financial statements and the opinion of the Certified Public Accountant.

(d) Applicants not qualified with the Department the previous year shall furnish financial statements with each copy of the application form that covers the year preceding the year of the latest annual audited financial statements included in the application. This requirement is not applicable for newly established (in existence less than one year) firms.

(3) List of Equipment. Each major item of equipment owned by the applicant that is utilized in performing the requested classes of work shall be listed in the application with its book or salvage value, make, model, and description shown. Items held under capital lease agreements shall be identified so that the book value of these items can be readily determined. Items required for each class of work may be grouped together, but listed separately. An applicant who desires that the value of the equipment owned be calculated on 50 percent of appraised

value shall provide an additional list which includes an appraisal by a qualified equipment appraiser. For an appraisal to be valid, the appraiser must state that they have personally inspected and/or examined the equipment. Certified statements of availability of equipment from affiliated companies may be used for obtaining classes of work. The same equipment may be used to qualify no more than two affiliated applicants. Letters of commitment from at least two equipment rental companies may be used to obtain certification in classes of work in which the applicant has expertise. The letters of commitment must list the equipment that the applicant intends to lease for the classes of work sought and commit the lessor for the maximum period the applicant is seeking qualification.

(4) Experience Record.

(a) Each application shall include a current list of projects completed within the past three years as prime or subcontractor stating the actual dollar amount of work executed and listing each class of work performed on those projects by the applicant's own employees. The list shall not include work sublet to others or performed with rented equipment and operators. Résumés must be submitted to show construction experience of personnel at superintendent level and above for each class of work for which the applicant is requesting qualification. The same list of personnel shall not be used to qualify more than two affiliated applicants.

(b) Newly established firms, applicants qualifying for the first time and applicants whose Certificate of Qualification has been expired for more than two years shall provide letters of recommendation from at least two agencies or firms with direct knowledge of the applicant's key personnel and work performance in sufficient detail to assist in rating the applicant's ability to perform road and bridge construction and services incidental thereto. The letters must contain specific information regarding the following:

- 1. Specific projects, including project numbers and location.
- 2. Size of projects by dollar value.
- 3. Description of projects and classes of work performed with applicant's own employees and equipment.
- 4. Whether projects were timely completed.
- 5. Whether the applicant was cooperative and facilitated changes to the project when required.

Specific Authority 334.044(2), 337.14(1), 337.167 FS. Law Implemented 337.14, 337.164, 337.167 FS. History—Formerly Chapter 14-8, Amended 7-1-67, 8-20-68, 5-9-70, 1-6-72, 9-24-75, Formerly 14-22.01(1),(2),(3), Amended 3-23-79, 11-10-82, 8-25-83, 10-1-85, Formerly 14-22.02, Amended 12-20-89, 6-27-90, 1-4-94, 7-1-95, 6-27-04, \_\_\_\_\_.

14-22.003 Rating the Applicant.

(1) Verification of Information. The Department will make such inquiries and investigations as deemed necessary to verify and evaluate whether the applicant is competent, is responsible, and possesses the necessary financial resources to perform the desired work, based upon the following:

(a) Organization and management, including construction experience, and past work performance record of the applicant or applicant’s employees, whether with or prior to their employment by that applicant, including deficiency in quality of completed work, any history of payment of liquidated damages, untimely completion of projects where liquidated damages were not paid, uncooperative attitude, contracts litigation, claims, unpaid bill(s), notices of non-payment filed by subcontractors or suppliers, and defaults in Florida or other states.

(b) Equipment, as shown on the equipment list for the requested classes of work. Adequate equipment shall be basic equipment used by the industry in the normal construction for each class of work or called for in the Standard Specifications for Road and Bridge Construction in force at the time of application.

(c) Integrity, including evaluation of truthfulness of statements in the application and in other contractual documents .

(d) Financial resources, sufficient to establish a Maximum Capacity Rating (MCR) as set forth in subsection (2) below. The Department will consider any other relevant financial information.

(2) MCR.

(a) Definition and Formula. The MCR shall be the total aggregate dollar amount of uncompleted work an applicant may have under contract at any one time as prime contractor and/or subcontractor, regardless of its location and with whom contracted. The MCR shall be established by the Department using the following formula, and consideration of general qualification factors listed in subsection 14-22.0041(1), F.A.C.:

$MCR = AF \times CRF \times ANW$ , in which

MCR = Maximum Capacity Rating

AF = Ability Factor (determined from the Ability Score as provided below)

CRF = Current Ratio Factor (determined as provided below)

ANW = Adjusted Net Worth (for rating purpose, determined as provided below).

1. Ability Score.

a. New applicants and applicants who have not been qualified under this rule for more than two years shall have their Ability Factor determined from the total Ability Score resulting from evaluations of the applicant’s organization,

management, work experience, and letters of recommendation. The maximum values used in determining the ability score for the above applicants are as follows:

ABILITY SCORE	
	Maximum Value
Organization and Management	
Experience of Principals	15
Experience of Construction Supervisors	15
Work Experience	
Completed Contracts	
Highway and bridge related	25*
Non-highway and bridge related	10
Ongoing Contracts	
Highway and bridge related	25*
Non-highway and bridge related	10
TOTAL	100

\*Maximum value shall be increased to 35 if applicant’s experience is exclusively in highway and bridge construction.

b. If the applicant has been qualified under this rule within the last two years, and the Department has three or more Prime Contractor Past Performance Reports on file for projects completed for the Department within five years of the application filing date which have not been previously used to determine an Ability Score, the applicant’s Ability Score shall be calculated by adding the scores of these reports plus the average score from the previous application and dividing this sum by the number of scores used. Prime Contractor Past Performance Reports shall reflect the applicant’s organization, management, and demonstrated work performance, including work sublet to others, set forth in Form 700-010-25, which is incorporated by reference in Rule 14-22.015, F.A.C.

c. If the applicant has been qualified under this rule within the last two years, and the Department does not have three or more Prime Contractor Past Performance Reports on file for the applicant for projects completed for the Department within five years of the application filing date, then the Ability Factor (AF) from the applicant’s last successful application will be brought forward and used.

d. The average Ability Score determined in a. or b. above is converted to an AF pursuant to subparagraph 14-22.003(2)(a)2., F.A.C., or the AF is brought forward as indicated in c. above. The AF is then used in the formula pursuant to paragraph 14-22.003(2)(a), F.A.C., to compute the applicant’s MCR.

2. Ability Factor. The Ability Score for new and active applicants shall determine the AF as follows:

Ability Score	AF
64 or less	1
65-69	2
70-73	3
74-76	4
77-79	5
80-84	8
85-89	10
90-93	12
94-97	14
98-100	15

a. Notwithstanding the requirements in paragraph 14-22.003(2)(a), and subparagraphs 14-22.003(2)(a)1.a., 1.b., 1.c., 1.d., and subparagraphs 14.22.003(2)(a)2., F.A.C., above, the AF will be limited to a maximum of 4 if the applicant receives an ability score of 76 or less on the initial application, or receives an ability score of 76 or less on two or more Prime Contractor Past Performance Reports on file for projects completed during the 12 month period preceding the applicant's fiscal year ending date for which the Certificate of Qualification is being issued, unless the applicant's average ability score (inclusive of all scores received during the period) is 87 or greater. The use of a surety commitment letter to raise the MCR is prohibited .

b. This AF limitation will remain in effect during the current qualification period.

3. Current Ratio Factor (CRF). The current ratio is the number resulting from dividing the adjusted current assets by the adjusted current liabilities. The actual current ratio from 0.60 up to a maximum of 2.00 will be used as the CRF. For current ratios greater than 2.00, 2.00 will be used as the CRF. The applicant will be denied qualification if its current ratio is less than 0.60.

4. Adjusted Net Worth (ANW). The ANW must be a positive value for the applicant to be considered for qualification. The ANW used in the MCR formula will be the amount of capital and surplus (net worth) as adjusted, as follows:

5. The following adjustments shall be applied in the establishment of the CRF and ANW:

a. Value allowed for equipment shall be the book value, or 50 percent of actual value given by a qualified equipment appraiser, whichever is greater. Equipment appraisals must be dated no earlier than six months prior to receipt of the application.

b. Value allowed for real estate used for business purposes (road, bridge, or public transportation construction) shall be:

(I) The book value or the value given by a qualified real estate appraiser, (real estate appraisals shall be dated no earlier than two years prior to the date the application is filed), less

(II) Encumbrances against same (such encumbrances will not also be deducted elsewhere).

c. No value will be allowed for investments, real estate, or any other property not used in road, bridge, or public transportation construction, and no allowance shall be given for homesteads or personal property.

d. Assets of doubtful value, as more fully defined by GAAP, are recorded transactions that, based upon the known facts and circumstances, do not lead to the realization of value for use in the contractor's operations in the current operating period. These assets shall be eliminated in part or entirely.

e. Contingent liabilities, as more fully defined by GAAP, are debts or obligations that would require the use of the contractor's resources within the current operating period, given that certain events take place in the future. These shall be treated as actual liabilities, wholly or in part, depending on the probability of such liabilities becoming actual liabilities.

f. Patents, organizational expense, non-compete agreements, goodwill, and intangible assets, as defined by GAAP, shall be eliminated entirely.

g. Past due receivables or unexplained receivables, officer and employee receivables, or other related party receivables, unsecured notes receivable, and the interest for these notes shall be eliminated entirely. Subsidiary or affiliate receivables, based upon the known facts and circumstances, that do not lead to the realization of value for use in the contractor's operations shall be eliminated in part or entirely.

h. Prepaid expenses, prepaid taxes and deferred interest shall be eliminated entirely.

i. Leashold improvements and the excess of book value over liabilities for capital lease assets shall be eliminated entirely.

j. Cash surrender value life insurance shall be eliminated entirely.

k. Construction claims included as current assets associated with contracts shall be eliminated entirely.

~~6.5. MCR. The calculated MCR shall be rounded off according to the following scale:~~

- Up to \$500,000 – round off to nearest \$10,000
- Above \$500,000 to \$2,000,000 – round off to nearest \$25,000
- Above \$2,000,000 – round off to nearest \$50,000

(b) Bonding Capacity.

1. Except for the provisions of sub-subparagraph 14-22.003(2)(a)2.a., F.A.C., above, an applicant qualifying for a positive rating, or a contractor having a current certificate of qualification, has an Ability Score of 80 or higher, and has a Current Ratio Factor of at least 1.00, is eligible to request an increase in ~~shall be allowed to raise~~ its MCR upon receipt of evidence of a current bonding capacity exceeding the calculated MCR from a surety company authorized to do business in Florida. Such evidence shall be in the form of a Surety Commitment Letter and ~~letter of commitment~~ executed



by an officer of the surety who is authorized to bind the surety, with a power of attorney attached. The Surety Commitment Letter must be dated within four months of the request and cover the certification period. The limit for an MCR issued on the basis of such bond commitment for applicants with an Ability Score of 80 through 90 will be determined by the following “Surety Capacity” formula:

$$SC = SM \div MCR \div (CRV \div TRV)$$

In which:

- SC = Surety Capacity
- SM = Surety Multiplier (Determined from Ability Score – Surety Multiplier Table as provided below)
- MCR = Maximum Capacity Rating (Determined as provided in paragraph 14-22.003(2)(a), F.A.C.)
- CRV = Construction Revenues (As set forth in applicant’s financial statements per subparagraph 14-22.002(2)(c)2., F.A.C.)
- TRV = Total Revenues (As set forth in applicant’s financial statements)

Ability Score	Surety Multiplier
80	3.0
81	3.4
82	3.8
83	4.2
84	4.6
85	5.0
86	5.6
87	6.2
88	6.8
89	7.4
90	8.0

2. Except for the provisions of sub-subparagraph 14-22.003(2)(a)2.a., F.A.C., above, the MCR for firms that have an Ability Score of 91 or greater will be the “Aggregate of Contracts” amount stipulated in the surety commitment letter. An MCR established through the use of a surety commitment letter shall not exceed the “Aggregate of Contracts” amount stipulated in the surety commitment letter.

3. Except for the provisions of sub-subparagraph 14-22.003(2)(a)2.a., F.A.C., above, use of a surety commitment letter to increase an applicant’s MCR will only be considered if at the time of application the applicant’s CRF is at least 1.00, as defined in subparagraph 14-22.003(2)(a)3., F.A.C., and the applicant has an Ability Score of 80 or higher. No event(s) during the qualification period subsequent to the ending date of the audited financial statements used for qualification will be considered in determining an applicant’s CRF. However, the Department will consider the general

qualification factors listed in subsection 14-22.004(1), F.A.C., in consideration of an increase to the applicant’s MCR through the use of a surety commitment letter.

(3) Classification of Work.

(a) Applicant request for class(es) of work. Applicants shall indicate each class of work for which they desire qualification. The Department will consider qualifying the applicant only in the specific class or classes of work requested.

(b) The major classes of work are as follows:

1. Major Bridges:
  - a. Bridges which include bascule spans.
  - b. Bridges which include curved steel girders.
  - c. Bridges with multi-level roadways.
  - d. Bridges of concrete segmental construction.
  - e. Bridges which include steel truss construction.
  - f. Bridges which include cable stayed construction.
  - g. Bridges of conventional construction which are over a water opening of 1,000 feet or more.

h. Cast-in-place post-tensioned superstructures.

2. Intermediate Bridges are bridges that contain none of the types of construction listed under Major Bridges and span lengths exceeding 50 feet (center to center of cap).

3. Minor Bridges are bridges with span lengths not exceeding 50 feet (center to center of cap) and total length not exceeding 300 feet. A Minor Bridge shall not contain any type of construction listed under Major Bridges or Intermediate Bridges.

4. Bascule Bridge Rehabilitation.
5. Grading (includes clearing and grubbing, excavation, and embankment).
6. Drainage (includes all storm drains, pipe culverts, culverts, etc.).

7. Flexible Paving (includes limerock, shell base and other optional base courses, soil-cement base, mixed-in-place bituminous paving, bituminous surface treatments and stabilizing).

8. Portland Cement Concrete Roadway Paving.
9. Hot Plant-Mix Bituminous (includes structural and surface courses).

(c) Specialty classes of work are as follows:

1. Electrical work (includes roadway, bridge, and runway lighting).
2. Fencing.
3. Guardrail.
4. Grassing, Seeding, and Sodding.
5. Landscaping.
6. Traffic Signals.
7. Computerized Traffic Control Systems.
8. Bridge Painting.

9. Pavement Markings (includes delineators, traffic stripe painting, and thermoplastics).

10. Roadway Signing.

(d) Such other classes of work not normally performed by road and bridge contractors as the applicant may request.

(e) For the Work Class of Emergency Debris Removal, the contractor(s) shall complete the Application for Qualification for Emergency Debris Removal, DOT Form 375-020-37, Rev. 1/06, incorporated herein by reference. The Application for Qualification shall be accompanied by a Reviewed Financial Statement prepared in accordance with GAAP.

Specific Authority 120.53(1)(a), 334.044(2), 337.14(1) FS. Law Implemented 337.11(3)(b), (5)(a)1.-3., (7)(b)1., (c), 337.14, 337.167 FS. History—Formerly Chapter 14-8, Amended 7-1-67, 8-20-68, 5-9-70, 1-6-72, 9-24-75, Formerly 14-22.01(4), Amended 3-23-79, 11-10-82, 8-25-83, 1-9-84, 10-1-85, Formerly 14-22.03, Amended 12-20-89, 4-22-92, 1-4-94, 7-1-95, 7-2-95, 7-8-01, 6-27-04, \_\_\_\_\_.

14-22.0042 Notification of Conviction of Contract Crime.

(1) A contractor who is currently qualified or seeking to be qualified shall notify the Contracts Administration Office in writing within 30 days after the filing of a criminal Information, an Indictment, or the conviction of a contract crime applicable to the contractor, or any affiliates, officers, directors, executives, shareholders active in management, employees, or agents of the contractor.

(2) Whenever the Department has reason to believe that a contractor or their affiliate, who is currently qualified or seeking qualification, has been convicted of a contract crime or is affiliated with a person or contractor so convicted, the Department may issue a written demand upon the contractor or affiliate to appear for sworn testimony, to answer written interrogatories, or to produce documents or other tangible evidence for inspection or copying.

Specific Authority 334.044(2), 337.14(1) FS. Law Implemented 120.62, 337.164, 337.165(5), (6) FS. History—New 8-25-83, Amended 10-1-85, Formerly 14-22.042, Amended 12-20-89, 1-4-94, \_\_\_\_\_.

14-22.005 Period of Validity of Qualification.

(1) The applicant's period of qualification shall be 18 months from the ending date represented by the audited annual financial statements included in the application. For good cause, the Department will approve a period of qualification less than 18 months. Good cause shall mean as defined in Rule 14-22.0141, F.A.C. An applicant must submit a new application 30 days prior to the expiration of its current Certificate of Qualification to ensure no interruption in its qualification to bid. The Certificate of Qualification shall expire no later than the expiration date of the certificate, regardless of whether or not a hearing has been requested concerning the Department's action on the application. Submission of an application shall not affect expiration of the Certificate of Qualification.

(2) Qualified applicants in good standing shall be notified of the impending deadline date for submittal of their application for qualification at least 45 days prior to that date. Failure of notification shall not affect the deadline date for submittal of applications for qualification.

(3) Qualified entities shall submit a new application with financial statements as required by subsection 14-22.002(2), F.A.C., within four (4) months from the date that a change of ownership or incorporation of a non-incorporated firm occurs. Also, a new application shall may be required whenever the Department has reason to believe that the position of a qualified entity is less favorable than at the time of its last application or a subsequent event that is material and adversely affects the financial position of the entity.

(4) A qualified entity need not submit a new application solely because of any change in the officers or the name of a corporation, but such information shall be certified to the Department within 10 days of such events.

(5) A qualified entity shall notify the Department in writing within 10 days of the decrease in its available surety performance bond credit amount.

(6) A Certificate of Qualification shall not be issued to an applicant or affiliate that is insolvent.

(7) A qualified entity or applicant or affiliate shall notify the Contracts Administration Office in writing upon the filing of a bankruptcy petition. The notice shall be received by the Contracts Administration Office within 10 days of the initial filing.

(8) A qualified entity, upon written request from the Department (stating the reasons for this request), shall submit updated or other additional financial information necessary for the Department to verify the financial adequacy of the qualified entity during the period of validity of qualification.

Specific Authority 334.044(2), 337.14(1) FS. Law Implemented 337.14, 337.164 FS. History—Formerly Chapter 14-8, Amended 7-1-67, 8-20-68, 5-9-70, 1-6-72, 9-24-75, Formerly 14-22.01(7), Amended 3-23-79, 11-10-82, 8-25-83, 10-1-85, Formerly 14-22.05, Amended 12-20-89, 1-4-94, 6-27-04, \_\_\_\_\_.

14-22.006 Current Capacity Rating.

(1) The Certificate of Qualification shall establish an entity's Maximum Capacity Rating which will be reduced by the total value of their current uncompleted work, regardless of its location and with whom it may be contracted, to determine their bidding capacity at any particular time. This bidding capacity shall be called Current Capacity.

(2) In determining the Current Capacity of a prospective bidder, the deduction for uncompleted work shall include work subcontracted from others. The bidder will be given credit for work sublet to others; provided, for contracts with the Department, the request for authorization to sublet the work has been approved in writing. The Department, in determining the bidder's eligibility to be issued a bid proposal, will decrease a bidder's uncompleted work by deducting ten

percent per month from the “Status of Contracts on Hand” report in the Certification of Current Capacity form submitted with the bidder’s most recent bid or the uncompleted work listed in the bidders’s Application for Qualification, whichever is most current, which will increase the Current Capacity accordingly.

(3) In order for the Department to have the information required to determine a bidder’s Current Capacity, it is necessary that the bidder submit on the day of the letting, a Certification of Current Capacity, Form 375-020-22, Rev. 05/05, that shall be executed under oath. This form must be included in the at least one bid for the first letting in the calendar month that the bidder submits a bid ~~each letting bid upon~~. Failure to submit this document ~~shall may~~ result in a determination that all bids submitted by the bidder for that letting are disqualified non-responsive or irregular and are rejected, pursuant to Rule 14-22.009, F.A.C. not to be considered. The Department shall include the Certification of Current Capacity, Form 375-020-22, Rev. 05/05 with the proposal documents issued to the bidder.

(4) In preparing the Certification of Current Capacity, Form 375-020-22, Rev. 05/05 the following shall apply:

(a) If the letting is not later than the 25th day of the month, the certification and report shall reflect the uncompleted work as of the 15th day of the month preceding the month of the letting.

(b) If the letting is after the 25th day of the month, the certificate and report shall reflect the uncompleted work in progress as of the 15th day of the month of the letting.

(c) In determining a bidder’s Current Capacity, any projects in a prior letting pending award by the Department to such bidder also shall be debited against the bidder’s Current Capacity unless the award is to be delayed for an indefinite period of time. Further, no credit shall be given for proposed subcontracting of any work included in such proposal pending award.

Specific Authority 334.044(2), 337.14(1) FS. Law Implemented 337.11(3)(b),(5)(a)1.-3.,(7)(b)1.,(c), 337.14, 337.164 FS. History—Formerly Chapter 14-8, Amended 7-1-67, 8-20-68, 5-9-70, 1-6-72, 7-24-75, Formerly 14-22.01(8), Amended 3-23-79, 11-10-82, 8-25-83, 10-1-85, Formerly 14-22.06, Amended 12-20-89, 6-27-90, 1-4-94, 7-1-95, 7-2-95, 12-18-05, \_\_\_\_\_.

14-22.008 Eligibility for Obtaining Proposal Documents.

(1) Proposal documents for a specific project~~(s)~~ shall be issued only to a prospective bidder who has a Current Capacity equal to or larger than the budgeted contract amount and a Certificate of Qualification, which expires on or after the date proposals are to be received, covering one or more classes of work, as identified in paragraph 14-22.003(3)(b), F.A.C., which, in the aggregate, comprise 50 percent or more of the

percentage of the Department’s budget estimate of the major classes of work in the specific contract total value of normal work included in the proposal documents.

(2) If the Department’s budget estimate for a specific project has a majority of percentage of speciality classes of work, as identified in paragraph 14-22.003(3)(c), F.A.C., then a contractor must be qualified in 50 percent or more of the percentage of the Department’s budget estimate for the total classes of all work in the specific project. The term “normal work” as used herein means all work in the contract not designated in the proposal document or the Specifications as Specialty Work.

(3) In determining whether a contractor shall receive proposal documents, the Department will automatically credit all contractors as being qualified in 50 percent of the Maintenance of Traffic percentage of the Department’s budget estimate for a specific project.

~~(4)(3)~~ The term “Current Capacity” as used herein is as defined in subsection 14-22.006(1), F.A.C.

~~(5)(4)~~ Eligibility for obtaining proposal documents shall have no effect on determination of the Current Capacity.

~~(6)(5)~~ A qualified bidder will be issued proposal documents for any number of projects, provided the estimated contract amount of any individual project requested does not exceed their Current Capacity. Except for the provisions of sub-subparagraph 14-22.003(2)(a)2.a., F.A.C., above, qualified firms that desire to bid a project which exceeds their Current Capacity, whose CRF was at least 1.00 based on the financial statements used for current qualification, and that have an Ability Score of 80 or higher, will be allowed to bid that specific project if the firm furnishes a commitment letter from a surety company, authorized to do business in Florida, that the project amount does not exceed the firm’s Surety Capacity as established by subparagraph 14-22.003(2)(b)1., F.A.C. Issuance of proposal documents by the Department will be subject to payment of applicable costs by the qualified bidder.

~~(7)(6)~~ The bid shall be signed by the owner for sole proprietorships; partner(s) authorized to bind the entity for a partnership; the president or vice president for corporations; and for limited liability companies an authorized executing official. Bids submitted by a joint venture shall be signed by the authorized executing officials of the business entities comprising the joint venture and the attorney-in-fact for the joint venture.

Specific Authority 334.044(2), 337.14(1) FS. Law Implemented 337.11(3)(b), 337.11(5)(a)1.-3.,(7)(b)1.,(c), 337.14 FS. History—Formerly Chapter 14-8, Amended 7-1-68, 8-20-68, 5-9-70, 1-6-72, 9-24-75, Formerly 14-22.01(11), Amended 3-23-79, 11-10-82, 8-25-83, Formerly 14-22.08, Amended 12-20-89, 1-4-94, 7-1-95, 7-2-95, 7-8-01, \_\_\_\_\_.

14-22.015 Forms.

The following forms are incorporated by reference as part of the rules of the Department and are available from the Contracts Administration Office, 605 Suwannee Street, Mail Station 55, Room 1-B, Tallahassee, Florida 32399-0455:

Form Number	Date	Title
375-020-32	<u>01/06</u> <del>12/98</del>	Application for Qualification
375-020-22	05/05	Certification of Current Capacity
700-010-25	<u>09/05</u> <del>11/03</del>	Contractor Past Performance Report
<u>375-020-37</u>	<u>1/06</u>	<u>Application for Qualification for Emergency Debris Removal</u>

Specific Authority 334.044(2), 337.14(1) FS. Law Implemented 120.53(1)(b), 337.14, 337.167 FS. History—New 11-10-82, Amended 8-25-83, Formerly 14-22.15, Amended 12-20-89, 1-4-94, 7-1-95, 7-2-95, 7-8-01, 6-27-04, 12-18-05, \_\_\_\_\_

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

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

**PUBLIC SERVICE COMMISSION**

UNDOCKETED

RULE TITLE: Use of Accumulated Provision Accounts

RULE NO.: 25-6.0143

228.1, 228.2 and 228.4

PURPOSE AND EFFECT: To provide guidance to investor-owned electric utilities for determining the types of storm damage restoration costs that can be charged to Account No. 228.1.

SUBJECT AREA TO BE ADDRESSED: Recovery of costs associated with storm damage.

SPECIFIC AUTHORITY: 366.05(1) FS.

LAW IMPLEMENTED: 350.115, 366.04(2)(a), 366.05(1) FS.

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

TIME AND DATE: 9:30 a.m., March 10, 2006

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, Florida

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Marlene K. Stern, Office of General Counsel, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6230

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-6.0143 Use of Accumulated Provision Accounts 228.1, 228.2, and 228.4.

(1) Account No. 228.1 Accumulated Provision for Property Insurance.

(a) No change.

(b) Except as provided in subsection (1)(e), cCharges to this account shall be made for all occurrences in accordance with the schedule of risks to be covered which are not covered by insurance. Recoveries or reimbursements for losses charged to this account shall be credited to the account.

(c) A separate subaccount, Account No. 228.199, Accumulated Provision for Storm Damage, shall be established for that portion of Account No. 228.1 which is designated to cover storm-related damages to the utility’s own property or property leased from others that is not covered by insurance.

(d) In determining the costs to be charged to Account No. 228.199, the utility shall use an Incremental Cost and Capitalization Approach methodology (ICCA). Under the ICCA methodology, the costs charged to Account No. 228.199 shall exclude those costs that normally would be charged to non-cost recovery clause operating expenses in the absence of a storm. In addition, capital expenditures for the removal, retirement and replacement of damaged facilities charged to Account 228.199 shall exclude the normal cost for the removal, retirement and replacement of those facilities in the absence of a storm. The utility shall notify the Director of the Commission’s Division of Economic Regulation in writing and provide a schedule of the amounts charged to Account No. 228.199 for each incident exceeding \$10 million.

(e) All costs charged to Account 228.199 are subject to review for prudence and reasonableness by the Commission. Under the ICCA methodology for determining the allowable costs to be charged, however, the following costs are expressly prohibited from being charged to Account No. 228.199:

1. Base rate recoverable regular payroll and regular payroll-related costs for utility managerial and non-managerial personnel;

2. Bonuses or any other special compensation for utility personnel not eligible for overtime pay;

3. Base rate recoverable depreciation expenses and insurance costs for utility-owned or utility-leased vehicles and aircraft;

- 4. Utility employee assistance costs;
- 5. Utility employee training costs;
- 6. Utility advertising, media relations or public relations costs;
- 7. Utility call center and customer service costs;
- 8. Utility lost revenues from services not provided;
- 9. Costs of back-fill work or catch-up work for activities not directly related to storm damage restoration activities; and
- 10. Replenishment of the utility's materials and supplies inventories.

(f) A utility may, at its own option, charge storm-related costs as operating expenses rather than charging them to Account No. 228.199. The utility shall notify the Director of the Commission's Division of Economic Regulation in writing and provide a schedule of the amounts charged to operating expenses for each incident exceeding \$5 million.

(g) If the charges to Account No. 228.199 exceed the account balance, the excess shall be carried as a debit balance in Account No. 228.199 and no request for a deferral of the excess or for the establishment of a regulatory asset is necessary.

(h) A utility may petition the Commission for the recovery of a debit balance in Account No. 228.199 through a surcharge. The amount requested for recovery through the surcharge shall not exceed the amount of the debit balance in Account No. 228.199.

(i) If a utility receives reimbursement from another utility for expenses incurred in providing storm damage restoration assistance to another utility, the utility shall credit Account No. 228.199 for the costs that normally would be charged to operating expenses in the absence of providing storm damage restoration assistance.

(j) A utility shall not establish a new annual accrual amount or a new target accumulated balance amount for Account No. 228.199 without prior Commission approval.

(k) Each utility shall file a Storm Damage Self-Insurance Reserve Study (Study) with the Division of the Commission Clerk and Administrative Services by January 15, 2011, and at least once every 5 years thereafter from the submission date of the previously filed study unless otherwise required by the Commission. A Study shall be filed whenever the utility is seeking a change to either the target accumulated balance or the annual accrual amount for Account No. 228.199. At a minimum, the Study shall include data for determining a target balance for, and the annual accrual amount to, Account No. 228.199.

(l) Each utility shall file a report with the Director of the Commission's Division of Economic Regulation providing information concerning its efforts to obtain commercial insurance for its transmission and distribution facilities and any other programs or proposals that were considered. The report shall also include a summary of the amounts recorded in

Account 228.199. The report shall be filed annually by February 15 of each year for information pertaining to the previous calendar year.

(2) through (4)(a) No change.

(b) If a utility elects to use any of the above listed accumulated provision accounts, each and every loss or cost which is covered by the account shall be charged to that account and shall not be charged directly to expenses except as provided for in subsection (1)(e). Charges shall be made to accumulated provision accounts regardless of the balance in those accounts.

(c) No change.

Specific Authority 366.05(1) FS. Law Implemented 350.115, 366.04(2)(a), 366.05(1) FS. History--New 3-17-88, Amended \_\_\_\_\_.

**LAND AND WATER ADJUDICATORY COMMISSION  
Pioneer Community Development District**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Pioneer Community Development District	42BBB-1
RULE TITLES:	RULE NOS.:
Establishment	42BBB-1.001
Boundary	42BBB-1.002
Supervisors	42BBB-1.003

PURPOSE AND EFFECT: The purpose of this proposed rule is to establish a community development district ("CDD"), the Pioneer Community Development District ("District"), pursuant to Chapter 190, F.S. The petition filed by MHK of Volusia County, Inc., requests the Commission establish a community development district located within the City of Port Orange, Volusia County, Florida. A Notice of Receipt of Petition for the Pioneer Community Development District was published in the July 15, 2005, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 1,238.2 acres. A general location map is contained as Exhibit 1 to the petition to establish the District. The proposed District is located generally north of Pioneer Trail, east of Highway 415 and south of Dunlawton Avenue. There are no parcels located within the external boundaries of the proposed District which are to be excluded from the District. The Petitioner either owns or has written consent to establish the District from the landowners of one hundred percent (100%) of the real property located within the proposed District. The development plan for the lands within the proposed District includes the construction of approximately 1,300 residential units of single family detached and multi-family units as well as 25 acres of commercial mixed use. The District, if established, currently intends to participate in the provision of certain infrastructure improvements including clearing, earthwork, water, sewer, and reclaimed utilities, internal roadways, facilities for outdoor cultural and recreational uses, and sodding/grassing. Master infrastructure also includes a community recreation center. Also included will be stormwater management facilities

consisting of treatment ponds, outfalls, land to construct the retention and compensating storage areas, and wetland mitigation to serve the District in accordance with the permitting agencies.

SUBJECT AREA TO BE ADDRESSED: Establishment of the Pioneer Community Development District.

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS WORKSHOP WILL NOT BE HELD):

TIME AND DATE: 2:00 p.m. – 4:00 p.m., Monday, February 20, 2006

PLACE: Room 2103, The Capitol, Tallahassee, Florida 32399-0001

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least two (2) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jonathan T. Johnson, Hopping Green & Sams, P.A., Post Office Box 6526, Tallahassee, Florida 32314, (850)222-7500 or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

RULE CHAPTER TITLE: Pari-Mutuel Facility Slot

RULE CHAPTER NO.:

Machine Operations 61D-14

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to rules regulating the conduct of slot machine operations at pari-mutuel racing facilities.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are: the method of applying for a slot machine license, technical requirements and qualifications for licenses, procedures to test and technically evaluate slot machines, verifying and accounting for revenues, auditing, collection of taxes and fees, procedures for bond, procedures regarding maintenance of records, 85% minimum payout, minimum security standards, approval process for facilities based computer systems, monthly reports, occupational licensing, renewal of occupational licenses, occupational

license fees, fingerprint rules, posting of signage, office space requirements, the compulsive gambling program, or any other rules required for the implementation of Chapter 551, Florida Statutes.

The division will receive comments on the issues listed above. Participants should be prepared to discuss whether the rules for slot machine operations originally drafted by Broward County adequately address issues required by the statutory rule criteria contained in Chapter 551, Florida Statutes, or otherwise what are the best practices for the required rules.

While these rules are currently being noticed as Chapter 61D-14, F.A.C., there may ultimately be a need to utilize other rule number chapters to adequately accommodate these rules.

SPECIFIC AUTHORITY: 551.103, 551.104, 551.106, 551.114, 551.118, 551.145 FS.

LAW IMPLEMENTED: 551.103, 551.104, 551.106, 551.114, 551.118, 551.145 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATES: 9:00 a.m. – 4:00 p.m., February 21-22, 2006

PLACE: Florida Department of Business and Professional Regulation, Northwood Centre, Board Room, 1940 N. Monroe Street, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting: Mary Polombo, (850)413-0750. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

RULE CHAPTER TITLE: Pari-Mutuel Facility Slot Machine

RULE CHAPTER NO.:

Operations – Forms 61D-15

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to reporting of slot machine activities conducted at a pari-mutuel wagering facility.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed in this rule are creation of all forms utilized by the division in its rules regulating slot machine operations at a pari-mutuel wagering facility.

While these rules are currently being noticed as rule Chapter 61D-15, F.A.C., there may ultimately be a need to utilize other rule number chapters to adequately accommodate these rules and other rules noticed under rule Chapter 61D-14, F.A.C.

SPECIFIC AUTHORITY: 551.103, 551.104, 551.106, 551.114, 551.118, 551.145 FS.

LAW IMPLEMENTED: 551.103, 551.104, 551.106, 551.114, 551.118, 551.145 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Education**

RULE TITLES:	RULE NOS.:
Purpose and Scope	63B-1.001
Educational and Vocational Programming	63B-1.002
Program Evaluation	63B-1.003

PURPOSE AND EFFECT: The proposed rule is intended to implement requirements relating to educational and career-related programming and evaluation.

SUBJECT AREA TO BE ADDRESSED: Standards governing educational and career-related programming.

SPECIFIC AUTHORITY: 20.316, 985.405, 985.315 FS.

LAW IMPLEMENTED: 985.31, 985.315 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 1:00 p.m. – 3:00 p.m., Tuesday, February 21, 2006

PLACE: DJJ Residential Services, Southern Region Office, 1756 North Congress Ave., Ste. 101, West Palm Beach, Florida  
TIME AND DATE: 10:00 a.m. – 12:00 Noon, Wednesday, February 22, 2006

PLACE: DJJ Residential Services, Central Region Office, 4524 Oak Fair Blvd., Ste. 200, Tampa, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Thursday, February 23, 2006

PLACE: DJJ Headquarters, Knight Building, Room 108, 2737 Centerview Dr., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Clyde Benedix, 2737 Centerview Drive, Ste. 104, Tallahassee, FL 32399-3100, e-mail: [clyde.benedix@djj.state.fl.us](mailto:clyde.benedix@djj.state.fl.us)

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Residential Services**

RULE TITLE:	RULE NO.:
Quarterly Inspection and Evaluation Standards	63E-2.023

PURPOSE AND EFFECT: The proposed rule is intended to implement standards and requirements described in Section 985.309(8), Florida Statutes, by which the department will evaluate and inspect state, county or municipal boot camp programs.

SUBJECT AREA TO BE ADDRESSED: Standards and requirements for boot camp programs.

SPECIFIC AUTHORITY: 20.316, 985.405, 985.309(8) FS.

LAW IMPLEMENTED: 985.309(8) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 1:00 p.m. – 3:00 p.m., Tuesday, February 21, 2006

PLACE: DJJ Residential Services, Southern Region Office, 1756 North Congress Ave., Ste. 101, West Palm Beach, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Wednesday, February 22, 2006

PLACE: DJJ Residential Services, Central Region Office, 4524 Oak Fair Blvd., Ste. 200, Tampa, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Thursday, February 23, 2006

PLACE: DJJ Headquarters, Knight Building, Room 108, 2737 Centerview Dr., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Clyde Benedix, 2737 Centerview Drive, Ste. 104, Tallahassee, FL 32399-3100, e-mail: clyde.benedix@djj.state.fl.us

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Residential Services**

RULE TITLES:	RULE NOS.:
Purpose and Scope	63E-3.001
Program Guidelines	63E-3.002
Program Monitoring and Evaluation	63E-3.003
Construction	63E-3.004
HIV Testing	63E-3.005
Research Projects	63E-3.006

PURPOSE AND EFFECT: The proposed rule is intended to implement standards and requirements described in Section 985.31, Florida Statutes, by which the department will establish program guidelines, standards and requirements for serious or habitual juvenile offender programs.

SUBJECT AREA TO BE ADDRESSED: Standards and requirements for serious or habitual juvenile offender programs.

SPECIFIC AUTHORITY: 20.316, 985.405, 985.31 FS.

LAW IMPLEMENTED: 985.31 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 1:00 p.m. – 3:00 p.m., Tuesday, February 21, 2006

PLACE: DJJ Residential Services, Southern Region Office, 1756 North Congress Ave., Ste. 101, West Palm Beach, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Wednesday, February 22, 2006

PLACE: DJJ Residential Services, Central Region Office, 4524 Oak Fair Blvd., Ste. 200, Tampa, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Thursday, February 23, 2006

PLACE: DJJ Headquarters, Knight Building, Room 108, 2737 Centerview Dr., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Clyde Benedix, 2737 Centerview Drive, Ste. 104, Tallahassee, FL 32399-3100, e-mail: clyde.benedix@djj.state.fl.us

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Residential Services**

RULE TITLES:	RULE NOS.:
Purpose and Scope	63E-4.001
Program Guidelines	63E-4.002
Program Monitoring and Evaluation	63E-4.003
Quality Assurance Standards for Mental Health and Substance Abuse	63E-4.004
Construction	63E-4.005
HIV Testing	63E-4.006
Research Projects	63E-4.007

PURPOSE AND EFFECT: The proposed rule is intended to implement standards and requirements described in Section 985.311, Florida Statutes, by which the department will establish program guidelines, standards and requirements for intensive residential treatment programs for offenders less than 13 years of age.

SUBJECT AREA TO BE ADDRESSED: Standards and requirements for intensive residential treatment programs for offenders less than 13 years of age.

SPECIFIC AUTHORITY: 20.316, 985.405, 985.311 FS.

LAW IMPLEMENTED: 985.311 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 1:00 p.m. – 3:00 p.m., Tuesday, February 21, 2006

PLACE: DJJ Residential Services, Southern Region Office, 1756 North Congress Ave., Ste. 101, West Palm Beach, Florida

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Clyde Benedix, 2737 Centerview Drive, Ste. 104, Tallahassee, FL 32399-3100, e-mail: clyde.benedix@djj.state.fl.us



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

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Residential Services**

RULE TITLES:	RULE NOS.:
Purpose and Scope	63E-5.001
Program Goals	63E-5.002
Program Services	63E-5.003
Performance Data and Reporting	63E-5.004
Inspection, Evaluation and Monitoring	63E-5.005

PURPOSE AND EFFECT: The proposed rule is intended to implement standards and requirements described in Section 985.308, Florida Statutes, by which the department will establish program standards and quality assurance monitoring for juvenile sexual offender commitment programs.

SUBJECT AREA TO BE ADDRESSED: Standards and monitoring for juvenile sexual offender commitment programs.

SPECIFIC AUTHORITY: 20.316, 985.405, 985.308 FS.

LAW IMPLEMENTED: 985.308 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

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PLACE: DJJ Residential Services, Southern Region Office, 1756 North Congress Ave., Ste. 101, West Palm Beach, Florida

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PLACE: DJJ Residential Services, Central Region Office, 4524 Oak Fair Blvd., Ste. 200, Tampa, Florida

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Thursday, February 23, 2006

PLACE: DJJ Headquarters, Knight Building, Room 108, 2737 Centerview Dr., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Clyde Benedix, 2737 Centerview Drive, Ste. 104, Tallahassee, FL 32399-3100, e-mail: clyde.benedix@djj.state.fl.us

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

**DEPARTMENT OF JUVENILE JUSTICE**

**Division of Medical**

RULE TITLES:	RULE NOS.:
Testing	63M-1.001
Confidentiality	63M-1.002

PURPOSE AND EFFECT: The proposed rule is intended to implement requirements relating to accessibility of testing results for human immunodeficiency virus in specified commitment programs.

SUBJECT AREA TO BE ADDRESSED: Standards governing access to test results for human immunodeficiency virus.

SPECIFIC AUTHORITY: 20.316, 985.405, 985.31, 985.311 FS.

LAW IMPLEMENTED: 985.31, 985.311 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

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

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE TITLE:	RULE NO.:
Retired Status Fee	64B3-9.0051

PURPOSE AND EFFECT: The Board proposes a new rule to provide language regarding retired license status fees.

SUBJECT AREA TO BE ADDRESSED: Retired license status fee.

SPECIFIC AUTHORITY: 456.025, 483.805(4) FS.

LAW IMPLEMENTED: 456.025, 456.036 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 Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-9.0051 Retired Status Fee.

The fee for retired status is \$50.

Specific Authority 456.025, 483.805(4) FS. Law Implemented 456.025, 456.036 FS. History—New \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE TITLE: Formulary of Topical Ocular

RULE NO.: 64B13-18.002

Pharmaceutical Agents PURPOSE AND EFFECT: The Board proposes to update the existing language in this rule to add new pharmaceutical agents.

SUBJECT AREA TO BE ADDRESSED: Formulary of Topical Ocular Pharmaceutical Agents.

SPECIFIC AUTHORITY: 463.005, 463.0055(2)(a) FS.

LAW IMPLEMENTED: 463.0055 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 Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-18.002 Formulary of Topical Ocular Pharmaceutical Agents.

The topical ocular pharmaceutical formulary consists of pharmaceutical agents which a certified optometrist is qualified to administer and prescribe in the practice of optometry pursuant to Section 463.0055(2)(a), F.S. The topical ocular pharmaceutical agents in the formulary include the

following legend drugs alone or in combination in concentrations up to those specified, or any lesser concentration that is commercially available:

(1) through (4) No change.

(5) NON-STEROIDAL AND STEROIDAL ANTI-INFLAMMATORY AGENTS

(a) through (l) No change.

(m) Bromfenac 0.09%

(n) Nopafenac 0.1%

(o) Brimonidine tartrate 0.1%

(6) through (9) No change.

Specific Authority 463.005, 463.0055(2)(a) FS. Law Implemented 463.0055 FS. History—New 3-30-87, Amended 4-5-88, 5-7-90, Formerly 21-18.002, Amended 5-10-92, 1-29-93, Formerly 21Q-18.002, Amended 8-31-93, 7-30-94, Formerly 61F8-18.002, Amended 2-11-96, 4-21-96, 1-12-97, 6-8-97, Formerly 59V-18.002, Amended 6-15-00, 6-7-05, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Orthotists and Prosthetists**

RULE TITLE: Citations

RULE NO.: 64B14-7.004

PURPOSE AND EFFECT: The Board proposes to provide a citation penalty for failure to comply with new Rule 64B14-2.013, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Citations.

SPECIFIC AUTHORITY: 456.072, 456.077 FS.

LAW IMPLEMENTED: 456.072, 456.077 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:

64B14-7.004 Citations.

Pursuant to Section 456.077, F.S., the Board designates the following as citation violations:

(1) through (7) No change.

(8) Failure to pay a one time assessment fee assessed pursuant to Rule 64B14-2.013, F.A.C., in a timely manner: a fine of \$500.00 and payment of the assessment.

Specific Authority 456.072, 456.077 FS. Law Implemented 456.072, 456.077 FS. History—New 7-1-98, Amended 3-19-02, 10-24-04, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Physical Therapy Practice**

RULE TITLE: Continuing Education  
 RULE NO.: 64B17-9.001  
 PURPOSE AND EFFECT: The Board proposes to add a subsection to address continuing education credit hours earned by taking and passing the Florida laws and rules examination.  
 SUBJECT AREA TO BE ADDRESSED: Continuing Education.  
 SPECIFIC AUTHORITY: 486.025 FS.  
 LAW IMPLEMENTED: 456.013(6), 486.109(2) 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: Susan Love, Executive Director, Board of Physical Therapy Practice/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B17-9.001 Continuing Education.

(1) Every person licensed pursuant to Chapter 486, Florida Statutes, shall be required to complete twenty-four contact hours of continuing education courses approved by the Board in the twenty-four months preceding each biennial renewal period as established by the Department. However, applicants who become licensed in the second half of the biennium are exempt from this continuing education requirement for their first renewal.

(2) through (5) No change.

(6) The Board approves for continuing education credit:

(a) through (e) No change

(f) Licensees who 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.

(7) through (8) No change.

Specific Authority 486.025 FS. Law Implemented 456.013(6), 486.109(2) FS. History–New 4-6-92, Formerly 21MM-9.001, Amended 3-7-94, Formerly 61F11-9.001, Amended 12-5-95, Formerly 59Y-9.001, Amended 2-14-02, 4-21-02, 1-2-03, 6-28-04,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Council of Licensed Midwifery**

RULE TITLES: Retired Status Fee  
 RULE NOS.: 64B24-3.017  
 Application Fees 64B24-3.002  
 PURPOSE AND EFFECT: To update the rules.  
 SUBJECT AREA TO BE ADDRESSED: Retired Status Fee.  
 SPECIFIC AUTHORITY: 456.036(15), 467.005, 467.0135 FS.  
 LAW IMPLEMENTED: 456.036(4), 467.0135(4) FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Pamela King, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3250

THE PRELIMINARY TEXT OF THE PROPOSED RULE IS:

64B24-3.017 Retired Status Fee.

The retired status fee shall be \$50.00.

Specific Authority 456.036(15), 467.005 FS. Law Implemented 456.036(4) FS. History–New \_\_\_\_\_.

64B24-3.002 Application Fees.

~~(1) The application fee shall be \$200.~~

~~(2) The fee for a retired status license shall be \$50.~~

Specific Authority 467.005, 467.0135 FS. Law Implemented 456.036(4), 467.0135(4) FS. History–New 1-26-94, Formerly 61E8-3.002, Amended 8-15-95, Formerly 59DD-3.002, Amended 12-23-97, 11-9-05,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Council of Licensed Midwifery**

RULE CHAPTER TITLE: Renewal, Inactive Status, Retired Status and Reactivation  
 RULE CHAPTER NO.: 64B24-5  
 RULE TITLE: Retired Status License  
 RULE NO.: 64B24-5.004  
 PURPOSE AND EFFECT: To create a new rule addressing retired status licensees.  
 SUBJECT AREA TO BE ADDRESSED: Retired Status License.  
 SPECIFIC AUTHORITY: 456.036(15), 467.005 FS.  
 LAW IMPLEMENTED: 456.036(2),(4),(8),(12) 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: Pamela King, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3250

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

**RENEWAL, INACTIVE STATUS, RETIRED STATUS AND REACTIVATION**

**64B24-5.004 Retired Status License.**

(1) A licensee may place an active or inactive license in retired status at any time. If the license is placed in retired status at the time of renewal, the licensee shall pay the retired status fee provided in Rule Chapter 64B24-3, F.A.C. If the license is placed in retired status at any time other than at the time of license renewal, the licensee shall also pay the change of status processing fee as required by Chapter 64B24-3, F.A.C.

(2) A licensee may reactivate a retired status license by:

(a) Paying the renewal fee for an active status licensee for each biennial licensure period in which the licensee was in retired status and the reactivation fee as established in Rule Chapter 64B24-3, F.A.C.;

(b) Demonstrating satisfaction of the continuing education requirements established in Rule 64B24-6.001, F.A.C. for each licensure biennial period in which the licensee was in retired status.

(3) For a license in retired status over five years, the licensee also must:

(a) Retake and pass the examination designated in Rule 64B24-2.003, F.A.C.;

(b) Successfully complete the four-month pre-licensure course required of endorsement applicants by Rule 64B24-4.010, F.A.C.; and

(c) Submit a written plan for the management of emergencies as provided in Rule 64B24-2.003, F.A.C.

Specific Authority 456.036(15), 467.005 FS. Law Implemented 456.036(2),(4),(8),(12) FS. History—New \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Council of Licensed Midwifery**

RULE TITLE: Responsibilities of Midwives During the Antepartum Period  
RULE NO.: 64B24-7.007

PURPOSE AND EFFECT: To update the rule.  
SUBJECT AREA TO BE ADDRESSED: Responsibilities of Midwives During the Antepartum Period.  
SPECIFIC AUTHORITY: 456.004(5), 467.005 FS.  
LAW IMPLEMENTED: 467.015 FS.

nIF 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: Pamela King, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3250

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

**DEPARTMENT OF HEALTH**

**Board of Respiratory Care**

RULE TITLE: Procedures for Approval of Attendance at Continuing Education Courses  
RULE NO.: 64B32-6.004

PURPOSE AND EFFECT: The Board proposes to amend the rule for continuing education courses.

SUBJECT AREA TO BE ADDRESSED: Procedures for approval of attendance at continuing education courses.

SPECIFIC AUTHORITY: 468.353(1), 468.361(2) FS.

LAW IMPLEMENTED: 468.361(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., April 7, 2006

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607

Pursuant to the provisions of the Americans with Disabilities Act, persons requiring special accommodations to participate in this meeting are asked to advise the Board at least five business days prior to the meeting by contacting, Board Call Center, (850)488-0595. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Family Safety and Preservation Program**  
RULE TITLE: Dispute Resolutions and Appeals  
RULE NO.: 65C-16.008

**PURPOSE AND EFFECT:** The purpose of this rule development is to repeal a Rule provision which, pursuant to Department of Children and Family Services v. I.B. and D.B., 891 So.2d 1168 (1st DCA 2005), is already invalid.

**SUBJECT AREA TO BE ADDRESSED:** This rule draft will delete the prohibition against adoptive applicants appealing the department's decision regarding the selection of an adoptive home for a particular child.

**SPECIFIC AUTHORITY:** 120.57, 120.68, 409.145 FS.

**LAW IMPLEMENTED:** 120.68, 409.145 FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:**

**TIME AND DATE:** 10:00 a.m. – 11:00 a.m., Friday, February 24, 2006

**PLACE:** Building 4, 1317 Winewood Blvd., Tallahassee, FL  
**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Kim Grosdidier, Building 6, 1317 Winewood Blvd., Tallahassee, FL 32399, (850)922-5055

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

65C-16.008 Dispute Resolutions and Appeals.

(1) No change.

~~(2) Adoptive applicants do not have the right to appeal the department's decision on the selection of an adoptive home for a particular child.~~

Specific Authority 120.57, 120.68, 409.145 FS. Law Implemented 120.68, 409.145 FS. History—New 5-20-91, Formerly 10M-8.00514, Amended 4-19-94, 7-18-95, Formerly 10M-8.0054, Amended 8-19-03, \_\_\_\_\_.

**FLORIDA HOUSING FINANCE CORPORATION**

**RULE CHAPTER TITLE:** Homeownership Pool Program **RULE CHAPTER NO.:** 67-57

**PURPOSE AND EFFECT:** The purpose of this rule chapter is to establish procedures for the Homeownership Pool (HOP) Program by which the Corporation shall administer the application process, determine loan amounts, service loans, and provide purchase assistance to eligible homebuyers under the HOME Investment Partnerships Program (HOME).

**SUBJECT AREA TO BE ADDRESSED:** The Rule Development Workshop will be held to receive comments and suggestions from interested persons. Access to the meeting will also be available via teleconferencing.

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

**TIME AND DATE:** 10:00 a.m. – 12:00 Noon, Tuesday, February 21, 2006

**PLACE:** Florida Housing Finance Corporation, Seltzer Conference Room, 227 North Bronough Street, Tallahassee, FL 32301, Teleconference Number 1(800)416-4254

Any person requiring special accommodation because of a disability or physical impairment should contact Bridget Warring at the above address. If you are hearing or speech impaired, please use the Florida Dual Party Relay system, 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Bridget Warring, Homeownership Loan Program Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301, (850)488-4197

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

**FINANCIAL SERVICES COMMISSION**

**Office of Insurance Regulation**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Reasonableness of Benefits in Relation to Premiums	69O-149.005
Actuarial Memorandum	69O-149.006
Annual Rate Certification (ARC) Filing Procedures	69O-149.007

**PURPOSE AND EFFECT:** To interpret, clarify and implement the related statutes for Reasonableness of Benefits in Relation to Premiums; ARC filing procedures; and to require the experience exhibit in the actuarial memorandum be in an Excel document.

**SUBJECT AREA TO BE ADDRESSED:** Reasonableness of Benefits in Relation to Premiums; Actuarial Memorandum; and Annual Rate Certification (ARC) Filing Procedures.

**SPECIFIC AUTHORITY:** 624.308, 627.410(6)(d),(e) FS.

**LAW IMPLEMENTED:** 626.9541(1), 627.410, 627.411(1)(a),(e), 627.9175 FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:**

**TIME AND DATE:** 9:30 a.m., February 20, 2006

**PLACE:** Room 116, 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 program, please advise the Office at least 5 calendar days before the program by contacting the person listed below.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Linda Ziegler, Life and Health Product Review, Office of Insurance Regulation, e-mail: linda.ziegler@fldfs.com

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

**FINANCIAL SERVICES COMMISSION**

**Office of Insurance Regulation**

RULE TITLE: Forms Incorporated by Reference  
 RULE NO.: 690-203.210

PURPOSE AND EFFECT: Adopts the form for the Annual Report of the Discount Medical Plan Organization (DMPO).

SUBJECT AREA TO BE ADDRESSED: Adoption of the Annual Report of the DMPO form.

SPECIFIC AUTHORITY: 624.424(1)(c), 636.232 FS.

LAW IMPLEMENTED: 636.204, 636.220, 636.226, 636.228, 636.234, 636.236 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 a.m., February 22, 2006

PLACE: Room 116, 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 program, please advise the Office at least 5 calendar days before the program by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Annie Wang, Life and Health Financial Oversight, Office of Insurance Regulation, e-mail: annie.wang@fldfs.com

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

**Section II  
 Proposed Rules**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**

RULE CHAPTER TITLE: Entomology – Pest Control  
 RULE CHAPTER NO.: 5E-14

Regulations  
 RULE TITLES: RULE NOS.:

Contractual Agreements in Public’s Interest – Control and Preventive Treatment for Wood-Destroying Organisms 5E-14.105

Responsibilities and Duties – Records, Reports, Advertising, Applications 5E-14.142

PURPOSE, EFFECT AND SUMMARY: The purpose and effect of the proposed rule is to add amendments to the rule establishing requirements for contracts offered by pest control companies to homeowners upon treatment of properties for wood destroying organisms.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No SOERC has been prepared.

Any person who wishes to provide information regarding the SOERC or to provide a proposal for a lower cost alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 482.051, 482.226 FS.

LAW IMPLEMENTED: 482.051, 482.226 FS.

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

TIME AND DATE: 10:00 a.m. – conclusion, March 2, 2006

PLACE: 1911 S. W. 34th Street, Doyle Conner Building Auditorium, Division of Plant Industry, Department of Agriculture and Consumer Services, Gainesville, FL 32614, (352)372-3505

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Mr. Steven Dwinell, Assistant Director, Department of Agriculture and Consumer Services, Room 130, 3125 Conner Blvd., Tallahassee, FL 32399-1650

THE FULL TEXT OF THE PROPOSED RULES IS:

5E-14.105 Contractual Agreements in Public’s Interest – Control and Preventive Treatment for Wood-Destroying Organisms.

(1) No change.

(2) Such contract, except as provided in paragraph (3) of this section, or an exact facsimile thereof must be given to the property owner or his authorized agent for acceptance or rejection before any portion of the work is done and before payment, in part or in full, is received by the licensee. The contract shall clearly set forth the following information:

(a) through (d) No change.

(e) The complete common name(s) of the wood-destroying organism(s) to be controlled or for which preventive treatment is intended under the contract. Any contract issued after the effective date of this amendment for the treatment or prevention of termites must clearly state on the first page if the contract covers subterranean termites, dry wood termites, or both. If Formosan termites (Coptotermes formosanus) are to be excluded from coverage, this species must be named as excluded.

(f) through (k) No change.

(3) ~~It~~ Contracts covering treatments for the prevention of subterranean termites for new construction, ~~it~~ shall clearly set forth that should subterranean termite infestation occur to the structure treated during the warranty period, additional treatment shall be performed to control the infestation. The warranty shall show either the date of initial or final treatment and shall be issued to the property owner or agent within 30 days of the date of initial or final treatment, whichever is specified on the contract, and shall be for a period no less than one year from date of treatment specified on the contract. The property owner at the time of each renewal, if a previous

renewal was purchased, shall have the option of extending the warranty annually after the first year for no less than 4 additional years. The contract shall conform with Section 482.227, F.S., and contain information required by paragraphs 5E-14.105(2)(a), (b), (c), (d), (e), (f), (g), (h), (i), (j), and (k), F.A.C. This section applies only to treatment for the prevention of subterranean termites for new construction which does not physically attach to or adjoin existing structures.

(4) In contracts covering spot treatments for wood-destroying organism(s), the requirements of subsections 5E-14.105(1) and (2), F.A.C. shall apply. In addition to these, specific areas in, on or under the structure to be treated shall be listed in the written contract and a statement that a spot treatment only was performed shall be made on the treatment notice posted as required by Section 482.226(5), Florida Statutes.

(5) through (7) No change.

(8) Each licensee shall comply with the terms of each pest control contract it issues. Within one year of the effective date of this rule, all contracts for wood destroying organism protection must comply with the following:

(a) A licensee must inspect for an infestation that is the subject of a re-treatment provision of a contract within thirty calendar days of written notification by the property owner or agent to which the contract applies, and must perform a re-treatment required under a contract within ninety days of discovery of an infestation subject to the re-treatment provision of a contract, unless access to the property is prevented by the property owner, or the treatment is waived or postponed in writing by the property owner or agent. In the event a contract expires before a re-treatment can be accomplished, the licensee shall make a written offer to perform the re-treatment in accordance with the terms of the contract within 90 days at no additional cost.

(b) A licensee may not use a limitation, exclusion, or condition clause of a contract to deny treatment of a termite infestation or repair of termite damage to the holder of a contract, unless the termite infestation or damage was primarily caused by the subject of the limitation, exclusion, or condition clause in the contract, and, if the licensee was aware of the condition that is subject to a limitation, exclusion, or condition clause in the contract, the licensee provided written notice to the property owner or agent of that condition within sixty days of discovery and provided the property owner the opportunity to correct that condition. If the property owner did not correct the condition within sixty days of the written notice, then the licensee may use the limitation, exclusion, or condition clause in the contract to deny repair or retreatment.

Specific Authority 482.051 FS. Law Implemented 482.051(3) FS. History—New 1-1-77, Joint Administrative Procedures Committee Objection Withdrawn – See FAW Vol. 3, No. 30, July 29, 1977, Amended 6-27-79, 10-25-90, Formerly 10D-55.105, Amended 8-11-93, 4-17-03,\_\_\_\_\_.

5E-14.142 Responsibilities and Duties – Records, Reports, Advertising, Applications.

(1) Records:

(a) Pest control records of the licensee pertaining to pest control activities and including contracts shall be kept at the licensed business location or at the exact Florida address specified in the application for business license for inspection by Department inspectors. Additionally, available for inspection by appropriate state officials at reasonable times there shall be maintained for a period of at least two years routine operational records containing information on kinds (names), amounts, uses, dates, and places of application of restricted-use pesticides.

~~(b) Each licensee shall comply with the terms of each pest control contract it issues.~~

(2) through (8) No change.

Specific Authority 482.051 FS. Law Implemented 482.071, 482.091, 482.161(1)(g), 482.226(1),(2),(4),(5),(6) FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 1-20-87, 10-25-90, Formerly 10D-55.142, Amended 8-11-93, 5-28-98, 4-29-02, 4-17-03, 6-2-04,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Steven Dwinell, Assistant Director, Department of Agriculture and Consumer Services, Room 130, 3125 Conner Blvd., Tallahassee, FL 32399-1650

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dr. Joanne Brown, Deputy Commissioner, Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 10, 2004 (Vol. 30, No. 50) and July 15, 2005 (Vol. 31, No. 28)

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**

RULE CHAPTER TITLE: Entomology – Pest Control

RULE CHAPTER NO.:

Regulations

5E-14

RULE TITLE:

RULE NO.:

Enforcement and Penalties

5E-14.149

PURPOSE, EFFECT AND SUMMARY: The purpose of the rule amendment is to adopt the enforcement guidelines and penalties into rule. The Department’s purpose in applying these guidelines is to achieve compliance with Chapter 482, Florida Statutes (F.S.).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No SOERC has been prepared.

Any person who wishes to provide information regarding the SOERC or to provide a proposal for a lower cost alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 482.051, 482.163, 482.165 FS.

LAW IMPLEMENTED: 482.161, 482.163, 482.165 FS.

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

TIME AND DATE: 10:00 a.m. – conclusion, March 2, 2006

PLACE: 1911 S. W. 34th Street, Doyle Conner Building Auditorium, Division of Plant Industry, Department of Agriculture and Consumer Services, Gainesville, Florida, (352)372-3505

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Steven Dwinell, Assistant Director, Department of Agriculture and Consumer Services, Room 130, 3125 Conner Blvd., Tallahassee, Florida 32399-1650

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-14.149 Enforcement and Penalties.

(1) List of Penalties. The Department will apply one or more of the following penalties for violation of Chapter 482, F.S., or Chapter 5E-14, F.A.C., or as provided in Chapter 482.161, F.S.

(a) Denial of an application for licensure or license renewal and/or permits or refusal of a pest control registration, license, and/or permit.

(b) Revocation or Suspension of any license including permits.

(c) Warning Letter.

(d) Probation for a specified period of time not to exceed two years subject to conditions.

(e) Administrative fine not to exceed \$5,000 for each violation.

(f) Criminal prosecution by referral to the State Attorney under Sections 775.082 and 775.083, F.S.

(g) Injunctive relief.

(h) Issuance of a Cease and Desist Order, Immediate Stop Use or Stop Work Orders.

(i) Institution of an action under Chapter 501, Part II, F.S., for violations involving deceptive and unfair trade practices where the legal remedies provided under Chapter 501, Part II, F.S., are needed to further protect consumers or recover damages associated with identified violations.

(2) Violation and Repeat Violation. Each and every breach of Chapter 482, F.S., and related rules, or part thereof, is a violation. A repeat violation is a violation for which the person has been previously disciplined within the last three (3) years.

(3) Category of Violations. Minor violations are all violations other than those classified as major violations. Major violations are violations where:

(a) Death or serious bodily harm requiring medical attention to humans or veterinary attention to animals occurs as a result of misuse of a pesticide or mismanagement of another pest control method, and the injury or death is attributable to the misuse or mismanagement.

(b) Misuse of a highly toxic pesticide (Category I, Danger signal word) is documented and such a misuse could result in death or serious bodily harm to humans or animals, but where the death or injury did not occur.

(c) The licensee, certificate holder, permit holder or applicator causes serious harm to an ecological system, or contamination of water or soil requiring corrective action or monitoring to protect human or animal health or the environment as a result of misuse of a pesticide or mismanagement of another pest control method.

(d) The licensee, certificate holder, permit holder or applicator deliberately makes false or fraudulent claims with respect to pest control; deliberately misrepresents the effects of materials or methods used in pest control, or deliberately fails to use materials or methods suitable for the pest control undertaken.

(e) The licensee, certificate holder, permit holder or applicator performs pest control in a manner that is culpably careless or without prudent care; fails to comply with subsections 5E-14.106(6), (7), or (8), F.A.C.; or uses a fumigant in a manner that is inconsistent with its label directions or the requirements of Rules 5E-14.108, .109, .110, .111, .112, or .113, F.A.C.

(f) The licensee, certificate holder, permit holder or applicator fails to give the Department or representative true information in response to a written request within 14 business days regarding methods and materials used, work performed, or other information essential to the administration of Chapter 482, F.S.

(g) The licensee, certificate holder, permit holder or applicator performs or causes fraudulent or misleading advertising relative to pest control or advertises in an unauthorized category of pest control.

(h) The licensee, certificate holder, permit holder or applicator misuses a pesticide, performs a faulty inspection for wood destroying organisms, or fails to comply with the terms of a wood destroying organism protection contract, and such action results in property damage exceeding \$2500.

(i) The licensee, certificate holder, permit holder or applicator violates any Immediate Final Order, Emergency Suspension Order, Stop Use, Stop Work, Settlement Agreement, Consent Order, Final Order, or any other order of the Department, issued under the authority of Chapters 120 or 482, F.S., or Chapters 5E-14, F.A.C.

(j) The licensee, certificate holder, permit holder or applicator commits fraud or deceptive trade practices.

(k) An individual or business performs pest control without holding a valid license from the Department.



(5) Default. A violator's failure to respond to an administrative complaint may result in a waiver of rights to a hearing and the Department may enter a Final Order imposing up to the maximum penalties as authorized by Florida law, including suspension of the violator's license and/or permit.

(6) Denial. The Department will deny application for licensure if:

(a) A person fails to comply with the licensing and/or permit requirements of Chapter 482, F.S., or Chapter 5E-14, F.A.C., or

(b) All outstanding fines owed to the Department are not paid in full, or

(c) A person has been convicted of any felony under state or federal law involving robbery, bribery, extortion, embezzlement, grand larceny, burglary, arson, murder, rape, assault with intent to kill, assault that inflicts grievous bodily injury, kidnapping, prostitution, child abuse, child pornography, sexual assault or indecent exposure. If civil rights have been restored, the Department will not deny licensure based on conviction for these crimes.

(7) Warning Letters. For first time, non-major violations, the Department will issue a Warning Letter that is the equivalent of a Notice of Noncompliance. These will be automatically imposed if persons fail to respond to the administrative complaint issuing the warning letter.

(8) Fines. For repeat non-major violations, multiple violations including at least one major violation, and all major violations, including those violators who do not respond to an administrative complaint, the Department will impose an administrative fine not to exceed \$5,000 per violation plus any other penalty allowed by law including suspension or revocation. When imposing a fine, the Department will consider the degree and extent of harm, or potential harm, that was or could have been caused by the violation, the cost of rectifying the damage minus the actions taken by the licensee or certified operator or applicator to correct the violation or remedy complaints, whether the violation was committed willfully, the compliance record of the violator, and the costs to the Department of investigating the violation. The Department will use the attached Fine Guide to assist it in determining the appropriate amount of the fine.

(9) Suspension and Revocation. Suspension or Revocation, or probation subject to the provision of subsection (10) below, will be imposed when:

(a) The violation results in death of humans or animals, or injury requiring hospitalization to humans.

(b) The violation results in serious harm to an ecological system, or contamination of water or soil requiring corrective action or monitoring to protect human health or the environment.

(c) The compliance record of the violator shows two or more prior violations for similar major violations within the last (3) years.

(d) It is necessary to prevent ongoing or future violations.

(e) It is necessary to protect the public health, safety or welfare.

(f) The licensee, certificate holder, permit holder or applicator has habitual intemperance or addiction to narcotics to the extent that it contributes substantially to the occurrence of violations of Chapter 482, F.S.

(g) The licensee, certificate holder, permit holder or applicator has obtained licensure under Chapter 482, F.S., and the Department subsequently determines that the licensee, certificate holder, permit holder or applicator is or has been convicted in any state or federal court of a felony involving robbery, bribery, extortion, embezzlement, grand larceny, burglary, arson, murder, rape, assault with intent to kill, assault that inflicts grievous bodily injury, kidnapping, prostitution, child abuse, child pornography, sexual assault or indecent exposure, unless civil rights have been restored.

(h) A licensee or certificate holder has been found by the Department to be in violation of Section 482.121, F.S.

(i) When a permit holder pursuant to Section 482.0815(4) or (6), F.S., meets the conditions therein.

(10) Probation. The Department will impose up to a two-year probation on a violator when suspension or revocation is indicated per subsection (9) above, but the Department determines that suspension or revocation will be detrimental to the public, result in loss of wood destroying organisms protection contracts for which consumers have paid, or is unnecessarily harsh under the circumstances. Probation will include requiring the violator to do one or more of the following: pay investigative costs, attend continuing education classes, demonstrate competency through a written or practical examination, provide prior notice of certain regulated actions, satisfy existing or future consumer complaints, or engage in other corrective measures.

(11) Investigative Costs. The Department will charge for investigative costs when probation is imposed and investigations that document major violations require more than one inspection, more than one inspector, or the use of Department staff outside of the Division of Agricultural Environmental Services, or when probation is imposed as per subsection (10) of this part. Investigative costs are comprised of the following: Inspectors time, Bureau personnel time, travel expenses, and other incidental expenditures related to the case.

(12) Quarterly List. All disciplinary actions taken by the department pursuant to Chapter 482, F.S., or the rules adopted pursuant to it, shall be published in the next available quarterly list published as required in Section 482.161(9), F.S., and on the Department's website and shall include the identity of each individual or entity against which disciplinary action was taken, and a brief description of the offense and the disciplinary action, whether it was a warning letter, fine, probation, suspension or revocation. If the violator is other

than a business licensee, the registered name of the business licensee that employed the violator at the time of the violation and the county or city in which the violator’s business address is located will be listed. If the violator operated an unlicensed pest control business the name of the unlicensed business will also be listed.

(13) Resolution of Violations, Settlement, and Additional Enforcement Remedies. The Department and the violator may agree to resolve violations prior to administrative action, or to enter into settlement pursuant to Section 120.57(4), F.S. The willingness of a violator to resolve violations prior to initiation of administrative action, or to settle will be considered in determining the appropriate penalty because early resolution of violations furthers compliance and results in savings of time, costs, and expenses for the Department. The Department will enforce a failure to comply with an agreement to resolve violations or a settlement agreement with the penalties and remedies provided in the agreement and/or as authorized by law. These enforcement guidelines shall not be construed to limit the authority of the Department to resolve violations prior to or after initiation of any administrative action or to settle with any party. The Department may utilize all available remedies to ensure voluntary compliance including administrative action, civil actions, referrals for criminal prosecution, and deceptive and unfair trade practices actions pursuant to Chapter 501, F.S.

(14) Follow-Up Compliance Inspections. If the violator agrees to corrective actions and subsequent inspection reveals that corrective actions have not been taken or that good faith efforts to undertake these corrective actions have not been made, then the Department will enforce the penalties and remedies provided in the agreement and as authorized by law.

(15) Notification of Licensees, Certificate Holders, and Identification Card Holders of Complaint. When the Department receives a written complaint from a consumer regarding a licensee, certificate holder, permit holder or applicator, the Department will send a notice to the responsible person and to the licensee, stating the complaint, identifying the complainant and requesting a written response within 10 working days.

(16) Fine Guide.

FINE GUIDE = A(B+C+D+E+F)G. This guide shall apply for each violation for which a fine is imposed. The maximum fine is \$5,000 per violation. The terms and values used in the fine guide calculation shall be:

A = Degree & Extent of Harm – Human, animal & environmental hazards occur as a result of pesticide misuse or mismanagement of another pest control method:

- 1 Human, animal or environmental harm not identified
- 5 Death of animals or injury to humans or animals requiring hospitalization, or serious harm to an ecological system, or contamination of water or soil requiring corrective action or monitoring to protect human health or the environment
- 7 Human death

B = Toxicity of the pesticide for which a pesticide misuse or violation of label directions which could result in human or animal hazards:

- 0 No pesticide involved in complaint
- 1 Category III or IV – Signal Word “Caution”
- 2 Category II – Signal Word “Warning”
- 3 Category I – Signal Word “Danger”

C = Estimated cost of rectifying the damage to consumer minus any mitigation provided by the violator

- 1 Unknown or under \$1,000
- 2 Over \$1,000 and under \$5,000
- 3 Over \$5,000 and under \$10,000
- 4 Over \$10,000

D = Whether the violation was committed deliberately

- 1 No evidence violation was committed deliberately
- 5 Evidence violation was committed deliberately

E = Compliance record of the violator

- 0 No prior violations
- 1 One prior violation for a dissimilar violation
- 2 Two or more prior violations dissimilar to current violation
- 3 One prior violation for a similar violation
- 4 Two or more prior violations for similar violations

F = Investigative Costs

- 0 Routine investigation or Payment of all investigative costs
- 2 Violation documented as a result of more than one inspection or requiring investigation by multiple inspectors, or by department personnel outside of the division of Agricultural Environmental Services

G = Entity Category

- 500 Business licensee responsible for violation, or person operating a pest control business without a valid business license
- 250 Certified Operator or Special Identification Cardholder responsible for violation
- 100 All others

Compliance record. The compliance record is established by prior disciplined violations, within the three (3) years preceding the date of the current violation, of Chapter 482, F.S., or of Chapter 5E-14, F.A.C., or of federal or other Florida law addressing pest control or pesticide use or disposal. Violations will be considered final on acceptance of the applicable penalty, or the date of final agency action or the conclusion of any appeals thereof.

Specific Authority 482.051, 482.163, 482.165, 570.07(23) FS. Law Implemented 482.161, 482.163, 482.165, 570.07(36) FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Mr. Steven Dwinell, Department of Agriculture and Consumer Services, Room 130, 3125 Conner Blvd., Tallahassee, Florida 32399-1650

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Dr. Joanne Brown, Deputy Commissioner, Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 10, 2004 (Vol. 30, No. 50) and July 15, 2005 (Vol. 31, No. 28)

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: RULE NO.:

General Requirements for Adult 6A-6.014  
General Education Program

PURPOSE AND EFFECT: The purpose of the rule amendment is to change assessment instruments to align with the National Reporting System (NRS) for adult education. The effect on the local educational agencies will be the change of assessment instruments to properly assess adult speakers of other languages (ESOL).

SUMMARY: This rule is amended to provide consistency with the National Reporting System for adult education.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 1001.02(1) FS.

LAW IMPLEMENTED: 1008.405, 1011.80 FS.

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

TIME AND DATE: 8:30 a.m., March 21, 2006

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bonnie Marmor, Vice Chancellor for Workforce Education, Division of Community Colleges, 325 West Gaines Street, Tallahassee, Florida, (850)245-0446

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.014 General Requirements for Adult General Education Program.

In the operation of adult general education programs, the following general requirements shall apply:

(1) Facilities. Instructional facilities should be consistent with the number and nature of adults served, as well as instructional methods and objectives. They should provide program accessibility for persons with disabilities as required by Section 504 of the Rehabilitation Act and the Americans with Disabilities Act.

(2) Enrollment. Enrollment shall be limited to individuals who have legally left the elementary or the secondary school as specified in Section ~~1003.21(1)(c), 232.01(1)(c)~~; Florida Statutes; provided, however, that the school may temporarily assign individual students of compulsory school age to one (1) or more classes offered in the adult general education program where such students exhibit an educational need which can more effectively be served by the adult general education program when such courses are required for high school graduation.

(3) Teacher qualifications. Adult general education classes for which state funds are earned shall be taught by qualified teachers as defined in Rule 6A-1.0503, F.A.C., or as approved by a community college board of trustees as defined in Rule 6A-14.0247, F.A.C.

(4) Academic skills tests for adults.

(a) The following tests, English language versions only, are approved to be used for placement of a student enrolled in the adult general education program and shall be used according to standards established for test administration and interpretation set forth in Standards for Educational and Psychological Testing (APA, AERA, NCME, 1992) and with appropriate ~~accommodations~~ ~~modifications~~ for students with disabilities as specified in Section 1004.02(7), Florida Statutes, Rule 6A-1.0943, F.A.C.

1. Tests of Adult Basic Education (TABE), Complete Battery or Survey Form, Forms 9 and 10, 2003; or, Adult Measure of Essential Skills (AMES) 1997;

2. Tests of Adult Basic Education (TABE), Complete Battery or Survey Form, Forms 7 & 8, 1994;

~~3. Tests of Adult Basic Education — Work Related (TABE-WR) 1994; and~~

~~4. Wonderlic Basic Skills Test (WBST) 1994.~~

(b) When testing students enrolling in Adult ESOL or VESOL whose first language is not English, one of the following tests must be used: If the testing instruments in

paragraph (4)(a) of this rule do not meet the assessment needs of the adult student, one of the following alternative assessment instruments may be used for placement in an adult general education program:

1. Adult Language Assessment Scales (A-LAS, 1991);
2. Brigance Employability Skills, 1995;
3. Brigance Life Skills, 1994;
4. Comprehensive Test of Adaptive Behaviors (CTAB), 1986;
- 2.5. Comprehensive Adult Student Assessment System (CASAS), 1996 (reading and listening);
3. Comprehensive Adult Student Assessment System (CASAS) – Life and Work, 2001;
4. Basic English Skills Test (BEST) Plus, 2003; or
5. Basic English Skills Test (BEST), 1984.
6. Comprehensive Adult Student Assessment System (CASAS) Employability Competency System Reading Skills for English Literacy for Career and Technical Education (ELCATE) students. Comprehensive Adult Student Assessment System – STRETCH (CASAS), 1996;
7. Comprehensive Adult Student Assessment System – Test for Special Populations (CASAS), 1996;
8. Kaufman Functional Academic Skills Test (K-FAST), 1994; and,
9. Literacy Volunteers of America (LVA) English as a Second Language Oral Assessment (ESLOA), 1995.

(c) If an adult student has a documented disability and the instruments in paragraph (4)(a) of this rule, with accommodations are not an accurate measure of the student's ability, one of the following tests shall be used for placement in an adult general education program:

1. Brigance Employability Skills, 1995;
2. Brigance Life Skills, 1994;
3. Comprehensive Test of Adaptive Behaviors (CTAB), 1986;
4. Comprehensive Adult Life Assessment (CASAS) – STRETCH, 1996;
5. Comprehensive Adult Life Assessment (CASAS) – Test for Special Populations, 1996; or
6. Kaufman Functional Adult Student Assessment System (K-FAST), 1994.

(d) If an adult student has a documented disability and the instruments listed in this rule are not an accurate measure of the student's ability, documentation must be kept showing an attempt was made to assess the student, and the results of this attempt should be kept in the student's record for audit purposes.

(5) Student progress will be measured by progression through Literacy Completion Points (LCPs) using one or more of the following:

- (a) Grade level/scale score improvements measured by an approved test;
- (b) Improvement of literacy or workforce readiness skills;
- (b)(e) Successful completion of curriculum frameworks and course performance standards; or
- (c)(d) Attainment of GED or Adult High School Diploma.

Specific Authority ~~1001.02(1) 228.061(4)(a)3, 229.053(1), 239.301 FS. Law Implemented 1008.405, 1011.80 228.061(4)(a)3, 239.115, 239.30 FS. History—Amended 2-20-64, 4-11-70, 11-17-73, 2-18-74, 6-17-74, Repromulgated 12-5-74, Amended 12-6-84, Formerly 6A-6.14, Amended 12-28-86, 10-17-89, 12-29-98, \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Bonnie Marmor, Vice Chancellor for Workforce Education  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Chancellor David Armstrong, Division of Community Colleges  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2006  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 9, 2005

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLE: Basic Skills Requirements for Postsecondary Career Certificate Education

RULE NO.: 6A-10.040

PURPOSE AND EFFECT: The purpose of the rule amendment is to align the rule with Section 1004.91, Florida Statutes, and to update the list of assessment instruments available. Since the older version of the tests will remain in rule, there is minimum effect on local education agencies unless they decide to change assessment instruments.

SUMMARY: The rule is amended to align with current statute and to update the list of assessment instruments available.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 1001.02(1), 1004.91(1) FS.

LAW IMPLEMENTED: 1004.91 FS.

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

TIME AND DATE: 8:30 a.m., March 21, 2006

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bonnie Marmor, Vice Chancellor for Workforce Education, Division of Community Colleges, 325 West Gaines Street, Tallahassee, Florida, (850)245-0446

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.040 Basic Skills Requirements for Postsecondary ~~Career Vocational~~ Certificate Education.

(1) Students who are enrolled in a postsecondary ~~vocational certificate~~ program offered for career education credit of 450 hours or more shall complete an entry-level basic skills examination within the first six (6) weeks after admission into the program. The assessment instruments listed in paragraphs (1)(a) through (1)(e) of this rule (English version only) are designated to assess student mastery of basic skills and shall be used according to standards established for test administration and interpretation set forth in Standards for Educational and Psychological Testing (APA, AERA, NCME, 1992) and with appropriate ~~accommodations~~ modifications for students with disabilities as specified in Rule 6A-1.0943, F.A.C.:

(a) Tests of Adult Basic Education (TABE), Complete Battery or Survey Form, Forms 9 & 10, 2003; Adult Measure of Essential Skills (AMES) 1997;

(b) Florida College Entry-Level Computerized Placement Test (CPT) or Multiple Assessment Placement Service (MAPS), where authorized;

(c) Tests of Adult Basic Education (TABE), Complete Battery or Survey Form, Forms 7 & 8, 1994;

(d) Tests of Adult Basic Education – Work Related (TABE-WR), 1994; or

(e) Wonderlic Basic Skills Test (WBST), 1994.

(2) Scale scores corresponding to the minimum basic skills grade levels in each career education ~~vocational~~ program description adopted under Rule 6A-6.0571, F.A.C., and published annually by the Commissioner in the document entitled, “Career Vocational Education Program Courses Standards” shall be used to determine basic skills levels required for completion of the career vocational program. Scale score comparison charts are available from the Department of Education Division of Workforce Development, 325 West Gaines Street, Tallahassee, Florida 32399.

(3) Students deemed to lack the required minimal level of basic skills as measured by one of the designated examinations shall be provided with instruction specifically designed to correct the deficiencies.

(4) After a student completes the remediation prescribed for basic skills deficiencies, the student shall be retested using an alternative form (if possible) of the same examination that was used for initial testing. No student shall be awarded a career vocational certificate until the student achieves the minimum level of basic skills required for that program by the Department of Education. Adult However, students with disabilities, as defined in Section 1004.02(7), 239.105, Florida Statutes, may be exempted from meeting the career vocational basic skills grade levels required for completion of the career program as described required in subsection (2) of this rule.

Each school district and community college must adopt a policy addressing procedures for exempting eligible students with disabilities from the basic skills exit requirements as permitted in Section 1004.91(3), Florida Statutes.

(5) Procedures for students whose first language is not English:

(a) No student is exempt from this rule because of language deficiencies. If one of the approved basic skills assessment instruments cannot be administered, an alternative assessment from subsection (7) of this rule should be used for initial testing. Limited English Proficient students (LEP) shall be given English language instruction and remediation in basic skills as needed to improve proficiency ~~correct deficiencies~~. The math assessment may be measured by one (1) of the designated tests in subsection (1) of this rule.

(b) LEP students must achieve the minimum grade level/scale score or higher on one of the designated tests in subsection (1) of this rule as required by the Department to be awarded a certificate of completion in a career vocational program.

(6) If a student has achieved the minimum basic skills grade levels/scale scores on one of the designated tests in subsection (1) of this rule, these scores shall be acceptable for a period of two (2) years. The program administrators must receive a copy of the test scores from the institution which administered the test or an official copy of the transcript.

(7) If the tests listed in subsection (1) do not meet the initial assessment needs of the adult student, one of the following alternative assessment instruments may be used within the first six (6) weeks, for diagnostic and remediation purposes only:

(a) Adult Language Assessment Scales (A-LAS) 1991;

(b) Brigance Employability Skills, 1995;

(c) Brigance Life Skills, 1994;

(d) Comprehensive Test of Adaptive Behaviors (CTAB), 1986;

(e) Comprehensive Adult Student Assessment System (CASAS); Life Skills, 1996; (reading and listening);

(f) Comprehensive Adult Student Assessment System (CASAS) – STRETCH (CASAS) 1996;

(g) Comprehensive Adult Student Assessment System (CASAS) – Test for Special Populations (CASAS), 1996;

(h) Kaufman Functional Academic Skills Test (K-FAST), 1994; or

(i) Literacy Volunteers of America (LVA) English as a Second Language Oral Assessment (ESLOA), 1995; or

(j) Comprehensive Adult Student Assessment System (CASAS) – Life and Work, 2001 (reading).

(8) Students who possess a college degree at the associate of applied science level ~~an associate of arts degree,~~ or higher, ~~who have completed the college level communication and computation skills examination (CLAST) pursuant to Section~~

~~240.107, Florida Statutes, or who have met the minimum cut scores on any test listed in Rule 6A-10.0315, F.A.C., may be exempted from the provision of subsection (1) of this rule who have completed or are exempt from the college-level communications and computations skills examination (CLAST) pursuant to Section 1008.29, Florida Statutes; who are exempt from the college entry-level examination pursuant to Section 1008.29, Florida Statutes; or who have passed a state, national, or industry licensure exam are exempt from this rule.~~ The designated program administrator must receive an official copy of the degree, transcript, or test score.

Specific Authority ~~1001.02(1), 1004.91(1), 229.053(1), 239.115, 239.213~~ FS. Law Implemented ~~1004.91, 239.213~~ FS. History—New 10-8-85, Formerly 6A-10.40, Amended 5-2-89, 9-5-93, 11-25-97, 1-24-99, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bonnie Marmor, Vice Chancellor for Workforce Education  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Chancellor David Armstrong, Division of Community Colleges  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2006  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 9, 2005

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

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

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Maximum Management  
 RULE NO.: 33-601.820  
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to delete obsolete and unnecessary language; define relevant terms; provide requirements for documentation of actions and decisions related to maximum management; describe the process for maximum management placement, review and release; provide for the imposition of immediate restrictions; and clarify authority and responsibilities associated with maximum management review and decision-making.  
 SUMMARY: Revises procedures and forms related to: Immediate placement in maximum management housing – immediate placement now required upon recommendation; changes to initial conditions (closing solid door, removal of bedding or clothes) – final approval by Deputy Assistant Secretary of Institutions – Operations rather than warden; initial placement in maximum management status – places final approval responsibility with maximum management review team rather than warden; review of maximum

management status and conditions – final approval by Regional Director and/or maximum management review team rather than state classification office; and on-site review of maximum management – regional director or designee rather than state classification office conducts on-site review.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.820 Maximum Management.

~~(1) General. Maximum Management is a temporary status for an inmate who, through a recent incident or a series of recent incidents, has been identified as being an extreme security risk to the Department and requires an immediate level of control beyond that available in close management or death row.~~

~~(1)(2) Definitions.~~

~~(a) Close Management I (CM I) — the most restrictive single cell housing level of all the close management status designations.~~

~~(b) Institutional Classification Team (ICT) for Maximum Management Review — refers to the team consisting of the Warden or Assistant Warden, Classification Supervisor, a correctional officer chief, and other members as necessary when appointed by the Warden or designated by rule. The ICT is responsible for making work, program, housing and inmate status decisions at a facility and for making other recommendations to the State Classification Office (SCO).~~

~~(a)(e) Maximum Management (MM) — refers to a temporary status for an inmate who, through a recent incident or series of recent incidents, has been identified as being an extreme security risk to the Department and requires an immediate level of control beyond that available in close management or death row. The Secretary shall designate which institutions are authorized to house maximum management inmates, based upon the needs of the Department.~~

(d) Maximum Management Cell — a single-cell housing type that has two doors, a grille front with a securable opening for feeding and cuffing, and a solid door in close proximity of the external grille door.

(b) Maximum Management Review Team — refers to the committee in Central Office that has approval authority for placement in maximum management and the modification of conditions and restrictions imposed at the time an inmate is initially placed in maximum management. The Maximum Management Review Team shall consist of the following staff or those acting in that capacity:

1. Deputy Assistant Secretary of Institutions – Operations (Chairperson);

2. Chief, Bureau of Classification and Central Records;

3. Chief, Bureau of Security Operations; and

4. Deputy Assistant Secretary of Health Services (clinical).

(e) Shift Supervisor — the highest-ranking Correctional Officer on duty.

(f) Staff Assistant — refers to an employee assigned to the inmate to explain the recommendation for placement or procedures to the inmate when the inmate is illiterate or does not understand English. A staff assistant shall not take the position of an advocate or defense attorney.

(2)(3) Maximum Management Placement Criteria.

(a) An inmate shall have, at a minimum, met the criteria for placement in Close Management I or death row and participated in a recent incident or series of recent incidents which demonstrate:

1. through 4. renumbered (a) through (d) No change.

(3) Initial Placement in Maximum Management Housing.

(a)(b) Whenever an inmate has met at least one of the conditions above, and the Shift Supervisor believes that the inmate cannot be controlled in a status less than maximum management, the Shift Supervisor shall recommend immediate placement in maximum management on by completing Section 1 of Form DC6-101, Referral for Maximum Management. Form DC6-101 is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_. Form DC6-101 is incorporated by reference in subsection (6) of this rule. Approval from the warden or duty warden shall be received prior to placement of the inmate in maximum management.

(b)(e) The Warden or Duty Warden shall review the Referral for Maximum Management, Form DC6-101, and document his or her decision. Approval from the Warden or Duty Warden is required prior to placement of the inmate in maximum management pending completion of the hearing process in subsection (5) approve or disapprove the immediate placement of an inmate in maximum management by signing Form DC6-101, Referral for Maximum Management.

(c) The Shift Supervisor who recommended placing an inmate in maximum management shall ensure delivery of the Referral for Maximum Management to the inmate prior to being relieved of duty. The Referral for Maximum Management shall inform the inmate of the reason for the placement and that a hearing will be held no sooner than 24 hours from the delivery of the notice to review the recommendation for placement in maximum management. The inmate may waive the 24 hour waiting period or his or her appearance at the hearing by signing the 24 Hour/ Refusal to Appear Waiver, Form DC6-104. Form DC6-104 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_.

(d) Whenever an inmate has met at least one of the conditions in subsection 33-601.820(3), F.A.C., and the Shift Supervisor believes that the inmate should be reviewed for but not immediately placed in maximum management at the present time, then the Shift Supervisor shall recommend placement by completing Section 1 of Form DC6-101, Referral for Maximum Management. The Shift Supervisor shall notify the Classification Supervisor in writing of the recommendation no later than the following administrative workday.

(d)(e) No change.

(4) Conditions of Placement in Maximum Management. Inmates shall be subject to the following conditions upon initial placement in maximum management:

(a) The During initial placement of an inmate shall into maximum management the following will be provided clothing and bedding. If the inmate's behavior requires, the Shift Supervisor may authorize the removal of clothing or bedding or that the solid door be closed for security reasons either upon initial placement or at any time during maximum management status. The Shift Supervisor shall notify the Warden. If in agreement with the action, the Warden shall notify the Regional Director. If the Regional Director agrees with the action, the Deputy Assistant Secretary of Institutions – Operations will be contacted for final approval no later than the first work day following the Shift Supervisor's action. If an inmate's clothing is removed, a modesty garment shall be immediately given to the inmate. If the inmate chooses not to wear the garment, the garment shall be left in the cell and this action shall be documented on Form DC6-229A, CM Daily Record of Segregation. Form DC6-229A is incorporated by reference in Rule 33-601.800, F.A.C. Under no circumstances shall an inmate be left without a means to cover him or herself:-

1. Clothing — (one set of blue pants and shirt, boxer shorts, tee shirt, coat during the winter, and one pair of shower slides);

2. Bedding — (one mattress, one pillow, one pillow case and one blanket);

3. Solid Door—Should an inmate's behavior require that the solid door be closed for security reasons, the Shift Supervisor may authorize this immediate restriction. The Shift Supervisor shall notify the ICT the following day and the ICT shall approve, disapprove or modify this restriction. The ICT shall notify the warden for final approval, disapproval or modification of the ICT decision as described in subsection (5) of this rule.

(b)4. Reading materials – possession limited to (a bible, religious testament or other reading material specifically related to the inmate's faith only);

(c)5. Out-of-doors recreation –(limited to once every 30 days);

(d)6. Meals shall be served on paper or styrofoam products only;

(e)7. ~~Possession of~~ Legal materials shall be permitted;

8. Inmate Grievance forms;

(f)9. Legal Visits shall be permitted;

10. ~~Mail correspondence as provided for Close Management inmates.~~

(g)(b) ~~Inmates in maximum management status shall not be allowed to make~~ Routine bank transactions or canteen purchases shall not be allowed, with the exception of stamp, paper and envelope purchases for mail.

(e) ~~The conditions set forth in paragraphs (a) and (b) above shall be reviewed at least weekly by the ICT, and when the ICT determines the inmate has sufficiently demonstrated positive adjustment, consideration shall be given to adjusting the inmate's conditions to the extent authorized for Close Management I inmates. The Institutional Classification Team shall document their justification for adjustment on Form DC6-101, Referral for Maximum Management.~~

(5) ~~Maximum Management Conditions—After Initial Placement Hearing and Decision Process. Should the inmate's behavior require alteration of initial placement conditions or previously relaxed conditions as described in paragraphs (4)(a) and (b), the Institutional Classification Team shall make the recommendation to the warden on Form DC6-101, Referral for Maximum Management. The warden shall approve, disapprove or modify the recommendations.~~

(6) ~~Inmate Notice of Maximum Management Hearing. The Shift Supervisor who recommends placing an inmate in maximum management shall ensure delivery of the Notice of Referral for Maximum Management, Form DC6-101, to the inmate prior to being relieved of duty. Form DC6-101 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is December 7, 2000. The written notice will provide the inmate with an explanation of the reason for the recommendation or placement and inform the inmate that a hearing will be held no sooner than 24 hours of the recommended placement in maximum~~

management. The inmate may waive the 24-hour period or appearance at the hearing by signing the Waiver of Right to Appear/Waiver of 24 Hour Period, Form DC6-104. Form DC6-104 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is December 7, 2000.

(7) ~~Conducting the Hearing.~~

(a) No change.

(b) The inmate shall be present for the hearing, unless:

1. The inmate waives his right to appear by signing the 24 Hour/Refusal to Appear Waiver, of Right to Appear/Waiver of 24 Hour Period Form DC6-104; or

2. No change.

3. ~~If the inmate did not attend the hearing, the reasons the inmate did not appear at the hearing shall be included in the ICT recommendation entered~~ documented on Form DC6-171, Report of DC6-101, Referral for Maximum Management. Form DC6-171 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_.

(c) through (d) No change.

(e) ~~The Institutional Classification Team chairperson shall have authority to postpone the hearing to gather further information or order an investigation regarding any pertinent issues. If the hearing is postponed, the reasons for postponement shall be included in the ICT recommendation entered on the Report of Maximum Management, Form DC6-171.~~

(f) ~~The Institutional Classification Team shall recommend approval approve or disapproval of disapprove the recommendation for placement in maximum management and modification of the initial conditions of placement as listed in subsection (4), if changes were made. The initial conditions of placement are intended to be short-term and should be modified when the inmate's adjustment to maximum management and the inmate's level of threat to the security of the institution indicate that modification is appropriate. These conditions can only be modified to the level permitted for Close Management I inmates. The Institutional Classification Team's recommendations and the basis for the recommendations shall be documented on the Report of Maximum Management, Form DC6-171.~~

(g) ~~The inmate shall be informed verbally and in writing of the ICT decision.~~

(g)(h) ~~If the Institutional Classification Team's recommendations shall be forwarded to the Warden for review disapproves placement, the inmate shall immediately be reclassified to his original status and removed from the maximum management cell. The Warden's recommendation~~



for approval or disapproval of maximum management placement and any modifications of the initial conditions and the basis for the recommendations shall be documented on the Report of Maximum Management, DC6-171.

(h) The Warden's recommendations shall be forwarded to the Regional Director for review. The Regional Director's recommendation for approval or disapproval of maximum management placement and any modifications of the initial conditions and the basis for recommendations shall be documented on the Report of Maximum Management, Form DC6-171.

(i) The Regional Director's recommendations shall be forwarded to the Maximum Management Review Team for review and final approval or disapproval of the maximum management placement and any modifications of the initial conditions. The Maximum Management Review Team's decisions shall be documented on the Report of Maximum Management, Form DC6-171. If the Institutional Classification Team approves placement, the decision will be forwarded to the warden who will review the recommendation.

(j) If the Maximum Management Review Team disapproves the maximum management placement, the inmate shall immediately be reclassified to his original status and removed from the maximum management cell.

(k) The Classification Supervisor at the maximum management facility shall ensure that Form DC6-229A, CM Daily Record of Segregation, is documented with any status or condition changes approved by the Maximum Management Review Team. The Classification Supervisor shall also ensure that the inmate is informed verbally and in writing of the Maximum Management Review Team's decision. Form DC6-229A is incorporated by reference in Rule 33-601.800, F.A.C.

(l) The Institutional Classification Team at the maximum management facility is responsible for ensuring that staff adhere to any time frames approved in reference to inmate conditions.

(m) An inmate shall not be released from maximum management status or be subjected to modifications of initial placement conditions until the actions are approved by the Maximum Management Review Team except as allowed in paragraph (4)(a) above.

(8) Final Review of Placement.

~~(a) The warden shall approve or disapprove the ICT recommendation based on the criteria in paragraph (3)(a). If the ICT recommendation is incomplete or additional data is needed, the warden shall return the recommendation to the ICT for additional information.~~

~~(b) If the warden disapproves placement, the inmate shall immediately be reclassified to his original status.~~

(6)(9) Review of Maximum Management Status and Conditions.

(a) The Institutional Classification Team shall review the inmate's maximum management status, the conditions set forth in subsection (4) above, and previously modified conditions, weekly for the first sixty days ~~two months~~ from the date of placement, and at least monthly thereafter.

1. Weekly reviews by the Institutional Classification Team during the first sixty days of maximum management status and monthly thereafter shall be documented on Form DC6-229A, CM Daily Record of Segregation. ~~A recommendation for release from maximum management shall be set forth in memorandum and forwarded to the State Classification Office for review.~~

2. If the Institutional Classification Team recommends the inmate's release from maximum management or a modification of the inmate's conditions during the first sixty days, the Institutional Classification Team shall also document its recommendation on the Report of Maximum Management, Form DC6-171. ~~An inmate shall not be released from maximum management status until authorized by a member of the State Classification Office.~~

3. All reviews conducted at least monthly by the Institutional Classification Team after the first sixty days of maximum management status shall be documented on the Report of Maximum Management, Form DC6-171. This documentation shall include any recommendations for modifications of the inmate's conditions.

(b) All Institutional Classification Team reviews documented on the Report of Maximum Management, Form DC6-171, shall be reviewed by the Warden. The Warden shall document his or her reason for approval, disapproval or modification of the Institutional Classification Team recommendations on the Report of Maximum Management, Form DC6-171.

(c) The Warden's recommendations for approval, disapproval or modification of the inmate's status or conditions shall be reviewed by the Regional Director. The Regional Director shall document approval, disapproval or modification of the Warden's recommendation on the Report of Maximum Management, Form DC6-171.

(d) If the Regional Director approves the inmate for continuation of maximum management status, no further review of the placement or modification of conditions is required. An inmate shall not be subjected to modification of conditions until the modifications are approved by the Regional Director, except as allowed in paragraph (4)(a) above.

(e) If the Regional Director recommends release from maximum management status, the recommendation shall be forwarded for review and final decision to the Deputy Assistant Secretary of Institutions – Operations. The Deputy Assistant Secretary of Institutions – Operations shall document

approval, disapproval, or modification of the Regional Director's recommendations on the Report of Maximum Management, Form DC6-171.

(f) The Classification Supervisor at the maximum management facility shall ensure that Form DC6-229A, CM Daily Record of Segregation, is documented with any status or condition changes approved by the Regional Director or Deputy Assistant Secretary of Institutions – Operations.

(g) The ICT at the maximum management facility shall ensure that staff adhere to any time frames approved in reference to inmate conditions.

(h) An inmate shall not be released from maximum management status until that action is approved by the Deputy Assistant Secretary of Institutions – Operations.

(7) On-Site Review of Maximum Management.

(a)(b) If an inmate remains in maximum management status for 90 days or more, the Regional Director or designee a member of the State Classification Office shall conduct an on-site review of the inmate's maximum management status and conditions in conjunction with the monthly review of the Warden's recommendations. This on-site review shall take place after every 90 days period of continued maximum management status from the date of placement. The Regional Director's designee shall be a Regional Assistant Warden, Regional Classification Administrator, or State Classification Officer.

(b) The Institutional Classification Team shall participate in the review of the inmate's adjustment with the Regional Director or his designee State Classification Office member.

2. The State Classification Office member is authorized to reclassify an inmate from maximum management status at any point during the reviews.

3. The Institutional Classification team shall be authorized to appeal the decision to reclassify the inmate to the State Classification Office chairperson.

4. The inmate shall not be released from maximum management status until the State Classification Office chairperson rules upon the appeal. The ruling of the State Classification Office chairperson is final.

(c) The Regional Director's recommendations following this on-site review will be documented on the Report of Maximum Management, Form DC6-171.

(8)(10) Security Requirements.

(a) No change.

(b) Additionally, the following security precautions shall be followed for maximum management inmates:

1. No change.

2. A maximum management MM inmate shall exit the cell only in handcuffs behind the back with handcuff cover and in the presence of a minimum of two officers.

3. through 7. No change.

(9)(H) Other Conditions Of Confinement.

~~(a) Inmates in maximum management shall not be allowed to check out books from the library.~~

(b) through (d) renumbered (a) through (c) No change.

~~(d)(e)~~ Inmates who are housed in maximum management will have mental health and medical care services to the same extent as all close management inmates. Monitoring of inmates will be as described in Rule 33-601.800, F.A.C.

Specific Authority 944.09 FS, Law Implemented 944.09 FS. History--New 12-7-00, Amended 11-23-03, 4-1-04, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Franchatta Barber, Deputy Assistant Secretary of Institutions – Programs

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: George Sapp, Assistant Secretary of Institutions

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 30, 2005

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Early Intervention Services

RULE NO.: 59G-4.085

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference update July 2005 to the Florida Medicaid Early Intervention Services Coverage and Limitations Handbook, October 2003. The update includes allowing Infants and Toddlers Developmental Specialists (ITDS) to enroll as professional early intervention services providers; no longer allowing therapy and audiology assistants to enroll as paraprofessional early intervention services providers; and eliminating travel as part of the reimbursement for a home visit session. The effect will be to incorporate by reference in the rule update July 2005 to the Florida Medicaid Early Intervention Services Coverage and Limitations Handbook.

SUMMARY: The purpose of this rule amendment is to incorporate by reference update July 2005 to the Early Intervention Services Coverage and Limitations Handbook. The effect will be to incorporate by reference in the rule update July 2005 to the Florida Medicaid Early Intervention Services Coverage and Limitations Handbook.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 409.919 FS.  
 LAW IMPLEMENTED: 409.905, 409.908 FS.  
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):  
 TIME AND DATE: 10:00 a.m., Tuesday, February 28, 2006  
 PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Conference Room B, Tallahassee, FL  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richelle Cook, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7316

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.085 Early Intervention Services.

(1) No change.

(2) All Early Intervention Services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Early Intervention Services Coverage and Limitations Handbook, October 2003, updated July 2005, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated by reference in Rule 59G-4.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling Provider Inquiry at (800)377-8216.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908 FS. History—New 2-1-94, Amended 4-30-00, 8-9-04,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Richelle Cook

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Alan Levine, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 20, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 22, 2005

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLES:	RULE NOS.:
Requirements for General Anesthesia or Deep Sedation	64B5-14.008
Conscious Sedation	64B5-14.009
Pediatric Conscious Sedation	64B5-14.010

PURPOSE AND EFFECT: The Board proposes to update, add to and clarify personnel training, record keeping, facility and equipment requirements for use of general anesthesia or deep sedation, conscious sedation and pediatric sedation.

SUMMARY: The rules will clarify and add new personnel training, record keeping, facility and equipment requirements for use of general anesthesia or deep sedation, conscious sedation and pediatric sedation.

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

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

SPECIFIC AUTHORITY: 466.004, 466.017 FS.

LAW IMPLEMENTED: 466.017 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULES IS:

64B5-14.008 Requirements for General Anesthesia or Deep Sedation.

General Anesthesia Permit applicants and permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

(1) The operatory where anesthesia is to be administered must:

(a) Be of adequate size and design to permit physical access of emergency equipment and personnel and to permit effective emergency management;:-

(b) Be equipped with a chair or table adequate for emergency treatment, including a chair or cardiopulmonary resuscitation (CPR) board suitable for CPR;:-

(c) Be equipped with suction and backup suction equipment, also including suction catheters and tonsil suction.

(2) If a recovery room is present it shall be equipped with suction and backup suction equipment, positive pressure oxygen and sufficient light to provide emergency treatment. The recovery room shall also be of adequate size and design to allow emergency access and management. The recovery room shall be situated to allow the patient to be observed by the Dentist or an office team member at all times.

(3) The following equipment must be readily available to the operatory and recovery room and maintained in good working order:

(a) A positive pressure oxygen delivery system and backup system, including full face mask for adults and for pediatric patients, if pediatric patients are treated;

(b) through (e) No change.

(4) The following emergency equipment must be present:

(a) through (b) No change.

(c) McGill Intubation forceps and endotracheal tubes;

(d) Suction Tonsillar suction with backup suction;

(e) through (g) No change.

(h) Stylet;

(i) Spare bulbs and batteries;

(j) Cricothyrotomy equipment;

(k) Precordial stethoscope or capnometer; and

(l)(h) Blood pressure cuff and stethoscope.

(5) The following drugs or type of drugs with a current shelf life must be maintained and easily accessible from the operatory and recovery room:

(a) through (m) No change.

(n) An appropriate antiarrhythmic medication; ~~and~~

(o) Nitroglycerine;

(p) Antiemetic;

(q) Sodium bicarbonate; and

(r)(p) Dantrolene, when used with volatile gases.

(6) The applicant or permit holder shall provide written emergency protocols, and shall provide training to familiarize office personnel in the treatment of the following clinical emergencies:

(a) through (i) No change.

(j) Convulsions; ~~and~~

(k) Seizures;

(l) Syncope

(m) Phlebitis

(n) Intra-arterial injection; and

(o)(k) Hyperventilation/Hypoventilation.

(7) The following records are required when general anesthesia is administered:

(a) through(b) No change.

(c) An anesthesia record which shall include:

1. Continuous monitoring of Periodic vital signs taken at appropriate intervals during the procedure;

2. through 3. No change.

4. Documentation of complications or morbidity; ~~and~~

5. Status of patient upon discharge, and to whom the patient is discharged;-

(d) Names of participating personnel.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History—New 10-24-88, Amended 11-16-89, Formerly 21G-14.008, Amended 12-20-93, Formerly 61F5-14.008, Amended 8-8-96, Formerly 59Q-14.008, Amended 5-31-00, 6-23-04, 9-14-05,\_\_\_\_\_.

64B5-14.009 Conscious Sedation.

Conscious Sedation Permit applicants or permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

(1) The operatory where sedation is to be administered must:

(a) Be of adequate size and design to permit physical access of emergency equipment and personnel and to permit effective emergency management;-

(b) Be equipped with a chair or table adequate for emergency treatment, including a CPR board or chair suitable for CPR;-

(c) Be equipped with suction and backup suction equipment, also including tonsil suction and suction catheters.

(2) If a recovery room is present it shall be equipped with suction and backup suction equipment, positive pressure oxygen and sufficient light to provide emergency treatment. The recovery room shall also be of adequate size and design to allow emergency access and management. The recovery room shall be situated so that the patient can be observed by the dentist or an office team member at all times.

(3) The following equipment must be readily available to the operatory and recovery room and maintained in good working order:

(a) A positive pressure oxygen delivery system and backup system, including full face mask for adults and for pediatric patients, if pediatric patients are treated;

(b) No change.

(c) Blood pressure cuff and stethoscope; ~~and~~

(d) Suction and backup suction equipment, also including suction catheters and tonsil suction;

(e)(d) A pulse oximeter which provides continuous monitoring of pulse and rate of oxygen saturation of the blood shall be used during each procedure;-

(f) A backup lighting system;

(g) A Precordial stethoscope or capnometer; and

(h)(e) Defibrillator equipment appropriate for the patient population being treated. As of July 1, 2001 the facility must have

(4)(a) through (c) No change.

(5) The following drugs or type of drugs with a current shelf life must be maintained and easily accessible from the operatory and recovery room:

- (a) through (i) No change.
- (j) Amiodarone;:-
- (k) Vasopressor;
- (l) Anticonvulsant;
- (m) Antihypertensive;
- (n) Anticholinergic; and
- (o) Antiemetic.

(6) The applicant or permit holder shall provide written emergency protocols, and shall provide training to familiarize office personnel in the treatment of the following clinical emergencies:

- (a) though (i) No change.
- (j) Convulsions; ~~and~~
- (k) Seizures;
- (l) Cardiac arrest;
- (m) Intra-arterial injection;
- (n) Syncope; and
- (o)(k) Hyperventilation/Hypoventilation.

The applicant or permit holder shall maintain for inspection a permanent record which reflects the date, time, duration and type of training provided to named personnel.

(7) The following records are required when conscious sedation is administered:

- (a) through (c) No change.
- (d) 1. through 4. No change.

5. Status of patient upon discharge and to whom discharged.

6. No change.

(e) Names of participating personnel.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History—New 10-24-88, Amended 11-16-89, 4-24-91, Formerly 21G-14.009, 61F5-14.009, Amended 8-8-96, 10-1-96, Formerly 59Q-14.009, Amended 8-2-00, 11-4-03, 6-23-04,\_\_\_\_\_.

#### 64B5-14.010 Pediatric Conscious Sedation.

Pediatric Conscious Sedation Permit applicants or permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

(1) The operatory where the sedated child patient is to be treated must:

(a) Be of adequate size and design to permit physical access of emergency equipment and personnel and to permit effective emergency management;:-

(b) Be equipped with a chair or table adequate for emergency treatment, including a CPR board or chair suitable for CPR;:-

(c) Be equipped with suction and backup suction equipment, also including tonsil suction and suction catheters.

(2) If a recovery room is present, it shall be equipped with suction and backup suction equipment, positive pressure oxygen and sufficient light to provide emergency treatment. The recovery room shall also be of adequate size and design to allow emergency access and management. The recovery room shall be situated so that the patient can be observed by the dentist or an office team member at all times.

(3) The following equipment must be readily available to the operatory and recovery room and maintained in good working order:

(a) A positive pressure oxygen delivery system and backup system, including full face mask for pediatric patients;

(b) through (c) No change.

(d) Suction and backup suction equipment, also including tonsil suction and suction catheters.

(e)(d) A pulse oximeter which provides continuous monitoring of pulse and rate of oxygen saturation of the blood shall be used during each procedure;

(f)(e) A scale for weighing pediatric patients;:- and

(4) The following emergency equipment must be present:

(a) through (b) No change.

(c) Tourniquet and tape; ~~and~~-

(d) Defibrillator equipment appropriate for the patient population being treated.

(5) The following drugs or type of drugs with a current shelf life must be maintained and easily accessible from the operatory and recovery room:

(a) through (h) No change.

(i) An antihypoglycemic (e.g., 50% glucose);:-

(j) A vasopressor;

(k) An anticonvulsant;

(l) An antihypertensive

(m) Nitroglycerin;

(n) An anticholinergic;

(o) An antiemetic; and

(p) Amiodarone.

(6) The applicant or permit holder shall provide written emergency protocols, and shall provide training to familiarize office personnel in the treatment of the following clinical emergencies:

(a) through (h) No change.

(i) Convulsions; ~~and~~

(j) Hyperventilation/Hypoventilation;:-

(k) Syncope;

(l) Seizures;

(m) Cardiac arrest;

(n) Intra-arterial injection;

(o) Angina pectoris; and

(p) Myocardial infarction.

The applicant or permit holder shall maintain for inspection a permanent record which reflects the date, time, duration and type of training provided to named personnel.

(7) The following records are required when pediatric conscious sedation is administered:

(a) through (c) No change.

(d) A sedation record which shall include:

1. through 4. No change.

5. Status of patient upon discharge and to whom discharged.

(e) Names of participating personnel.

(8) Drugs for conscious sedation must be administered in a dental office and the patient must be observed by a qualified office staff member. Continuous monitoring with pulse oxymetry must be initiated with early signs of conscious sedation and continued until the patient is alert. A precordial, pretracheal stethoscope or capnometer must be available to assist interoperatively in the monitoring of heart and respiratory rates. A sphygmomanometer shall be immediately available.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History--New 8-8-96, Formerly 59Q-14.010, Amended 8-2-00, 5-20-01,

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 4, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 16, 2005

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLE: Work Order Forms RULE NO.: 64B5-17.006

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the time order forms must be retained from two (2) years to four (4) years.

SUMMARY: The rule amendment updates the time order forms must be retained from two (2) years to four (4) years.

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

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

SPECIFIC AUTHORITY: 466.021 FS.

LAW IMPLEMENTED: 466.021 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-17.006 Work Order Forms.

(1)(a) through (3) No change,

(4) Copies of work order forms must be maintained by the dentist for a period of four (4) two (2) years.

Specific Authority 466.021 FS. Law Implemented 466.021 FS. History--New 12-21-99, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 4, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 16, 2005

**FINANCIAL SERVICES COMMISSION**

**Office of Insurance Regulation**

RULE TITLES:	RULE NOS.:
Indemnity Standard Risk Rates	690-149.205
Preferred Provider/Exclusive Provider	
Standard Risk Rates	690-149.206
Health Maintenance Organization	
Standard Risk Rates	690-149.207

PURPOSE, EFFECT AND SUMMARY: The Office is required to conduct an annual survey of the individual market and publish standard risk rates to be used in determining the maximum statutory group conversion rate. The annual survey is conducted for PPO/EPO, Indemnity and HMO separately.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

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

SPECIFIC AUTHORITY: 624.308, 627.6675(3)(c) FS.

LAW IMPLEMENTED: 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS.

IF REQUESTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 2:30 p.m., February 27, 2006

PLACE: Room 142, 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 program, please advise the Office at least 5 calendar days before the program by contacting the person listed below.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Frank Dino, Life and Health Product Review, Office of Insurance Regulation, e-mail: frank.dino@fldfs.com

THE FULL TEXT OF THE PROPOSED RULES IS:

69O-149.205 Indemnity Standard Risk Rates.  
(1) through (3) No change.

STANDARD HEALTH BENEFIT PLAN					
Age	Male	Female		County	Area Factor
0-17	\$1,110.70	\$1,110.70		Alachua	0.76
18	\$1,568.94	\$1,974.82		Baker	0.78
19	\$1,568.94	\$1,974.82		Bay	0.73
20	\$1,568.94	\$1,974.82		Bradford	0.82
21	\$1,568.94	\$1,974.82		Brevard	1.00
22	\$1,568.94	\$1,974.82		Broward	1.39
23	\$1,568.94	\$1,974.82		Calhoun	0.75
24	\$1,568.94	\$1,974.82		Charlotte	1.05
25	\$1,568.94	\$1,974.82		Citrus	0.66
26	\$1,630.13	\$2,057.77		Clay	0.82
27	\$1,693.70	\$2,144.19		Collier	0.91
28	\$1,759.75	\$2,234.25		Columbia	0.81
29	\$1,828.38	\$2,328.09		Dade	1.44
30	\$1,899.69	\$2,425.87		De Soto	0.74
31	\$1,973.78	\$2,527.75		Dixie	0.77
32	\$2,050.76	\$2,633.92		Duval	1.04
33	\$2,130.74	\$2,744.54		Escambia	0.79
34	\$2,213.84	\$2,859.81		Flagler	0.78
35	\$2,209.78	\$2,963.38		Franklin	0.75
36	\$2,290.22	\$3,065.32		Gadsden	0.75
37	\$2,373.58	\$3,170.77		Gilchrist	0.75
38	\$2,459.98	\$3,279.84		Glades	0.98
39	\$2,549.52	\$3,392.67		Gulf	0.76
40	\$2,642.33	\$3,509.38		Hamilton	0.77
41	\$2,738.51	\$3,630.10		Hardee	0.80
42	\$2,838.19	\$3,754.97		Hendry	1.01
43	\$2,941.50	\$3,884.14		Hernando	0.83
44	\$3,048.57	\$4,017.76		Highlands	0.79
45	\$3,166.41	\$4,104.11		Hillsborough	0.91
46	\$3,317.77	\$4,207.12		Holmes	0.75
47	\$3,476.36	\$4,312.72		Indian River	1.02
48	\$3,642.53	\$4,420.97		Jackson	0.76
49	\$3,816.64	\$4,531.93		Jefferson	0.75
50	\$3,999.08	\$4,645.69		Lafayette	0.78
51	\$4,190.23	\$4,762.29		Lake	0.89
52	\$4,390.53	\$4,881.83		Lee	1.04
53	\$4,600.39	\$5,004.36		Leon	0.77
54	\$4,820.29	\$5,129.97		Levy	0.80
55	\$5,007.58	\$5,148.84		Liberty	0.75

56	\$5,165.82	\$5,276.53
57	\$5,329.06	\$5,407.39
58	\$5,497.46	\$5,541.50
59	\$5,671.18	\$5,678.92
60	\$5,850.39	\$5,819.76
61	\$6,035.26	\$5,964.09
62	\$6,225.97	\$6,112.00
63	\$6,422.72	\$6,263.5
64	\$6,625.67	\$6,418.92
65	\$6,627.91	\$6,419.5
66	\$6,627.91	\$6,419.53
67	\$6,627.91	\$6,419.53
68	\$6,627.91	\$6,419.53
69	\$6,627.91	\$6,419.53
70	\$6,627.91	\$6,419.53
71	\$6,627.91	\$6,419.53
72	\$6,627.91	\$6,419.53
73	\$6,627.91	\$6,419.53
74	\$6,627.91	\$6,419.53
75	\$6,627.91	\$6,419.53
76	\$6,627.91	\$6,419.53
77	\$6,627.91	\$6,419.53
78	\$6,627.91	\$6,419.53
79	\$6,627.91	\$6,419.53

Madison	0.79
Manatee	0.89
Marion	0.76
Martin	0.98
Monroe	1.44
Nassau	0.84
Okaloosa	0.69
Okeechobee	0.97
Orange	1.00
Osceola	0.94
Palm Beach	1.00
Pasco	0.86
Pinellas	0.89
Polk	0.85
Putnam	0.77
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.79
Suwannee	0.82
Taylor	0.79
Union	0.79
Volusia	0.84
Wakulla	0.75
Walton	0.76
Washington	0.76

0-17	\$1,164.89	\$1,164.89
18	\$1,559.07	\$1,907.37
19	\$1,559.07	\$1,907.37
20	\$1,559.07	\$1,907.37
21	\$1,569.15	\$1,937.61
22	\$1,569.15	\$1,977.92
23	\$1,579.22	\$2,018.23
24	\$1,589.30	\$2,048.46
25	\$1,599.38	\$2,078.69
26	\$1,695.39	\$2,190.67
27	\$1,776.92	\$2,290.01
28	\$1,844.93	\$2,397.17
29	\$1,912.08	\$2,502.39
30	\$1,959.50	\$2,595.93
31	\$2,019.35	\$2,697.94
32	\$2,073.39	\$2,809.39
33	\$2,123.26	\$2,909.78
34	\$2,180.63	\$3,019.94
35	\$2,220.52	\$3,130.64
36	\$2,260.40	\$3,222.13
37	\$2,310.37	\$3,322.30

Alachua	0.76
Baker	0.78
Bay	0.73
Bradford	0.82
Brevard	1.00
Broward	1.37
Calhoun	0.75
Charlotte	1.02
Citrus	0.66
Clay	0.82
Collier	0.91
Columbia	0.81
Dade	1.43
De Soto	0.74
Dixie	0.77
Duval	1.04
Escambia	0.79
Flagler	0.78
Franklin	0.75
Gadsden	0.75
Gilchrist	0.75



38	\$2,359.69	\$3,430.21
39	\$2,436.05	\$3,545.52
40	\$2,527.86	\$3,681.74
41	\$2,614.96	\$3,807.35
42	\$2,737.03	\$3,945.92
43	\$2,907.35	\$4,067.67
44	\$3,079.50	\$4,206.57
45	\$3,308.81	\$4,384.17
46	\$3,529.63	\$4,570.88
47	\$3,758.61	\$4,748.58
48	\$3,925.47	\$4,875.43
49	\$4,136.30	\$5,018.79
50	\$4,360.23	\$5,185.01
51	\$4,606.69	\$5,284.10
52	\$4,883.18	\$5,392.29
53	\$5,109.35	\$5,448.79
54	\$5,379.95	\$5,522.14
55	\$5,689.17	\$5,599.66
56	\$6,017.29	\$5,675.70
57	\$6,410.27	\$5,797.74
58	\$6,809.47	\$5,938.12
59	\$7,194.30	\$6,107.58
60	\$7,545.09	\$6,282.19
61	\$7,845.13	\$6,484.15
62	\$8,090.01	\$6,693.20
63	\$8,321.79	\$6,906.21
64	\$8,563.65	\$7,084.03
65	\$9,631.85	\$7,779.36
66	\$9,631.85	\$7,779.36
67	\$9,631.85	\$7,779.36
68	\$9,631.85	\$7,779.36
69	\$9,631.85	\$7,779.36
70	\$9,631.85	\$7,779.36
71	\$9,631.85	\$7,779.36
72	\$9,631.85	\$7,779.36
73	\$9,631.85	\$7,779.36
74	\$9,631.85	\$7,779.36
75	\$9,631.85	\$7,779.36
76	\$9,631.85	\$7,779.36
77	\$9,631.85	\$7,779.36
78	\$9,631.85	\$7,779.36
79	\$9,631.85	\$7,779.36

Glades	0.98
Gulf	0.76
Hamilton	0.77
Hardee	0.80
Hendry	0.99
Hernando	0.83
Highlands	0.78
Hillsborough	0.91
Holmes	0.75
Indian River	1.00
Jackson	0.76
Jefferson	0.75
Lafayette	0.78
Lake	0.88
Lee	1.03
Leon	0.77
Levy	0.80
Liberty	0.75
Madison	0.79
Manatee	0.88
Marion	0.76
Martin	0.98
Monroe	1.45
Nassau	0.84
Okaloosa	0.70
Okeechobee	0.97
Orange	0.99
Osceola	0.92
Palm Beach	1.00
Pasco	0.86
Pinellas	0.89
Polk	0.85
Putnam	0.77
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.81
Suwannee	0.82
Taylor	0.79
Union	0.79
Volusia	0.84
Wakulla	0.75
Walton	0.76
Washington	0.76

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History—New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05,

69O-149.206 Preferred Provider/Exclusive Provider  
Standard Risk Rates.

(1) through (4) No change.

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0-16	\$1,155.51	\$1,141.18	Alachua	0.76
17	\$1,129.44	\$1,115.11	Baker	0.78
18	\$1,380.57	\$1,780.25	Bay	0.73
19	\$1,383.26	\$1,784.73	Bradford	0.82
20	\$1,383.26	\$1,790.10	Brevard	1.00
21	\$1,386.00	\$1,806.40	Broward	1.39
22	\$1,386.00	\$1,823.64	Calhoun	0.75
23	\$1,388.75	\$1,836.41	Charlotte	1.05
24	\$1,391.49	\$1,847.33	Citrus	0.66
25	\$1,386.71	\$1,859.14	Clay	0.82
26	\$1,474.29	\$1,949.47	Collier	0.91
27	\$1,547.10	\$2,034.52	Columbia	0.81
28	\$1,607.01	\$2,122.89	Dade	1.44
29	\$1,660.30	\$2,209.27	De Soto	0.74
30	\$1,699.87	\$2,293.09	Dixie	0.77
31	\$1,757.75	\$2,393.24	Duval	1.04
32	\$1,797.62	\$2,489.52	Escambia	0.79
33	\$1,837.10	\$2,584.95	Flagler	0.78
34	\$1,877.27	\$2,684.60	Franklin	0.75
35	\$1,907.75	\$2,788.23	Gadsden	0.75
36	\$1,941.83	\$2,871.55	Gilchrist	0.75
37	\$1,985.10	\$2,965.83	Glades	0.98
38	\$2,024.58	\$3,067.98	Gulf	0.76
39	\$2,094.46	\$3,175.24	Hamilton	0.77
40	\$2,175.17	\$3,293.24	Hardee	0.80
41	\$2,269.15	\$3,406.75	Hendry	1.01
42	\$2,382.24	\$3,526.26	Hernando	0.83
43	\$2,526.45	\$3,642.71	Highlands	0.79
44	\$2,673.57	\$3,764.95	Hillsborough	0.91
45	\$2,839.14	\$3,900.01	Holmes	0.75
46	\$3,009.18	\$4,029.05	Indian River	1.02
47	\$3,159.64	\$4,159.51	Jackson	0.76
48	\$3,286.03	\$4,239.70	Jefferson	0.75
49	\$3,436.42	\$4,329.13	Lafayette	0.78
50	\$3,607.04	\$4,432.11	Lake	0.89
51	\$3,797.75	\$4,508.47	Lee	1.04
52	\$3,987.63	\$4,594.56	Leon	0.77
53	\$4,187.01	\$4,640.69	Levy	0.80
54	\$4,405.83	\$4,689.94	Liberty	0.75
55	\$4,674.80	\$4,761.84	Madison	0.79
56	\$4,952.21	\$4,825.92	Manatee	0.89
57	\$5,271.90	\$4,925.57	Marion	0.76
58	\$5,580.41	\$5,030.42	Martin	0.98
59	\$5,870.33	\$5,181.01	Monroe	1.44

60	\$6,119.10	\$5,318.18
61	\$6,307.60	\$5,489.75
62	\$6,424.37	\$5,655.41
63	\$6,617.10	\$5,836.86
64	\$6,848.70	\$6,041.15
65	\$7,088.41	\$6,252.59
66	\$7,207.46	\$6,483.97
67	\$7,341.93	\$6,649.34
68	\$7,418.18	\$6,715.18
69	\$7,494.43	\$6,780.14
70	\$7,569.78	\$6,846.08
71	\$7,645.13	\$6,911.03
72	\$7,721.38	\$6,977.86
73	\$7,794.04	\$7,036.54
74	\$7,865.81	\$7,098.00
75	\$7,937.58	\$7,157.58
76	\$7,989.54	\$7,207.74
77	\$8,040.60	\$7,257.91
78	\$8,067.47	\$7,305.39
79	\$8,091.66	\$7,351.97

Nassau	0.84
Okaloosa	0.69
Okeechobee	0.97
Orange	1.00
Osceola	0.94
Palm Beach	1.00
Pasco	0.86
Pinellas	0.89
Polk	0.85
Putnam	0.77
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.79
Suwannee	0.82
Taylor	0.79
Union	0.79
Volusia	0.84
Wakulla	0.75
Walton	0.76
Washington	0.76

0-17	\$1,098.50	\$1,098.50
18	\$1,455.79	\$1,886.07
19	\$1,465.42	\$1,890.88
20	\$1,467.83	\$1,898.10
21	\$1,470.88	\$1,914.49
22	\$1,473.29	\$1,931.51
23	\$1,476.34	\$1,948.54
24	\$1,481.80	\$1,960.11
25	\$1,484.85	\$1,974.08
26	\$1,560.47	\$2,059.16
27	\$1,623.47	\$2,134.21
28	\$1,677.51	\$2,224.97
29	\$1,726.10	\$2,306.00
30	\$1,794.43	\$2,388.51
31	\$1,840.52	\$2,481.43
32	\$1,886.57	\$2,578.12
33	\$1,933.79	\$2,675.83
34	\$1,983.32	\$2,775.92
35	\$2,021.71	\$2,887.95
36	\$2,071.42	\$2,974.26
37	\$2,118.72	\$3,073.99
38	\$2,170.63	\$3,180.38
39	\$2,242.39	\$3,293.68
40	\$2,326.31	\$3,410.71
41	\$2,421.08	\$3,521.35

Alachua	0.76
Baker	0.78
Bay	0.73
Bradford	0.82
Brevard	1.00
Broward	1.37
Calhoun	0.75
Charlotte	1.02
Citrus	0.66
Clay	0.82
Collier	0.91
Columbia	0.81
Dade	1.43
De Soto	0.74
Dixie	0.77
Duval	1.04
Escambia	0.79
Flagler	0.78
Franklin	0.75
Gadsden	0.75
Gilchrist	0.75
Glades	0.98
Gulf	0.76
Hamilton	0.77
Hardee	0.80

42	\$2,533.94	\$3,646.60
43	\$2,679.95	\$3,767.36
44	\$2,836.49	\$3,894.76
45	\$3,020.05	\$4,033.02
46	\$3,200.78	\$4,168.36
47	\$3,385.89	\$4,304.95
48	\$3,535.67	\$4,397.47
49	\$3,703.90	\$4,507.69
50	\$3,895.50	\$4,622.03
51	\$4,113.80	\$4,720.67
52	\$4,351.37	\$4,824.44
53	\$4,559.22	\$4,885.09
54	\$4,797.64	\$4,968.85
55	\$5,071.46	\$5,067.42
56	\$5,367.92	\$5,152.63
57	\$5,697.94	\$5,274.77
58	\$6,014.42	\$5,403.45
59	\$6,334.79	\$5,575.36
60	\$6,594.99	\$5,725.20
61	\$6,825.01	\$5,916.24
62	\$6,980.17	\$6,088.45
63	\$7,243.83	\$6,282.56
64	\$7,517.45	\$6,530.77
65	\$7,801.41	\$6,788.78
66	\$8,096.09	\$7,056.98
67	\$8,528.34	\$7,335.78
68	\$8,755.62	\$7,657.20
69	\$9,052.17	\$7,827.01
70	\$9,443.92	\$8,034.59
71	\$9,973.31	\$8,288.84
72	\$10,697.42	\$8,604.99
73	\$11,710.60	\$8,994.69
74	\$13,173.24	\$9,503.20
75	\$15,326.69	\$10,168.73
76	\$15,394.11	\$10,233.74
77	\$15,463.94	\$10,296.34
78	\$15,497.65	\$10,354.13
79	\$15,531.36	\$10,414.33

Hendry	0.99
Hernando	0.83
Highlands	0.78
Hillsborough	0.91
Holmes	0.75
Indian River	1.00
Jackson	0.76
Jefferson	0.75
Lafayette	0.78
Lake	0.88
Lee	1.03
Leon	0.77
Levy	0.80
Liberty	0.75
Madison	0.79
Manatee	0.88
Marion	0.76
Martin	0.98
Monroe	1.45
Nassau	0.84
Okaloosa	0.70
Okeechobee	0.97
Orange	0.99
Osceola	0.92
Palm Beach	1.00
Pasco	0.86
Pinellas	0.89
Polk	0.85
Putnam	0.77
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.81
Suwannee	0.82
Taylor	0.79
Union	0.79
Volusia	0.84
Wakulla	0.75
Walton	0.76
Washington	0.76

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History—New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05.

69O-149.207 Health Maintenance Organization Standard  
Risk Rates.

(1) through (3) No change.

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0	\$3,782.33	\$3,782.33	Alachua	1.05
1	\$2,402.45	\$2,402.45	Baker	1.09
2-6	\$2,362.62	\$2,362.62	Bay	0.90
7-12	\$2,302.88	\$2,302.88	Bradford	1.05
13-17	\$2,409.09	\$2,856.18	Brevard	0.96
18	\$2,059.70	\$3,311.40	Broward	1.00
19	\$2,086.82	\$3,497.86	Calhoun	0.90
20	\$2,100.33	\$3,631.03	Charlotte	0.97
21	\$2,127.39	\$3,761.58	Citrus	0.84
22	\$2,141.01	\$3,880.78	Clay	1.09
23	\$2,154.52	\$3,998.63	Collier	0.90
24	\$2,231.10	\$4,087.54	Columbia	1.05
25	\$2,248.88	\$4,163.78	Dade	1.00
26	\$2,325.86	\$4,270.30	De Soto	0.90
27	\$2,379.57	\$4,376.58	Dixie	1.05
28	\$2,440.88	\$4,382.38	Duval	1.09
29	\$2,493.72	\$4,388.54	Escambia	1.05
30	\$2,574.53	\$4,392.23	Flagler	0.90
31	\$2,603.97	\$4,387.88	Franklin	0.90
32	\$2,651.77	\$4,385.51	Gadsden	0.90
33	\$2,681.10	\$4,317.09	Gilchrist	1.05
34	\$2,728.87	\$4,267.84	Glades	0.90
35	\$2,771.57	\$4,199.10	Gulf	0.90
36	\$2,840.11	\$4,197.87	Hamilton	0.90
37	\$2,912.35	\$4,133.78	Hardee	0.84
38	\$2,983.13	\$4,130.42	Hendry	0.90
39	\$3,053.89	\$4,143.63	Hernando	1.05
40	\$3,108.53	\$4,140.32	Highlands	0.84
41	\$3,170.06	\$4,186.08	Hillsborough	1.00
42	\$3,248.70	\$4,217.92	Holmes	0.90
43	\$3,333.91	\$4,317.94	Indian River	0.90
44	\$3,418.04	\$4,383.62	Jackson	0.90
45	\$3,531.69	\$4,461.70	Jefferson	0.90
46	\$3,672.42	\$4,560.08	Lafayette	0.90
47	\$3,825.56	\$4,661.26	Lake	0.95
48	\$4,007.40	\$4,757.49	Lee	1.01
49	\$4,183.58	\$4,854.51	Leon	0.90
50	\$4,401.50	\$4,996.56	Levy	1.05
51	\$4,641.47	\$5,141.69	Liberty	0.90
52	\$4,910.83	\$5,266.36	Madison	0.90
53	\$5,190.77	\$5,408.58	Manatee	1.01
54	\$5,502.81	\$5,543.16	Marion	0.90
55	\$5,846.67	\$5,654.06	Martin	1.05
56	\$6,139.95	\$5,748.81	Monroe	0.90

57	\$6,481.29	\$5,885.39
58	\$6,859.71	\$6,111.14
59	\$7,289.02	\$6,367.76
60	\$7,723.10	\$6,640.13
61	\$8,077.36	\$6,979.54
62	\$8,426.64	\$7,307.21
63	\$8,886.60	\$7,728.03
64	\$9,323.09	\$8,117.30
65	\$11,000.08	\$9,688.83
66	\$11,113.19	\$9,773.72
67	\$11,231.95	\$9,862.85
68	\$11,356.65	\$9,956.44
69	\$11,487.58	\$10,054.71
70	\$11,625.06	\$10,157.90
71	\$11,769.42	\$10,266.24
72	\$11,920.99	\$10,380.00
73	\$12,080.14	\$10,499.45
74	\$12,247.25	\$10,624.87
75	\$12,422.72	\$10,756.56
76	\$12,606.95	\$10,894.83
77	\$12,800.40	\$11,040.02
78	\$13,003.53	\$11,192.47
79	\$13,216.80	\$11,352.54

Nassau	1.09
Okaloosa	0.95
Okeechobee	0.95
Orange	0.94
Osceola	0.98
Palm Beach	1.05
Pasco	1.02
Pinellas	1.00
Polk	1.05
Putnam	1.01
St. Johns	1.07
St. Lucie	0.95
Santa Rosa	1.05
Sarasota	1.03
Seminole	1.02
Sumter	1.02
Suwannee	0.90
Taylor	0.90
Union	0.90
Volusia	1.03
Wakulla	0.90
Walton	1.05
Washington	0.90

0	\$3,451.72	\$3,451.72
1	\$2,212.46	\$2,212.46
2-6	\$2,176.70	\$2,176.70
7-12	\$2,122.98	\$2,122.98
13-17	\$2,218.42	\$2,619.95
18	\$1,895.73	\$3,062.38
19	\$1,920.06	\$3,228.35
20	\$1,932.17	\$3,346.85
21	\$1,956.56	\$3,462.92
22	\$1,968.72	\$3,569.12
23	\$1,980.89	\$3,674.13
24	\$2,049.11	\$3,753.66
25	\$2,064.98	\$3,821.99
26	\$2,136.52	\$3,919.33
27	\$2,187.09	\$4,016.74
28	\$2,244.62	\$4,024.25
29	\$2,294.78	\$4,031.53
30	\$2,370.18	\$4,037.15
31	\$2,397.62	\$4,034.37
32	\$2,441.90	\$4,032.90
33	\$2,469.23	\$3,972.32
34	\$2,513.54	\$3,928.87
35	\$2,553.10	\$3,868.04
36	\$2,615.56	\$3,868.18
37	\$2,681.15	\$3,811.61
38	\$2,745.32	\$3,809.31

Alachua	1.05
Baker	1.09
Bay	0.90
Bradford	1.05
Brevard	0.97
Broward	1.00
Calhoun	0.90
Charlotte	0.97
Citrus	0.84
Clay	1.09
Collier	0.90
Columbia	1.05
Dade	1.00
De Soto	0.90
Dixie	1.05
Duval	1.09
Escambia	1.05
Flagler	0.90
Franklin	0.90
Gadsden	0.90
Gilchrist	1.05
Glades	0.90
Gulf	0.90
Hamilton	0.90
Hardee	0.84
Hendry	0.90

39	\$2,810.09	\$3,822.23
40	\$2,860.07	\$3,819.69
41	\$2,916.86	\$3,862.62
42	\$2,989.44	\$3,892.63
43	\$3,068.06	\$3,984.24
44	\$3,145.48	\$4,044.76
45	\$3,249.37	\$4,116.91
46	\$3,380.30	\$4,206.55
47	\$3,522.17	\$4,298.38
48	\$3,690.53	\$4,386.08
49	\$3,853.58	\$4,473.81
50	\$4,054.76	\$4,602.07
51	\$4,278.23	\$4,735.87
52	\$4,529.06	\$4,851.42
53	\$4,789.66	\$4,983.02
54	\$5,079.59	\$5,108.16
55	\$5,399.19	\$5,212.64
56	\$5,670.07	\$5,300.66
57	\$5,984.20	\$5,426.13
58	\$6,332.81	\$5,631.51
59	\$6,727.59	\$5,864.35
60	\$7,127.05	\$6,111.53
61	\$7,447.11	\$6,422.11
62	\$7,762.85	\$6,722.34
63	\$8,177.03	\$7,106.08
64	\$8,570.10	\$7,461.91
65	\$10,083.93	\$8,871.98
66	\$10,183.66	\$8,946.83
67	\$10,288.39	\$9,025.43
68	\$10,398.35	\$9,107.96
69	\$10,513.81	\$9,194.61
70	\$10,635.04	\$9,285.60
71	\$10,762.33	\$9,381.13
72	\$10,895.99	\$9,481.45
73	\$11,036.33	\$9,586.78
74	\$11,183.68	\$9,697.37
75	\$11,338.41	\$9,813.50
76	\$11,500.87	\$9,935.43
77	\$11,671.45	\$10,063.46
78	\$11,850.56	\$10,197.89
79	\$12,038.63	\$10,339.04

Hernando	1.05
Highlands	0.84
Hillsborough	1.00
Holmes	0.90
Indian River	0.90
Jackson	0.90
Jefferson	0.90
Lafayette	0.90
Lake	0.95
Lee	1.01
Leon	0.90
Levy	1.05
Liberty	0.90
Madison	0.90
Manatee	1.01
Marion	0.90
Martin	1.05
Monroe	0.90
Nassau	1.09
Okaloosa	0.95
Okneechee	0.95
Orange	0.94
Osecola	0.98
Palm Beach	1.02
Pasco	1.02
Pinellas	1.00
Polk	1.05
Putnam	1.01
St. Johns	1.07
St. Lucie	0.95
Santa Rosa	1.05
Sarasota	1.03
Seminole	1.02
Sumter	1.02
Suwannee	0.90
Taylor	0.90
Union	0.90
Volusia	1.03
Wakulla	0.90
Walton	1.05
Washington	0.90

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History--New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, Amended 5-18-04, 5-22-05,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Frank Dino, Actuary, Life and Health Product Review, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rich Robleto, Deputy Commissioner, Office of Insurance Regulation  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 29, 2005  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 23, 2005





SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None.

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

SPECIFIC AUTHORITY: 624.308(1), 624.424(1)(c) FS.

LAW IMPLEMENTED: 624.307(1), 624.424(1)(c), 627.091, 627.101, 627.211, 627.410 FS.

IF REQUESTED IN WRITING WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:30 a.m., March 1, 2006

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Theresa Eaton, Property and Casualty Product Review, Office of Insurance Regulation, e-mail: Theresa.eaton@fldfs.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed above.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-189.016 Filing Procedures for Workers' Compensation Classifications, Rules, Rates, Rating Plans, Deviations and Forms.

(1) Purpose: To establish the procedures to be utilized by insurers in the filing of workers' compensation classifications, rules, rates, rating plans, deviations and forms pursuant to Sections 627.091, 627.211 and 627.410, F.S.

(2) Any insurer authorized to transact workers' compensation and employer's liability insurance in Florida shall file with the Office every manual of classifications, rules, rates, rating plans, deviations and every modification of any of the foregoing, which it proposes to use. An insurer may satisfy its obligation to make such filings by becoming a member of, or a subscriber to, a licensed rating organization which makes such filings and by authorizing the Office to accept such filings in its behalf. No insurer shall use any workers' compensation and employer's liability classification, rule, rate or rating plan unless it has been filed with the Office and the filing has been affirmatively approved.

(3) Any insurer authorized to transact workers' compensation and employer's liability insurance in Florida shall file with the Office all policy forms and endorsements as defined in Section 627.402, F.S., which it proposes to use. An insurer may satisfy its obligation to make such filings in part, by becoming a member of, or a subscriber to, a licensed rating

organization which makes such filings and by authorizing the Office to accept such filings in its behalf. However, each individual insurer must file with the Office its own unique policy jacket, policy information page, participating language if applicable, and any other insurer specific form or endorsement. No insurer shall use any workers' compensation and employer's liability policy form or endorsement unless the form has been filed with the Office and the filing has been affirmatively approved.

(4) All filings referenced in this rule shall be submitted to the Office in accordance with the requirements outlined in subsections (5) and (6) below. The procedures in this rule supersede any other procedures relating to filing requirements. All material submitted shall be legible.

(5) Filing Submittal Requirements.

(a) Complete classification, rule, rate, rating plan, deviation and form filings shall be submitted with the following information at a minimum:

1. Form OIR-B1-582, which is adopted and incorporated pursuant to Rule 69O-170.0155, F.A.C.:

2. Cover letter; and

3. Explanatory memorandum.

(b) All filings shall:

1. Be separated into either rate only or form only filings. Classification, rule, deviation and rating plan filings are all considered rate filings for purposes of this rule;

2. Include final printed versions of either the manual pages or forms; and

3. Include only the workers' compensation line of insurance as defined in Section 624.605(1)(c), F.S. No other line of insurance may be contained within the filing.

(c) Group Filings. Insurers may submit a filing on behalf of any combination of insurers within the insurers' group, provided the information submitted in the filing is identical for every insurer identified in the filing.

(d) Changes to Previously Approved Filings. An insurer that proposes to change a previously approved filing shall provide the following additional information:

1. A detailed explanation of the change(s), including the reason or reasons for the change(s);

2. The estimated impact of the change; and

3. A strikethrough, underlined version of the proposed change(s).

(6) All filings shall be submitted electronically to the Office through the Filing Assembly and Submission System (OIR-B1-IFile) located at <https://iportal.fldfs.com/ifile/default.asp> and is adopted and incorporated by reference in Rule 69O-170.0155, F.A.C.

(7) Form OIR-B1-582 is located online with the Filing Assembly and Submission System at <https://iportal.fldfs.com/ifile/default.asp>.

Specific Authority 624.308(1), 624.424(1)(c) FS. Law Implemented 624.307(1), 624.424(1)(c), 627.091, 627.101, 627.211, 627.410 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE: Theresa Eaton, Property and Casualty Product Review, Office of Insurance Regulation

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 25, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 4, 2005

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

**DEPARTMENT OF STATE**

**Division of Elections**

RULE NO.: 1S-2.0091  
 RULE TITLE: Constitutional Amendment Initiative Petition Submission Deadline; Verifying Electors' Signatures

**NOTICE OF CHANGE**

Notice is hereby given that the following change is being made to the above-referenced proposed rule in response to comments received from the Joint Administrative Procedures Committee subsequent to the public hearing held on December 14, 2006. The Notice of the Proposed Rule was published in Vol. 31, No. 47 of the November 23, 2005 issue of the Florida Administrative Weekly.

(1) Subsection (3)(a)1. of the proposed rule is revised to add the requirement that all signature verification certificates submitted to the Division of Elections prior to January 1, 2007, must contain information as to the total number of signatures checked. This conforms to the statutory requirement under Section 100.371, Florida Statutes.

(2) A cite to Article XI of the Florida Constitution is added to the list of laws implemented as the legal basis for imposing a February 1 deadline to initiative petition submissions.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maria Matthews, Assistant General Counsel, Florida Department of State/Division of Elections, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399, (850)245-6520

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-1.09981  
 RULE TITLE: Implementation of Florida's System of School Improvement and Accountability

**NOTICE OF CONTINUATION**

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 3, dated January 20, 2006, Florida Administrative Weekly has been continued from February 21, 2006 to March 21, 2006.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-4.0251  
 RULE TITLE: Specialization Requirements for Certification in Educational Media Specialist (Grades PK-12) Specialty Class

**NOTICE OF CONTINUATION**

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 50, December 16, 2005, Florida Administrative Weekly has been continued from January 17, 2006 to February 21, 2006.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-5.066  
 RULE TITLE: Approval of Educator Preparation Programs

**NOTICE OF CHANGE**

Notice is hereby given that the following amendments have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 50, of the December 16, 2005, issue of the Florida Administrative Weekly. Subparagraphs (1)(a)1. and (2)(b)3. are amended to read:

(1)(a)1. An institution eligible to offer one or more approved programs shall be a Florida public or nonpublic institution that requests approval of an initial educator preparation program, has legal authority to grant appropriate baccalaureate or post-baccalaureate degrees for an area of certification specified in Chapter 6A-4, F.A.C., and meets accreditation requirements as prescribed in subsection 6A-4.003(1), F.A.C. A newly-created state institution that meets approval requirements described in Rule 6A-4.003, F.A.C., shall be considered as having met the accreditation requirement.

~~a. Is a member of the State University System of Florida and is accredited by the Southern Association of Colleges and Schools or is a newly-created state institution and meets approval requirements described in Rule 6A-4.003, F.A.C., or~~

~~b. Is a member of the Independent Colleges and Universities of Florida and is accredited by the Southern Association of Colleges and Schools, or~~

~~e. Is a community college with approval from the State Board of Education to offer baccalaureate degrees in education that is accredited by the Southern Association of Colleges and Schools.~~

(2)(b)3. Initial District-developed Program Approval. Initial program approval for a program developed and submitted for approval by a school district of their own model for alternative certification shall be conducted by the Department of Education and shall ensure that each approved program provides an assessment system and instructional support for teachers to demonstrate the competencies outlined in this section and includes all program components prescribed in subsection 1012.56(7), Florida Statutes.

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NO.:                      RULE TITLE:  
12A-1.097                      Public Use Forms  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12A-1.097, F.A.C., published in Vol. 32, No. 2, pp. 80-83, January 13, 2006, issue of the Florida Administrative Weekly.

The Department has withdrawn the proposed amendments to paragraphs (j) and (k) of subsection (6) to incorporate, by reference, changes to Form DR-15ZC (Application for Florida Enterprise Zone Jobs Credit Effective January 1, 2003) and to Form DR-15ZCN (Instructions for Completing the Sales and Use Tax Return, form DR-15, when taking the Enterprise Zone Jobs Tax Credit under New Law). When adopted, those paragraphs will reflect "No Change."

**DEPARTMENT OF REVENUE**

**Corporate, Estate and Intangible Tax**

RULE NO.:                      RULE TITLE:  
12C-1.051                      Forms  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12C-1.051 F.A.C. (Forms), published in Vol. 32, No. 2, pp. 119-122, January 13, 2005, issue of the Florida Administrative Weekly.

The Department has withdrawn the changes proposed in subsection 12C-1.051(9), F.A.C., to incorporate, by reference, changes to Form F-1122 (Authorization and Consent of

Subsidiary Corporation to be Included in a Consolidated Income and Emergency Excise Tax Return). When adopted, that subsection will reflect "No Change."

**DEPARTMENT OF REVENUE**

**Corporate, Estate and Intangible Tax**

RULE NO.:                      RULE TITLE:  
12C-2.0115                      Public Use Forms  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12C-2.0115, F.A.C. (Public Use Forms), published in Vol. 32, No. 2, pp. 122-123, January 13, 2005, issue of the Florida Administrative Weekly.

The Department has withdrawn the proposed amendments in subsections 12C-2.0115(12) through (15), F.A.C., to incorporate, by reference, changes to Form DR-350617 (Application for Exclusion from Filing Stockbroker Position Statement), Form DR-350618 (Stockbroker Instructions and Specifications for Reporting Information on Magnetic Media for Year Ending 12/31/04), Form DR-350619 (Stockbroker Filing Magnetic Media Transmittal) and Form DR-350620 (Stockbroker Information Report). When adopted, those subsections will reflect "No change."

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

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

**DEPARTMENT OF CITRUS**

RULE CHAPTER NO.:      RULE CHAPTER TITLE:  
20-64                      Standards for Processed Citrus Products  
RULE NO.:                      RULE TITLE:  
20-64.025                      Florida Quality Systems Certification Program for Finished Product Inspection  
NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 31, No. 44, November 4, 2005, issue of the Florida Administrative Weekly:

20-64.025 Florida Quality Systems Certification Program for Finished Product Inspection.

(1) The Florida Department of Agriculture and Consumer Services, Division of Fruit and Vegetables may approve registered citrus processing plants that apply and agree to comply with and qualify to operate under the terms of the Florida Quality Systems Certification Program (FQSC

Program). The terms of such program are prescribed in "Florida Quality Systems Certification Program – Program Description and Guidelines" published by the Florida Department of Agriculture and Consumer Services, dated 9-16-05, incorporated herein by reference, ~~and any rules or procedures adopted by Florida Department of Agriculture and Consumer Services.~~ Plant personnel designated in accordance with such FQSC Program may, at his or her particular certified plant location, perform all inspection and grading activities outlined in the FQSC Program. For purposes of the FQSC Program and any rules or procedures implementing the FQSC Program, such plant personnel are deemed to be duly authorized inspectors of the Florida Department of Agriculture and Consumer Services.

(2) For participants in the FQSC Program under this rule, the sampling procedures set forth in FQSC Program contracts and auditing manuals shall be deemed the equivalent of any expressed or implied sampling methods found in Chapter 20-64, F.A.C.

(3) The FQSC Program authorized by this rule shall be applicable to finished product inspection only, and is expressly not applicable to: a) inspection of fruit for maturity; and b) inspection of imported product.

Specific Authority 601.10(1),(7), 601.11, ~~601.28~~ FS. Law Implemented 601.10(7), 601.24, 601.27, 601.49, 601.51 FS. History–New \_\_\_\_\_.

**DEPARTMENT OF CITRUS**

RULE CHAPTER NO.: 20-70  
RULE CHAPTER TITLE: Designating Grade on Container, Registration of Labels for Grade, and Notice of Labeling – Processed Product

RULE NO.: 20-70.006  
RULE TITLE: Notice Required

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 31, No. 44, November 4, 2005, issue of the Florida Administrative Weekly:

20-70.006 Notice Required.

Except for approved plants which operate under the Florida Quality Systems Certification Program, pursuant to Rule 20-64.025, F.A.C., ~~and any rules or procedures adopted by the Florida Department of Agriculture and Consumer Services,~~ every citrus processor shall advise the inspector on duty, or the Division of Fruit and Vegetable Inspection, at least 24 hours in advance of labeling lots of unlabeled merchandise that has been inspected and graded into Grade B, Grade C, or Substandard classification.

Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.11, 601.48 FS. History–Formerly 105-1.26, Revised 1-1-75, Formerly 20-70.06, Amended \_\_\_\_\_.

**DEPARTMENT OF CITRUS**

RULE CHAPTER NO.: 20-71  
RULE CHAPTER TITLE: Manifests for Processed Products  
RULE NO.: 20-71.006  
RULE TITLE: Manifest Requirements and Statements for Transports of Processed Citrus Products

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 31, No. 44, November 4, 2005, issue of the Florida Administrative Weekly:

20-71.006 Manifest Requirements and Statements for Transports of Processed Citrus Products.

With the exception of bulk citrus product shipments as specified in Rule 20-72.009, F.A.C., every shipper of processed citrus products shall deliver to the inspector a copy of the loading manifest for each shipment, which shall indicate:

(1) through (5) No change.

(6) Approved processing plants under the Florida Quality Systems Certification Program authorized by Rule 20-64.025, F.A.C., ~~and any rules or procedures adopted by Florida Department of Agriculture and Consumer Services~~ shall maintain manifests for purposes of audit under that program.

Specific Authority 601.10(1),(7), 601.11, 601.49, 601.51 FS. Law Implemented 601.10(7), 601.11, 601.49, 601.52 FS. History–New 4-26-01, Amended 1-1-03, \_\_\_\_\_.

**DEPARTMENT OF CITRUS**

RULE CHAPTER NO.: 20-72  
RULE CHAPTER TITLE: Certificate of Grade Inspection – Processed Products  
RULE NO.: 20-72.006  
RULE TITLE: Hours of Inspection

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 31, No. 44, November 4, 2005, issue of the Florida Administrative Weekly:

20-72.006 Hours of Inspection.

Inspection service for processed citrus products shall be made available by the Department of Agriculture and Consumer Services upon request of the processor, without regard to the limitation of hours applying in the case of fresh citrus fruits. With the exception of approved plants which operate under the Florida Quality Systems Certification Program pursuant to Rule 20-64.025, F.A.C., ~~and any rules or procedures adopted by the Florida Department of Agriculture and Consumer Services,~~ no citrus fruits or products shall be processed except in the presence of an inspector, or with his previous consent.

Specific Authority 601.10(1),(7) FS. Law Implemented 601.02(4),(5), 601.10(7), 601.27, 601.31 FS. History—Formerly 105-1.22(3), Revised 1-1-75, Formerly 20-72.06, Amended \_\_\_\_\_.

**DEPARTMENT OF CITRUS**

RULE CHAPTER NO.: 20-72  
 RULE CHAPTER TITLE: Certificate of Grade Inspection – Processed Products

RULE NO.: 20-72.008  
 RULE TITLE: Form of Certificate of Grade Inspection

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above proposed rule amendment published in the Florida Administrative Weekly, Vol. 31, No. 44, November 4, 2005, has been withdrawn.

**DEPARTMENT OF CITRUS**

RULE CHAPTER NO.: 20-72  
 RULE CHAPTER TITLE: Certificate of Grade Inspection – Processed Products

RULE NO.: 20-72.010  
 RULE TITLE: Issuance of Certificates Under FQSC Program

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d), F.S., published in Vol. 31, No. 44, November 4, 2005, issue of the Florida Administrative Weekly:

20-72.010 Issuance of Certificates Under FQSC Program.

Certificates of inspection and certificates of grade issued at approved FQSC Program plants must be issued pursuant to the terms of the “Florida Quality Systems Certification Program – Program Description and Guidelines” published by the Florida Department of Agriculture and Consumer Services, dated 9-16-05, which is incorporated herein by reference under the terms of Rule 20-64.025, F.A.C., and any rules or procedures adopted by Florida Department of Agriculture and Consumer Services, and shall be on forms prescribed by the Florida Department of Citrus Agriculture and Consumer Services.

Specific Authority 601.10(1),(7), 601.11, 601.28, 601.9901 FS. Law Implemented 601.27, 601.9901 FS. History–New \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.: 40D-21.211  
 RULE TITLES: Monitoring Conditions

40D-21.231  
 Declaring a Water Shortage

40D-21.331  
 Declaring a Water Shortage Emergency

40D-21.371  
 Response Mechanisms During a Water Shortage Emergency

40D-21.621 Phase I: Moderate Water Shortage  
 40D-21.631 Phase II: Severe Water Shortage  
 40D-21.641 Phase III: Extreme Water Shortage

**NOTICE OF CHANGE**

Notice is hereby given in accordance with subparagraph 120.54(3)(d)1., F.S., that the following changes have been made to the above rules published in Vol. 31, No. 47, November 23, 2005, issue of the Florida Administrative Weekly:

40D-21.211 Monitoring Conditions.

- (1) No change.
- (2) Data Sources – Data will ~~may~~ be obtained from any relevant source available, including, but not limited to:
  - (a) through (b) No change.
  - (3) through (4) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History–New \_\_\_\_\_.

40D-21.231 Declaring a Water Shortage.

(1) The Board will declare Water Shortages and impose response mechanisms as set forth in this Chapter. The geographic area covered by a Water Shortage declaration will include all or part of the ground or surface water basin(s) within which the affected source of water lies, as well as areas that are supplied water from the affected source. The Board will simplify the boundaries of the area subject to a Water Shortage declaration by using a major road or local government boundary so long as the affected area is not significantly expanded or contracted. The Board may declare that a Water Shortage exists within all or parts of the District and impose response mechanisms as established in this Chapter. The geographic area involved may include all or part of a county, municipality, ground water basin, or surface water basin which impacts a Source Class for which the Water Shortage is declared. The Board may simplify the boundaries of the area subject to a Water Shortage declaration by using a major road or local government boundary that approximates the affected geographic area, in order to communicate effectively with Permittees and other water users.

(2) The Board will ~~may~~ declare a Water Shortage for a source or Source Class not presently experiencing a Water Shortage if usage from such a source or Source Class can be reasonably expected to impact the present and anticipated available water supply from the source or Source Class currently experiencing a shortage.

(3) The Board will ~~may~~ declare a Water Shortage for geographic areas not presently experiencing a Water Shortage if usage in such areas can be reasonably expected to impact the present and anticipated available water supply for an affected area. For example, a Water Shortage may be declared for an otherwise unaffected area that contains the alternative supply or emergency supplementation source for an affected area.

~~(4) Prior to declaring a Water Shortage, the Board may issue Water Shortage advisories calling for voluntary reductions in demand.~~

(5) through (6) renumbered (4) through (5) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History–New 11-19-84, Amended 7-2-86, \_\_\_\_\_.

40D-21.331 Declaring a Water Shortage Emergency.

(1) through (3)(b)3. No change.

4. Other factors relating to potential adverse impacts, such as the availability of state ~~or~~ of federal emergency resources to ameliorate these impacts.

(c) No change.

(4) If it is ascertained that the provisions of Part II are not sufficient to protect the public health, safety, or welfare, the health of animals, fish, or aquatic life, a public water supply, or commercial, industrial, agricultural, recreational, or other reasonable-beneficial, uses, the Executive Director, with the concurrence of the Board, will ~~may~~ declare a Water Shortage Emergency.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.246 FS. History–New 11-19-84, Amended 7-2-86, \_\_\_\_\_.

40D-21.371 Response Mechanisms During a Water Shortage Emergency.

(1) When a Water Shortage emergency has been declared, the Executive Director will ~~may~~ issue orders containing response mechanisms deemed necessary to address the emergency. The response mechanisms may include, but are not limited to: authorizations to temporarily withdraw from a permitted source in a manner or for a purpose not expressly granted by the applicable Water Use Permit; authorizations to temporarily augment a public water supply system with water from an unpermitted source; and restrictions that involve apportioning, rotating, limiting, or prohibiting the use of water.

(2) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.246 FS. History–New 11-19-84, Amended \_\_\_\_\_.

40D-21.621 Phase I: Moderate Water Shortage.

(1) through (2) No change.

(3) Essential Use

(a) Fire Fighting

1. Fire hydrant ~~testing flushing~~ shall not be restricted. However, each fire department shall review or develop processes through which it can address inquiries from the District and citizens about specific ~~flushing~~ activity, so that citizens will understand that some fire hydrant ~~testing flushing~~ is necessary to protect human health, safety, and welfare;

2. through (7) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History–New 11-19-84, Amended 7-2-86, 5-30-93, \_\_\_\_\_.

40D-21.631 Phase II: Severe Water Shortage.

(1) through (2) No change.

(3) Essential Use

(a) Fire Fighting

1. Fire hydrant ~~testing flushing~~ is allowed for the protection of human health, safety and welfare. Each fire department or other fire protection unit shall implement processes through which it addresses inquiries about specific ~~flushing~~ activity. At a minimum, these processes shall include the use of an on-site sign containing the name and telephone number of the fire protection unit conducting the ~~testing flushing~~ activity. A marked vehicle remaining on-site during the activity may be used in lieu of a free-standing sign.

2. through (b)1. No change.

2. At a minimum, unless otherwise specified in the applicable District-approved WSMP, each utility shall provide, directly or through the appropriate local agency, the following:

a. Response, as needed, to enforcement referrals made by the District. This shall involve, where necessary, a site investigation on the day of the week and the time of day ~~indicated~~ ~~indicted~~ on the violation complaints forwarded with an enforcement referral.

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

3. through (3)(b)4. No change.

5. Potable water, sanitary sewer, and reclaimed water line flushing and disinfection is allowed for the protection of human health, safety and welfare. Each water utility shall implement processes through which it addresses inquiries about specific line flushing activity. At a minimum, these processes shall include the use of ~~either~~ an on-site sign containing the name and telephone number of the agency conducting the flushing activity or establishment and promotion of a hotline that customers and other concerned citizens can call to question activity at a specific location. A marked vehicle remaining on-site during the activity may be used in lieu of a free-standing sign.

6. through (7) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History–New 11-19-84, Amended 7-2-86, 5-30-93, \_\_\_\_\_.

40D-21.641 Phase III: Extreme Water Shortage.

(1) through (2) No change.

(3) Essential Use

(a) Fire Fighting

1. Each fire department or other fire suppression unit shall implement or continue to implement provisions of paragraph 40D-21.631(3)(a), F.A.C., except that fire hydrant ~~testing flushing~~ is limited to only that conducted by fire service personnel and vendors that the applicable fire department has authorized to conduct that activity during the specific Water Shortage event.

2. through (7) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History–New 11-19-84, Amended 7-2-86, 5-30-93, \_\_\_\_\_.

<b>DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION</b>		61A-10.026	Sale of Stamped, Untaxed Cigarettes by Stamping Agents or Wholesale Dealers to Indians for Retail Sale, Reporting Interest on Excise Tax; Due Dates
<b>Division of Alcoholic Beverages and Tobacco</b>		61A-10.027	New Off Premise Storage of Unstamped Cigarettes
<b>RULE CHAPTER NO.:</b>	<b>RULE CHAPTER TITLE:</b>	61A-10.031	
61A-10	Cigarette and Tobacco Products Division Rules		
<b>RULE TITLES:</b>	<b>RULE NOS.:</b>		
<b>PART I CIGARETTE TAX RULES</b>		<b>PART II TOBACCO PRODUCTS TAX RULES</b>	
61A-10.001	Definitions	61A-10.050	Definitions
61A-10.002	Stamps, Sale of	61A-10.051	Excise Tax Exemption Reports
61A-10.0021	Stamping Agent – Requirements	61A-10.052	Monthly Reports, Required
61A-10.0022	Cigarette Distributing Agent – Requirements	61A-10.053	Records Maintenance
61A-10.005	Excise Tax, Imposition and Exemption	61A-10.054	Invoices, Tobacco Products Sales to Retailers
61A-10.006	Stamps, Method of Affixing	61A-10.055	Excise Tax Refunds
61A-10.007	Stamps, Limitation of Use	<b>PART III CIGARETTE AND TOBACCO PRODUCTS PERMIT RULES</b>	
61A-10.008	Refunds	61A-10.080	Application for Cigarette Permit, Manufacturer or Importer
61A-10.009	Sample Packages of Cigarettes	61A-10.081	Application for Cigarette Permit, Wholesale Dealer, Exporter, or Cigarette Distributing Agent
61A-10.0091	Manufacturer’s and Importer’s Reporting Requirements	61A-10.082	Application for a Tobacco Products Wholesale Dealer Permit
61A-10.010	Sales, Passenger Carriers	61A-10.083	Application for Retail Tobacco Products Dealer Permit
61A-10.011	Cigarette Monthly Reports	61A-10.084	Permit Changes
61A-10.0111	Cigarette Audit	61A-10.085	Duplicate License Request
61A-10.0112	Required Documentation for Imported Cigarettes	<b>NOTICE OF CHANGE</b>	
61A-10.012	Manufacturers’ and Importers’ Representatives, Reports and Responsibilities	The Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco announces a correction to the scheduled public hearing noticed in Vol. 32, No. 3, January 20, 2006, Florida Administrative Weekly. THE CORRECT TIME AND DATE IS: 1:00 p.m., Monday, February 13, 2006	
61A-10.013	Transactions, Wholesale Dealers, Manufacturers’ and Importers’ Representatives	PLACE: Alcoholic Beverages and Tobacco Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399-1020	
61A-10.014	Wholesale Dealers, Purchase for Resale Prohibited	<b>GENERAL SUBJECT MATTER TO BE CONSIDERED:</b>	
61A-10.015	Transfer, Unstamped Cigarettes	This public hearing will consider the rule language associated with Chapter 61A-10, F.A.C., as noticed in the September 2, 2005 Vol. 31, No. 35, Florida Administrative Weekly and the January 20, 2006 Vol. 32, No. 3, Florida Administrative Weekly, that addresses the effects of Chapter 2005-228, Laws of Florida and Sections 210, 561 and 569 of the Florida Statutes, 2005, on cigarette and tobacco product permits, taxes, and reports. The meeting will commence at 1:00 p.m. and continue until all business is exhausted or until 5:00 p.m., whichever comes first.	
61A-10.016	Manufacturer, Importer, Wholesaler Dealer, Cigarette Wholesale Dealer or Exporter, Permit Changes	A copy of the public portion of the agenda may be obtained by writing: Ilan Nieuchowicz, Law Clerk, Florida Department of Business and Professional Regulation, Office of the General	
61A-10.017	Direct Shipments, Prohibition, Exception and Excise Taxes		
61A-10.018	Invoices or Daily Sales Tickets, Cigarette Sales to Retail Dealers		
61A-10.0181	Invoices, Other Tobacco Products Sales to Retail Dealers		
61A-10.020	Vending Machines, Permits and Restrictions		
61A-10.021	Vending Machines, Reports		

Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)922-2406, email: [Ilan.Nieuchowicz@dbpr.state.fl.us](mailto:Ilan.Nieuchowicz@dbpr.state.fl.us).

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceeding should contact the General Counsel's Office no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The General Counsel's Office may be contacted at the address and phone number listed above.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Florida Land Sales, Condominiums and Mobile Homes**

RULE NO.:                      RULE TITLE:  
61B-15.007                      Developer, Defined  
NOTICE OF CORRECTION

Notice is hereby given that the Notice of Change published in Vol. 32, No. 2, January 13, 2006, issue of the Florida Administrative Weekly, failed to include the coding indicating changes to the proposed rule language. The corrected Notice of Change is as follows:

NOTE: The add/delete coding shown on the following changes reflects changes from text as proposed rather than amendments from current Florida Administrative Code.

Subsection 61B-15.007(1), F.A.C., is amended to read:

(1) For purposes of filing under Sections 718.202, 718.502, 718.503, 718.504, and 718.505, Florida Statutes, and Rule 61B-23.003, Florida Administrative Code, the term developer includes, subject to the exceptions provided in Section 718.103(16), Florida Statutes, or these rules:

(a) through (c) No change.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF HEALTH**

**Board of Speech Language Pathology and Audiology**

RULE NO.:                      RULE TITLE:  
64B20-6.002                      Standards for Approval of  
Continuing Education Activities  
and Providers  
NOTICE OF CHANGE

Notice is hereby given that the following additional changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 31, No. 39, of the September 30, 2005, issue of the Florida Administrative Weekly. The change is in response to written

comments submitted by the staff of the Joint Administrative Procedures Committee. The Board, at its meeting on November 4, 2005, voted to change the rule to discuss the comments submitted by JAPC. The change is as follows: Subsection (8) shall now read:

(8) The Board shall audit records of randomly selected continuing education providers to ensure compliance with the standards adopted in Rule 64B20-6.002, F.A.C. Within 21 days of the receipt of such request from the Board or Department the continuing education provider shall provide evidence of continuing education activities provided and requested on Form DH MQA 4000, Audit of Continuing Education Provider Number \_\_\_\_, which is incorporated herein by reference, effective \_\_\_\_\_, and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, #C-06, Tallahassee, Florida 32399-3256. Failure to maintain and submit upon request documentation of the required information or documentation shall result in the continuing education provider status being revoked for a period of one biennium.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pamela E. King, Executive Director, Board of Speech Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NOS.:	RULE TITLES:
67ER06-1	Purpose and Intent
67ER06-2	Definitions
67ER06-3	Application and Selection Procedures for Developments
67ER06-4	Applicant Administrative Appeal Procedures
67ER06-5	Fees
67ER06-6	Credit Underwriting and Loan Procedures
67ER06-7	Miscellaneous Criteria
67ER06-8	General Program Procedures and Restrictions
67ER06-9	Additional Application Ranking and Selection Procedures
67ER06-10	Terms and Conditions of Loans
67ER06-11	Sale or Transfer of a Development
67ER06-12	Construction Disbursements and Permanent Loan Servicing

NOTICE OF CORRECTION

Notice is hereby given that the effective date for the above Emergency Rules published in Vol. 32, No. 3, January 20, 2006 issue of the Florida Administrative Weekly was incorrectly listed. The correct effective date is January 6, 2006.



Section IV  
Emergency Rules

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

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

**DEPARTMENT OF THE LOTTERY**

RULE TITLE: Instant Game Number 624,  
DOGGIE DOLLARS

RULE NO.: 53ER06-1

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 624, “DOGGIE DOLLARS,” 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:

53ER06-1 Instant Game Number 624, DOGGIE DOLLARS.

(1) Name of Game. Instant Game Number 624, “DOGGIE DOLLARS.”

(2) Price. DOGGIE DOLLARS lottery tickets sell for \$1.00 per ticket.

(3) DOGGIE DOLLARS 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 DOGGIE DOLLARS lottery ticket, the ticket must meet the applicable requirements of Rule 53ER05-73, F.A.C.

(4) The play symbols and play symbol captions are as follows:

<b>TICKET</b>	<b>\$1.00</b>	<b>\$2.00</b>	<b>\$4.00</b>	<b>\$5.00</b>
TICKET	ONE	TWO	FOUR	FIVE
<b>\$10.00</b>	<b>\$25.00</b>	<b>\$50.00</b>	<b>\$100</b>	<b>\$500</b>
TEN	THY FIVE	FIFTY	ONE HUN	FIVE HUN

(5) Determination of Prizewinners.

A ticket having three like amounts in the play area shall entitle the claimant to a prize of that amount. The prize amounts are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100 and

\$500. A ticket having three “TICKET” symbols in the play area shall entitle the claimant to a prize of a \$1.00 instant ticket except as follows. A person who submits by mail a DOGGIE DOLLARS lottery ticket that entitles the claimant to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(6) The estimated odds of winning, value, and number of prizes in Instant Game Number 624 are as follows:

<u>GAME PLAY</u>	<u>WIN</u>	<u>ESTIMATED ODDS OF 1 IN</u>	<u>NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL</u>
<u>TICKET</u>	<u>\$1 TICKET</u>	<u>10.00</u>	<u>1,008,000</u>
<u>\$1</u>	<u>\$1</u>	<u>15.00</u>	<u>672,000</u>
<u>\$2</u>	<u>\$2</u>	<u>25.00</u>	<u>403,200</u>
<u>\$4</u>	<u>\$4</u>	<u>100.00</u>	<u>100,800</u>
<u>\$5</u>	<u>\$5</u>	<u>50.00</u>	<u>201,600</u>
<u>\$10</u>	<u>\$10</u>	<u>100.00</u>	<u>100,800</u>
<u>\$25</u>	<u>\$25</u>	<u>300.00</u>	<u>33,600</u>
<u>\$50</u>	<u>\$50</u>	<u>1,125.00</u>	<u>8,960</u>
<u>\$100</u>	<u>\$100</u>	<u>20,000.00</u>	<u>504</u>
<u>\$500</u>	<u>\$500</u>	<u>180,000.00</u>	<u>56</u>

(7) The estimated overall odds of winning some prize in Instant Game Number 624 are 1 in 3.98. 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.

(8) For reorders of Instant Game Number 624, the estimated odds of winning, value and number of prizes shall be proportionate to the number of tickets reordered.

(9) By purchasing a DOGGIE DOLLARS lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(10) Payment of prizes for DOGGIE DOLLARS 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.

Specific 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 1-20-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: January 20, 2006

**DEPARTMENT OF THE LOTTERY**

**RULE TITLE:** Instant Game Number 636, LUCKY FOR LIFE  
**RULE NO.:** 53ER06-2  
**SUMMARY OF THE RULE:** This emergency rule describes Instant Game Number 636, "LUCKY FOR LIFE," 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:**


53ER06-2 Instant Game Number 636, LUCKY FOR LIFE.

(1) Name of Game. Instant Game Number 636, "LUCKY FOR LIFE."

(2) Price. LUCKY FOR LIFE lottery tickets sell for \$20.00 per ticket.

(3) LUCKY FOR LIFE lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning LUCKY FOR LIFE lottery ticket, the ticket must meet the applicable requirements of Rule 53ER05-73, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>	<b>10</b>
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN
<b>11</b>	<b>12</b>	<b>13</b>	<b>14</b>	<b>15</b>	<b>16</b>	<b>17</b>	<b>18</b>	<b>19</b>	<b>20</b>
ELEVN	TWELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	TWENTY
<b>21</b>	<b>22</b>	<b>23</b>	<b>24</b>	<b>25</b>	<b>26</b>	<b>27</b>	<b>28</b>	<b>29</b>	<b>30</b>
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	THIRTY
<b>31</b>	<b>32</b>	<b>33</b>	<b>34</b>	<b>35</b>	<b>36</b>	<b>37</b>	<b>38</b>	<b>39</b>	
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	HIN

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>	<b>9</b>	<b>10</b>
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN
<b>11</b>	<b>12</b>	<b>13</b>	<b>14</b>	<b>15</b>	<b>16</b>	<b>17</b>	<b>18</b>	<b>19</b>	<b>20</b>
ELEVN	TWELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	TWENTY
<b>21</b>	<b>22</b>	<b>23</b>	<b>24</b>	<b>25</b>	<b>26</b>	<b>27</b>	<b>28</b>	<b>29</b>	<b>30</b>
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	THIRTY
<b>31</b>	<b>32</b>	<b>33</b>	<b>34</b>	<b>35</b>	<b>36</b>	<b>37</b>	<b>38</b>	<b>39</b>	
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	

(6) The prize symbols and prize symbol captions are as follows:

<b>\$5.00</b>	<b>\$10.00</b>	<b>\$20.00</b>	<b>\$25.00</b>	<b>\$40.00</b>	<b>\$50.00</b>
FIVE	TEN	TWENTY	THY FIV	FORTY	FIFTY
<b>\$100</b>	<b>\$200</b>	<b>\$500</b>	<b>\$1,000</b>	<b>\$10,000</b>	<b>LIFE</b>
ONE HUN	TWO HUN	FIVE HUN	ONE THO	TEN THO	\$100K/YR/LIFE

(8) The legends are as follows:

WINNING NUMBERS      YOUR NUMBERS

(9) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to twenty-five sets of matching numbers. The prizes are: \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$200,

\$500, \$1,000, \$10,000 and

**LIFE**  
\$100K/YR/LIFE



(b) A ticket having a "WIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$500.

(c) The winner of a "\$100,000 a year for life" prize may choose one of two payment options for receiving his or her prize. Payment options are "Cash Option" and "Annual Payment." At the time a "\$100,000 a year for life" prize is claimed, the terminal will produce a player claim instructions ticket. The winner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the Cash Option. If a winner does not choose the Cash Option within such time, the Annual Payment option will be applied. Once the winner signs the Winner Claim Form and exercises the winner's chosen option, the election of that option shall be final. Winner Claim Form DOL-173-2, Revised 9/05, and Spanish Winner Claim Form DOL-173-S, Revised 9/05, are incorporated herein by reference and may be obtained from the Florida Lottery, Winner Validation, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

(d) Cash Option prizes will be paid in a single cash payment equal to the amount of cash required to purchase U.S. Government Securities that would fund \$2,000,000 payable over a twenty year period, less applicable federal withholding taxes. This figure will be determined during the week following the date on which the "\$100,000 a year for life" prize is claimed by obtaining quotes from at least two investment sources. The quote costing the least to fund the twenty year payment stream, had the annual payment option been selected, will be the amount of the Cash Option prize.

(e) Annual Payment prizes claimed by an individual will be paid in equal annual installments of \$100,000 for the life of the winner, with a minimum of twenty annual payments, less applicable federal withholding taxes. Annual Payment prizes claimed by a trust, corporation or other legal entity shall consist of twenty annual payments of \$100,000 each, less applicable federal withholding taxes.

(f) Any interest or earnings accruing on a “\$100,000 a year for life” prize prior to the prize payment or purchase of securities, under either the Cash Option or the Annual Payment Option, shall accrue to the State of Florida and not to the winner.

(10) The estimated odds of winning, value and number of prizes in Instant Game Number 636 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 230 POOLS OF 120,000 TICKETS PER POOL
\$5 x 4	\$20	15.00	1,840,000
\$10 x 2	\$20	15.00	1,840,000
\$20	\$20	30.00	920,000
\$10 x 4	\$40	60.00	460,000
(\$10 x 2) + \$20	\$40	60.00	460,000
\$20 x 2	\$40	120.00	230,000
\$5 + \$10 + \$25	\$40	120.00	230,000
\$40	\$40	60.00	460,000
\$25 x 2	\$50	60.00	460,000
\$50	\$50	60.00	460,000
\$5 x 20	\$100	120.00	230,000
\$25 x 4	\$100	200.00	138,000
(\$20 x 3) + \$40	\$100	150.00	184,000
\$20 x 5	\$100	200.00	138,000
\$100	\$100	120.00	230,000
\$20 x 25	\$500	1,200.00	23,000
\$25 x 20	\$500	1,200.00	23,000
\$50 x 10	\$500	2,400.00	11,500
\$100 x 5	\$500	2,400.00	11,500
\$500 (MONEYBAG)	\$500	300.00	92,000
\$40 x 25	\$1,000	20,000.00	1,380
\$100 x 10	\$1,000	20,000.00	1,380
\$200 x 5	\$1,000	30,000.00	920
\$500 x 2	\$1,000	30,000.00	920
\$1,000	\$1,000	30,000.00	920
\$1,000 x 10	\$10,000	40,000.00	690
\$10,000	\$10,000	40,000.00	690
LIFE (\$100,000 a year for LIFE)	Top Prize	3,450,000.00	8

(11) The estimated overall odds of winning some prize in Instant Game Number 636 are 1 in 3.27. 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.

(12) For reorders of Instant Game Number 636, the estimated odds of winning, value and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing a LUCKY FOR LIFE lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(14) Payment of prizes for LUCKY FOR LIFE 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.

Specific 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 1-20-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: January 20, 2006

**DEPARTMENT OF THE LOTTERY**

RULE TITLE: Instant Game Number 629, RUBY RED 7s

RULE NO.: 53ER06-3

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 629, “RUBY RED 7s,” 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:

53ER06-3 Instant Game Number 629, RUBY RED 7s.

(1) Name of Game. Instant Game Number 629, “RUBY RED 7s.”

(2) Price. RUBY RED 7s lottery tickets sell for \$2.00 per ticket.

(3) RUBY RED 7s 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 RUBY RED 7s lottery ticket, the ticket must meet the applicable requirements of Rule 53ER05-73, F.A.C.

(4) The black play symbols and play symbol captions are as follows:

<b>1</b> ONE	<b>2</b> THO	<b>3</b> THREE	<b>4</b> FOUR	<b>5</b> FIVE	<b>6</b> SIX
<b>7</b> BKSEV	<b>8</b> EIGHT	<b>9</b> NINE	<b>10</b> TEN	<b>11</b> ELEVN	<b>12</b> THELV
<b>13</b> THRTN	<b>14</b> FORTN	<b>15</b> FIFTN	<b>16</b> SIXTN	<b>18</b> EGHTN	<b>19</b> NINTN
<b>20</b> THENTY					

(5) The red play symbols and play symbol captions are as follows:

<b>1</b> ONE	<b>2</b> THO	<b>3</b> THREE	<b>4</b> FOUR	<b>5</b> FIVE	<b>6</b> SIX
<b>7</b> BKSEV	<b>8</b> EIGHT	<b>9</b> NINE	<b>10</b> TEN	<b>11</b> ELEVN	<b>12</b> THELV
<b>13</b> THRTN	<b>14</b> FORTN	<b>15</b> FIFTN	<b>16</b> SIXTN	<b>18</b> EGHTN	<b>19</b> NINTN
<b>20</b> THENTY					

(6) The prize symbols and prize symbol captions are as follows:

<b>TICKET</b>	<b>\$1.00</b>	<b>\$2.00</b>	<b>\$5.00</b>	<b>\$10.00</b>	<b>\$20.00</b>
TICKET	ONE	THO	FIVE	TEN	THENTY
<b>\$25.00</b>	<b>\$50.00</b>	<b>\$100</b>	<b>\$500</b>	<b>\$1,000</b>	<b>\$10,000</b>
THY FIVE	FIFTY	ONE HUN	FIVE HUN	ONE THO	TEN THO

(7) Determination of Prizewinners.

**7**

(a) A ticket having a black “**7** BKSEV” symbol in the play area shall entitle the claimant to the corresponding prize shown

**7**

for that symbol. A ticket having a red “**7** BKSEV” symbol in the play area shall entitle the claimant to double the corresponding prize shown for that symbol.

(b) The prize amounts are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500, \$1,000 and \$10,000. A claimant who is entitled to a prize of a “TICKET” shall be entitled to a prize of a \$2.00 instant ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a RUBY RED 7s lottery ticket which entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 629 are as follows:

GAME PLAY TICKET	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	1,008,000
\$2 x 2	\$4	25.00	403,200
\$1 + (\$2 x 2)	\$5	37.50	268,800
\$5	\$5	37.50	268,800
\$1 + (\$2 x 2) + \$5	\$10	150.00	67,200
\$5 (RED “7”)	\$10	50.00	201,600
\$10	\$10	150.00	67,200
\$5 x 5	\$25	150.00	67,200
(\$5 x 2) + (\$10 x 4)	\$50	1,200.00	8,400
\$25 (RED “7”)	\$50	600.00	16,800
\$50	\$50	1,200.00	8,400
\$10 x 10	\$100	9,000.00	1,120
\$50 (RED “7”)	\$100	3,600.00	2,800
\$100	\$100	9,000.00	1,120
\$20 x 10	\$200	22,500.00	448
\$500 (RED “7”)	\$1,000	360,000.00	28
\$1,000	\$1,000	1,260,000.00	8
\$1,000 x 10	\$10,000	3,360,000.00	3
\$10,000	\$10,000	3,360,000.00	3

(9) The estimated overall odds of winning some prize in Instant Game Number 629 are 1 in 3.79. 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 629, the estimated odds of winning, value and number of prizes shall be proportionate to the number of tickets reordered.

(11) By purchasing a RUBY RED 7s lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(12) Payment of prizes for RUBY RED 7s 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.

Specific 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 1-20-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: January 20, 2006

**DEPARTMENT OF THE LOTTERY**

RULE TITLE: Payment of Prizes  
 RULE NO.: 53ER06-4

SUMMARY OF THE RULE: This emergency rule replaces Emergency Rule 53ER05-73 and sets forth the procedures that the Florida Lottery shall apply to awarding prizes.

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:

53ER06-4 Payment of Prizes.

(1) Claiming Prizes.

For purposes of this rule, the provisions for claiming a prize as set forth in paragraph 24.115(1)(f), Florida Statutes, will be deemed satisfied upon the claimant meeting the following requirements:

(a) On-line Game Prizes.

1. For on-line game prizes, the claimant must submit the winning on-line ticket for validation at a Lottery office or retailer on or before the 180th day after the winning drawing. Winning on-line tickets submitted to the Lottery by mail for validation must be addressed to the Lottery's prize payment address in an envelope postmarked on or before the 180th day after the winning drawing.

2. If the claimant is not paid at the time of ticket validation, he or she must submit the validated on-line winning ticket for prize payment at a Lottery office on or before the 210th day after the winning drawing. If the claimant chooses to submit the validated on-line winning ticket for prize payment by mail, it must be sent to the Lottery's prize payment address and received by the Lottery on or before the 210th day after the winning drawing.

(b) Instant Game Prizes.

1. For instant game prizes, the claimant must submit the winning instant ticket for validation at a Lottery office or retailer on or before the 60th day after the official end of the game. Winning instant tickets submitted to the Lottery by mail for validation must be addressed to the Lottery's prize payment address in an envelope postmarked on or before the 60th day after the official end of the game.

2. If the claimant is not paid at the time of ticket validation, he or she must submit the validated instant winning ticket for prize payment at a Lottery office on or before the 90th day after the official end of the game. If the claimant chooses to submit the validated instant winning ticket for prize payment by mail, it must be sent to the Lottery's prize payment address and received by the Lottery on or before the 90th day after the official end of the game.

(2) Prize Payment Address. The Lottery's prize payment address is: Florida Lottery, Claims Processing, 250 Marriott Drive, Tallahassee, Florida 32399-9939.

(3) Risk of Mailing Tickets. A person who mails a winning ticket shall bear the risk that the U.S. Postal Service or other carrier may fail to timely postmark or deliver the ticket to the Lottery, or both.

(4) Winning Tickets Submitted to the Address for a Drawing. Winning tickets submitted to the address for a drawing for a game or promotion will not be paid or honored unless selected during the drawing. The time periods provided in subparagraphs (1)(a)1. and 2. and (1)(b)1. and 2. shall also apply to this subsection.

(5) Unclaimed Prizes. If a valid claim is not made for a prize within the applicable time period, or if a claimed ticket is not submitted to the Lottery for prize payment within the applicable time period, the prize shall constitute an unclaimed prize and shall be distributed as required by law. Unclaimed prizes shall not be distributed to other winners within the same prize pool.

(6) Free Ticket Claims – Florida Claimants. A person who submits by mail a lottery ticket that entitles the claimant to a prize of a "ticket" or "free ticket" and whose mailing address is inside the state of Florida will be mailed a prize of a ticket as follows:

(a) If the ticket submitted for payment is an instant lottery ticket, the claimant will receive an instant lottery ticket having the same retail sales price as the instant lottery ticket submitted for prize payment. The free ticket may or may not be from the same instant game in which the prize was won.

(b) If the prize is a free on-line game quick pick ticket, the claimant will receive a free on-line game quick pick ticket, from the same on-line game in which the prize was won, for the next drawing after the ticket is validated; or if the free on-line game ticket is part of an on-line game multi-play ticket, the claimant will receive prize payment in accordance with the provisions of subsection (20) below.

(7) Free Ticket Claims – Claimants Outside Florida. A person who submits by mail a lottery ticket that entitles the claimant to a prize of a "ticket" or "free ticket" and whose mailing address is outside the state of Florida will receive a check in the amount of the retail sales price of the ticket in lieu of an actual ticket.

(8) Advance Play Ticket Claims – Florida Claimants. A claimant who claims a prize through a retailer or the Lottery on a winning advance play lottery ticket before all the drawings on the ticket have occurred will be issued a continuation ticket for the remaining drawings with the same play numbers as the original ticket. The original ticket will be recorded as "paid" in the gaming system and a continuation ticket will automatically be issued for the claimant which shall be the instrument from which claims on remaining drawings are paid.

(9) Advance Play Ticket Claims – Claimants Outside of Florida. If a claimant whose mailing address is outside the state of Florida submits by mail an advance play lottery ticket that has drawings remaining that have not yet occurred, the Lottery will hold the claimant’s advance play ticket until all the drawings have occurred. The Lottery will then validate the advance play ticket and mail the claimant one payment for the total amount of any prizes won. If an out-of-state claimant requests prize payment prior to the date of the last advance play drawing, the Lottery will validate the ticket, mail the claimant payment for the total amount of any prizes won as of the date of ticket validation, and issue and maintain possession of a continuation ticket for the remaining drawings.

(10) On-line Game Ticket Validation.

(a) In order to be a valid on-line winning lottery ticket, the ticket must be identifiable as a Florida Lottery ticket and have either a complete, legible Transaction Serial Number (“TSN”) or a readable bar code. To the extent that a ticket is not identifiable as a Florida Lottery ticket or does not have a TSN or bar code, the ticket will be invalid. The Florida Lottery will not attempt to reconstruct any tickets received in multiple pieces.

(b) The ticket must not be counterfeit in whole or in part.

(c) The TSN of an apparent winning ticket must validate on the Lottery’s gaming system, and must not have been previously paid.

(d) The ticket must pass any additional confidential validation tests determined necessary by the Florida Lottery.

(e) Any ticket not meeting the criteria set forth in paragraphs (10)(a) through (d) above is ineligible for any prize and shall not be paid as a winning ticket. In the event a defective ticket is purchased, the only responsibility or liability of the Florida Lottery shall be the replacement of the defective ticket with an unplayed ticket or tickets of equivalent sales price from a current Florida Lottery game, or refund of the retail sales price.

(11) Instant Game Ticket Validation.

(a) In order to be a valid instant winning lottery ticket, the ticket must be identifiable as a Florida Lottery ticket and have either a complete, legible validation number (sometimes referred to as “Void If Removed Number” or “VIRN”), or a readable bar code. The Florida Lottery will not attempt to reconstruct any tickets received in multiple pieces.

(b) The ticket must not be counterfeit in whole or in part.

(c) The validation elements must not be altered or tampered with in any manner.

(d) The ticket must not appear on any list of omitted ticket stock on file at the Florida Lottery.

(e) The ticket must not have been stolen.

(f) The ticket must have been issued to a retailer by the Florida Lottery in an authorized manner.

(g) The validation number of an apparent winning ticket must validate on the Lottery’s gaming system and must not have been previously paid.

(h) The validation elements of a ticket must not be misprinted or illegible.

(i) The ticket must pass any additional confidential validation tests determined necessary by the Florida Lottery.

(j) Any ticket not meeting the criteria set forth in paragraphs (11)(a) through (i) above is ineligible for any prize and shall not be paid as a winning ticket. In the event a defective ticket is purchased, the only responsibility or liability of the Florida Lottery shall be the replacement of the defective ticket with an unplayed ticket or tickets of equivalent sales price from a current Florida Lottery game, or refund the retail sales price.

(12) Disputes Regarding the Amount or Validity of Ticket.

(a) Players shall be instructed by a retailer or the Lottery to file a claim when any dispute arises between a player and a retailer regarding the amount or validity of an apparent winning ticket or when an apparent winning ticket will not validate using the terminal.

(b) In the event a dispute between the Florida Lottery and a ticket bearer occurs as to whether a ticket is a valid winning ticket, or as to the prize amount of a valid winning ticket, the decision of the Florida Lottery shall be final. If the prize is not paid on a disputed ticket and the basis for the dispute is attributable to the Florida Lottery or its ticket vendor, the Florida Lottery will replace the disputed ticket with an unplayed ticket from the same game or with a ticket from another game of equivalent sales price. This shall be the sole and exclusive remedy of the bearer of the ticket.

(13) Winning Tickets Valued at Less than \$600.

Payment of any winning ticket valued at less than \$600 that is submitted to a Lottery retailer, Lottery district office or Lottery Headquarters shall be made to the claimant upon successful ticket validation. Upon request by the Lottery, the claimant shall file a Winner Claim Form in accordance with the provisions set forth in paragraph (14)(c) below.

(a) Payment by Retailers.

1. Winning tickets of \$50 or less that are submitted to a retailer shall be paid in cash by the retailer unless:

a. It is impossible or impracticable to do so due to a company or store policy which, for safety or security reasons, limits the amount of cash available to the clerk; or

b. It is impossible or impracticable to do so due to an applicable local government ordinance that limits the amount of cash available to the clerk.

2. Winning tickets with a value greater than \$50 but less than \$600 that are submitted to a retailer shall be paid by cash, check, or money order.

3. No charge or fee shall be imposed by a retailer on a player for paying a winning ticket. This prohibition includes charging a fee for a money order issued to the player in payment of a prize when that is the only method of prize payment made available by the retailer.

(b) Payment by the Florida Lottery.

1. Winning tickets of \$100 or less that are presented to a Lottery district office will be paid by cash, check or issued lottery tickets at the claimant's option.

2. Winning tickets with a value greater than \$100 but less than \$600 that are submitted to a Lottery district office shall be paid by check and/or issued lottery tickets, or paid a maximum of \$100 in cash and the balance of the prize in issued lottery tickets at the claimant's option.

3. Lottery district offices will not pay prizes less than \$600 by a combination of cash and check.

4. Winning tickets of less than \$600 that are submitted to Lottery Headquarters for payment shall be paid by check.

5. A player who submits a winning ticket of less than \$600 in person to a Lottery district office for payment by check shall be required to present one form of identification from the list in subsection (15). The identification is required to ensure proper check distribution.

6. Winning tickets of less than \$600 shall be subject to and paid in accordance with subsections (16), (17), (18) and (19) below.

(14) Winning Tickets Valued at \$600 or Greater.

(a) Payment of winning tickets valued at \$600 or greater shall be made only by a Lottery office. Payment of winning tickets valued at \$600 or greater cannot be made by a retailer.

(b) A player may submit a winning ticket valued at \$600 or greater to any Lottery retailer or Lottery office for ticket validation. If a winning ticket valued at \$600 or greater is validated at a retailer location, the player shall retain the original ticket and any player claim instructions ticket produced by the retailer terminal to submit with his or her claim to a Lottery office for prize payment processing. If the winning ticket produces a continuation ticket for future drawings, the player shall also retain the continuation ticket in addition to the original ticket and player claim instructions ticket.

(c) After successful validation of a winning ticket, the player shall file a claim by submitting to the Lottery a completed Winner Claim Form DOL 173-2, revised 9/05, or Spanish Winner Claim Form DOL 173-S, revised 9/05, and a completed Internal Revenue Service Form W-9, *Request for Taxpayer Identification Number and Certification*, revised 01/05, along with the ticket(s) as set forth in subsection (18) and the identification described in subsection (15) below. The Winner Claim Forms are incorporated herein by reference and may be obtained at any Lottery office or retailer, from the Florida Lottery's website at [www.flalottery.com](http://www.flalottery.com), or by writing the Florida Lottery, Public Information, 250 Marriott Drive,

Tallahassee, Florida 32399-4016. The Internal Revenue Service Form W-9 is incorporated herein by reference and may be obtained at any Lottery office, from the Florida Lottery's website at [www.flalottery.com](http://www.flalottery.com), by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or from the Internal Revenue Service. Claims may be submitted in person to any Lottery district office or to Lottery Headquarters, or submitted by mail to Florida Lottery, Claims Processing, 250 Marriott Drive, Tallahassee, Florida 32399-9939.

(d) Winning tickets valued at \$600 through \$250,000 that are submitted to a Lottery district office shall be paid by check and in accordance with subsections (16), (17), (18) and (19) below. Winning tickets valued at greater than \$250,000 must be presented at Lottery Headquarters for payment.

(e) Winning tickets valued at \$600 or more that are submitted to Lottery Headquarters shall be paid as follows and in accordance with subsections (16), (17), (18) and (19) below:

1. If the prize value is \$600 through \$100,000, payment shall be made by check.

2. If the prize value is greater than \$100,000 or is a prize for which there is a lump-sum option, payment shall be made by check or wire transfer at the claimant's option.

(15) Presentation of Identification.

(a) The claimant of a prize valued at \$600 or more will be required to present identification as detailed below. The Lottery shall be permitted to make a photocopy of such identification for its records. The name on the identification presented to the Lottery must match the name on the back of the winning ticket, unless the name on the back of the winning ticket is that of a legal entity. In such case, an authorized agent of that legal entity and all shareholders, partners, beneficiaries, or other persons ultimately entitled to receive a portion of the legal entity's Lottery winnings shall submit a photocopy of required identification as detailed below. The Lottery reserves the right to require proof of authenticity for such photocopies. If the name on the back of the ticket and the identification presented do not match, the Lottery may request another form of identification listed below or request additional information to use in making its payment determination.

(b) For prizes valued at \$600 or more, one form of identification is required that is current or was issued within the past five years and bears a serial or other identifying number. Acceptable forms of identification include the following:

1. A Florida identification card or driver's license issued by the public agency authorized to issue driver's licenses;

2. A passport issued by the Department of State of the United States;

3. A passport issued by a foreign government if the document is stamped by the United States Bureau of Citizenship and Immigration Services;

4. A driver's license or an identification card issued by a public agency authorized to issue driver's licenses in a state other than Florida, a territory of the United States, or Canada or Mexico;

5. An identification card issued by any branch of the armed forces of the United States; or

6. An identification card issued by the United States Bureau of Citizenship and Immigration Services; or

7. Another form of identification authorized for use by notaries public in Chapter 117, Florida Statutes.

(c) If a claimant is unable to produce one of the acceptable forms of identification identified in paragraph (b) above, the Lottery will accept as satisfactory evidence of the claimant's identity a completed Affidavit to Establish Identity, DOL-468, effective 01/06. The Affidavit to Establish Identity is incorporated herein by reference and may be obtained at any Lottery office or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016.

(d) A photocopy of required identification shall accompany claims valued at \$600 or greater that are submitted by mail. The Lottery reserves the right to require proof of authenticity for such photocopies.

(16) Payment to One Person or Entity.

Regardless of how many persons or entities claim an ownership interest in a winning ticket, payment will be made to only one person or entity. For prizes valued at \$600 or more, a winner may submit an Internal Revenue Service Form 5754, *Statement by Person(s) Receiving Gambling Winnings* (Rev. August 2005), if more than one person is entitled to the prize winnings. The form must be presented to the Lottery along with the Winner Claim form prior to ticket validation. The Internal Revenue Service Form 5754 is incorporated by reference and may be obtained at any Lottery office, by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or from the Internal Revenue Service.

(17) Federal Withholding Taxes.

Federal withholding taxes shall be applied to prizes in accordance with the Internal Revenue Code and Code of Federal Regulations.

(18) Ticket Submission and Payment.

In accordance with the applicable provisions of subsections (13), (14) and (20) a claimant must submit an original winning ticket or an original continuation ticket, if issued, to the Lottery or to a retailer to claim a prize. In the event an original winning ticket or an original continuation ticket is not available for submission, a claimant must submit an original player claim instructions ticket produced from validation of an original winning ticket or original continuation ticket to the Lottery to claim a prize.

(a) If a claimant submits an original winning ticket or an original continuation ticket and an original player claim instructions ticket produced from an original winning ticket or from an original continuation ticket, payment will be made in accordance with subsections (16), (17) and (18).

(b) If a claimant submits only an original winning ticket or an original continuation ticket, the ticket will be validated and payment will be made in accordance with subsections (16), (17) and (18).

(c) If a claimant submits only an original player claim instructions ticket, the player claim instructions ticket will be validated and payment will be made in accordance with subsections (16), (17) and (18) and as follows:

1. For on-line prizes, if the absence of the original ticket is determined to the Lottery's satisfaction to be attributable to actions of a retailer, payment will be made following expiration of 30 days after the date the player claim instructions ticket is submitted for prize payment, or following expiration of 210 days after the winning draw date, whichever date occurs sooner.

2. For instant prizes, if the absence of the original ticket is determined to the Lottery's satisfaction to be attributable to actions of a retailer, payment will be made following expiration of 30 days after the date the player claim instructions ticket is submitted for prize payment, or following expiration of 90 days after the official end of the game, whichever date occurs sooner.

3. If the absence of an original ticket is attributable to any reason other than the actions of a retailer, payment will be made as follows:

a. For winning on-line tickets, payment will be made following expiration of 210 days after the winning draw date, provided that payment for the original winning ticket is not made before the expiration of 210 days.

b. For winning instant tickets, payment for prizes valued at \$600 through \$1,000 will be made following expiration of 180 days from the date the claim was filed or following expiration of 90 days after the official end of the game, whichever occurs sooner, provided that payment for the original winning ticket is not made before expiration of the 180-day or 90-day time period, whichever is applicable. Payment for prizes greater than \$1,000 will be made following expiration of 90 days after the official end of the game, provided payment for the original winning ticket is not made before expiration of the 90-day time period.

4. If the original winning ticket or original continuation ticket is submitted prior to expiration of the time periods set forth in subparagraphs (18)(c)1., 2. and 3., an investigation will be conducted to determine to whom payment should be made, if anyone.



(d) If a claimant submits only an original advance play winning ticket that has been recorded as "paid" in the Lottery's gaming system as the result of the issuance of a continuation ticket, an investigation will be conducted and payment will be made as follows:

1. If the investigation concludes to the Lottery's satisfaction that the absence of the continuation ticket is attributable to actions of a retailer, payment will be made following expiration of 30 days after the date the original winning ticket is submitted for prize payment, or following expiration of 210 days after the winning draw date, whichever date occurs sooner, provided that payment for the continuation ticket is not made prior to the expiration time frames set forth above.

2. If the investigation concludes to the Lottery's satisfaction that the absence of the continuation ticket is attributable to any reason other than the actions of a retailer, payment will be made following expiration of 210 days after the winning draw date, provided that payment for the continuation ticket is not made before the expiration of 210 days.

(e) In the event a claim for payment is made without an original ticket, an original continuation ticket, or a player claim instructions ticket, the claim will be denied unless the following occurs:

1. The claimant establishes to the Lottery's satisfaction that the absence of the original ticket, the original continuation ticket, or the player claim instructions ticket is attributable to an act or omission of the Lottery. Acts or omissions of Lottery retailers shall not be considered attributable to the Lottery; and

2. The Lottery determines that the available evidence is sufficient to validate the claim. If the Lottery determines that the provisions set forth in subparagraphs 1. and 2., above, are sufficiently met, payment will be made to the claimant following the expiration of the applicable deadline set forth in subsection (1) for validating and submitting a winning ticket for prize payment.

(19) Determination of Prize Winner.

The person to whom payment will be made for winning tickets submitted to the Lottery shall be determined as follows:

(a) If only one name appears on the back of the ticket, payment will be made to that person or entity.

(b) If the back of a ticket is blank or incomplete, data from the Winner Claim Form, if any, player correspondence, or the mailing envelope, in that order, shall be used to supplement the information.

(c) Instant tickets. If more than one name appears on the back of an instant ticket, payment shall be made to the person whose name appears first on the line designated for the name.

(d) On-line tickets.

1. If one player information section is completely filled out, payment shall be made to the person whose name appears first on the name line in the player information section that is completed.

2. If more than one player information section is completely filled out, payment shall be made to the person whose name appears first on the name line in the player information section nearest the top of the ticket.

3. If no player information section is completely filled out and more than one name appears on the back of the ticket, payment shall be made to the person whose name appears first on the name line in the player information section nearest the top of the ticket in which a name is present.

(e) If the name on the back of a ticket is that of a trust, corporation or other legal entity, payment shall be made to the trust, corporation or other legal entity. For those tickets valued at \$600 or more, no payment shall be made to a legal entity until the Lottery has received a copy of the entity's organizational documents which set forth the names and Social Security numbers of all shareholders, partners, beneficiaries, or other persons ultimately entitled to receive Lottery winnings.

(f) If the back of a ticket valued at \$600 or more is altered, defaced, or contains erasures, correction fluid, overwriting, or obliteration in the line designated for a name, an investigation will be conducted to determine to whom payment should be made, if anyone, in accordance with paragraphs (19)(c), (d) and (e) above. If the ticket is valued at less than \$600, payment will be made to the person submitting the ticket for payment.

(g) If the Lottery is presented with undisputed information that payment of a prize as provided in paragraphs (19)(a) through (e) would result in payment to a person or entity who has no claim to the ticket, the Lottery will make payment to the person or entity it determines to be the rightful claimant based upon the undisputed information submitted to the Lottery.

(h) If the Lottery receives notification of a dispute of ownership of a specific ticket prior to prize payment, an investigation will be conducted to determine to whom payment should be made, if anyone.

(i) Any claimant of a prize of \$600 or more, and any person whose name appears on an Internal Revenue Service Form 5754 filed by a claimant and whose portion of the prize is \$600 or more, will be compared to the State Owed Debt system. All persons ultimately entitled to receive Florida Lottery winnings from a claim valued at \$600 or more filed by a legal entity, other than a corporation whose shares are publicly traded, will be compared to the State Owed Debt system. If such claimant or other person is identified as owing an outstanding debt to a state agency or owing child support collected through a court or spousal support or alimony as provided in subsection 24.115(4), Florida Statutes, following deduction of federal tax withholding, the remaining prize amount will be allocated as follows:

1. If the debt is owed by the claimant and an Internal Revenue Service Form 5754 is not filed at the time the claim is submitted, an amount sufficient to cover the amount owed, up to the total remaining prize amount, will be transferred to the state agency owed the debt. Any monies remaining after federal tax withholding and after collection of the debt will be paid to the claimant.

2. If the debt is of a claimant who submits an Internal Revenue Service Form 5754 at the time of filing the claim, or of a person whose name appears on an Internal Revenue Service Form 5754 or who is entitled to receive Lottery winnings claimed by a legal entity, an amount sufficient to cover the claimant's or other person's debt, but not to exceed his or her percentage interest in the prize or entity, will be transferred to the state agency owed the debt. The monies remaining will be paid to the claimant on the ticket.

(20) Payment of On-line Game Multi-play Tickets Including a Cash Prize and a Free Quick Pick Ticket Prize. Additional payment provisions applicable only to winning on-line game multi-play tickets (tickets with more than one panel played for a single draw date) that include a cash prize and a prize of a free quick pick ticket are as follows:

(a) A \$1.00 value for each free quick pick ticket on a multi-play ticket shall be included in the total prize value of the ticket.

(b) On-line game multi-play tickets with a total prize value less than \$600 shall be paid by Lottery retailers or a Lottery office upon successful ticket validation. The claimant shall be paid the cash amount of the prize and given a ticket with one free quick pick play for the same on-line game in which the prize was won, for the next available drawing for each free quick pick ticket prize.

(c) On-line game multi-play tickets with a total prize value of \$600 or more shall be claimed at a Lottery office. Retailer locations cannot print free quick pick tickets that are part of a claim with a total value of \$600 or more.

1. If the claim is submitted to a Lottery office in person and the on-line game multi-play ticket is successfully validated, the Lottery will pay the claimant the cash prize and give the claimant a ticket with one free quick pick play, for the same on-line game in which the prize was won, for the next available drawing for each free quick pick ticket prize.

2. If the claim is submitted by mail to a Lottery office and the on-line game multi-play ticket is successfully validated, the Lottery will pay the cash prize and, if the claimant's address is in Florida, print a ticket with one free quick pick play for the next available drawing of the same on-line game in which the prize was won for each free quick pick ticket prize. The payment and the free ticket shall be mailed to the claimant by the Lottery, except as set forth in subsection (7) above. A free ticket shall be mailed prior to the drawing applicable to that ticket.

3. If the claimant is identified as owing an outstanding debt as set forth in paragraph (19)(i), in an amount less than the cash portion of the prize net of any federal income tax withholding, the non-cash portion of the prize and the amount owed to the claimant after his or her debt is satisfied and taxes have been withheld shall be awarded. If the claimant is identified as owing an outstanding debt in an amount greater than the cash portion of the prize net of any federal income tax withholding, the cash portion of the prize remaining after taxes have been withheld will be applied toward the outstanding debt as provided in Section 24.115(4), Florida Statutes, and the claimant will receive the remaining non-cash portion of the prize.

(21) Canceled and Previously Paid Tickets. No payment shall be made upon a ticket submitted for payment that is reflected in the Lottery's records as having been canceled or previously paid.

(22) Disclosure of Source of Ticket. The Lottery reserves the right to require the claimant of any winning ticket to disclose the source of the ticket.

(23) Final Payment Decision. The Lottery's decision and judgments in respect to the determination of a winning ticket or of any other dispute arising from payment or awarding of prizes shall be final and binding upon all participants in the lottery unless otherwise provided by law or these rules. In the event a question arises relative to a winning ticket, or the payment or awarding of any prize, the Lottery is authorized to:

(a) Deposit the prize winnings into an escrow fund until the dispute is resolved; or

(b) Petition a court of competent jurisdiction for instructions and a resolution of the controversy.

(24) All tickets and claim forms presented to the Florida Lottery shall become the property of the Florida Lottery.

(25) Information for claiming a prize can be obtained by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or by calling (850)487-7777.

(26) Payment of winning tickets is subject to all other applicable statutes and rules.

(27) This emergency rule replaces Emergency Rule 53ER05-73, Florida Administrative Code.

Specific Authority 24.105(9)(e), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(e), 24.115(1),(4) FS. History--New 1-20-06. Replaces 53ER05-73, F.A.C.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: January 20, 2006

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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

**DEPARTMENT OF EDUCATION**

The Commission for Independent Education hereby gives notice that it has received a petition, filed on January 3, 2006, from Florida School of Holistic Bodywork, Inc., License # 3071, seeking a waiver or variance of subsection 6E-2.004(6), F.A.C., with respect to the Commission's requirement to submit a financial review.

Comments on this petition should be filed with the Commission for Independent Education, 325 W. Gaines St., Suite 1414, Tallahassee, Florida 32399, within 14 days of publication of this notice.

For a copy of the petition, contact: Samuel L. Ferguson, Executive Director, at above address or telephone (850)245-3200.

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN that the Department of Community Affairs received a Petition for Waiver on January 23, 2006, from the City of Crystal River. The petitioner seeks a waiver of subsection 9B-43.004(6), F.A.C., with respect to the submission of a Community Development Block Grant Economic Development application for subgrant funding and whether a previous CDBG subgrant of the City of Crystal River is "on schedule." This petition for waiver is being applied for under Section 120.542, F.S.

A copy of the Petition, which has been assigned the number DCA06-WAI-017, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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

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

**WATER MANAGEMENT DISTRICTS**

The St. Johns River Water Management District hereby gives notice that it received a petition for variance on January 19, 2006 from Gulfstream Partners, Inc. Pursuant to Section 120.542, F.S., Gulfstream Partners, Inc. is seeking a variance from paragraph 40C-4.301(1)(k) and subparagraph 40C-41.063(1)(c)1., F.A.C., and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005) (A.H.), with respect to Environmental Resource Permit (ERP) Application 4-009-24098-4. The permit applicant is proposing to construct a residential development project, to be known as Malabar Lakes West, in Brevard County. Subparagraph 40C-41.063(1)(c)1., F.A.C., and Section 11.1.3, A.H., prohibit the construction, operation, and maintenance of a surface water management system in the Upper St. Johns River Hydrologic Basin that results in an increase in the amount of water being diverted from the Basin to coastal receiving waters. Paragraph 40C-4.301(1)(k), F.A.C., requires permit applicants for an ERP to comply with any applicable special basin criteria established in Chapter 40C-41, F.A.C. These rules are intended to protect the water resources of the State by limiting discharges of fresh water to estuarine waters and curtailing interbasin diversion.

Comments on this petition should be filed with Sandy Bertram, District Clerk, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, within 14 days of publication of this notice. The petition has been assigned F.O.R. Number 2006-14.

For a copy of the petition or additional information, contact: Veronika Thiebach, Senior Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, (386)329-4488.

The St. Johns River Water Management District hereby gives notice that it received a petition for variance on January 19, 2006 from Mercedes Homes, Inc. Pursuant to Section 120.542, Florida Statutes, Mercedes Homes, Inc. is seeking a variance from subparagraph 40C-41.063(1)(c)1., F.A.C., paragraph 40C-4.301(1)(k), F.A.C., and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005) (A.H.), with respect to Environmental Resource Permit (ERP) Application 4-009-96253-1. The permit applicant is proposing to construct a residential development project, known as Sawgrass Preserve in Brevard County. Subparagraph 40C-41.063(1)(c)1., F.A.C., and Section 11.1.3, A.H., prohibit the construction, operation, and maintenance of a surface water management system in the Upper St. Johns River Hydrologic Basin that results in an increase in the amount of water being diverted from the Basin to coastal receiving waters. Paragraph 40C-4.301(1)(k), F.A.C., requires permit applicants for an ERP to comply with any applicable special basin criteria established in Chapter

40C-41, F.A.C. These rules are intended to protect the water resources of the State by limiting discharges of fresh water to estuarine waters and curtailing interbasin diversion.

Comments on this petition should be filed with Sandy Bertram, District Clerk, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, within 14 days of publication of this notice. The petition has been assigned F.O.R. Number 2006-15.

For a copy of the petition or additional information, contact: Veronika Thiebach, Senior Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, (386)329-4488.

The St. Johns River Water Management District (SJRWMD) Governing Board hereby gives notice that on January 11, 2006, it issued a Final Order Granting Variance under Section 120.542, F.S. (SJRWMD FOR# 2005-129), to Mercedes Homes, Inc. (Petitioner). The Petition for Variance was received by SJRWMD on October 28, 2005. Notice of receipt of the petition requesting the variance was published in the Florida Administrative Weekly, Vol. 31, No. 45 on November 10, 2005. No public comment was received. This order provides a temporary variance from subparagraph 40C-41.063(1)(c)1., F.A.C., and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005). These rules provide in pertinent part that a surface water management system may not result in an increase in the amount of water being diverted from the Upper St. Johns River Hydrologic Basin to intercoastal receiving waters. Generally, the Order sets forth the basis of the Governing Board's decision to grant the variance as follows: 1) requiring Petitioner to comply with these rules onsite would create a technological hardship and 2) Petitioner's financial contribution to the C-1 Rediversion Project will accomplish the purpose of Chapter 373, F.S., to prevent harm to the water resources by facilitating this project's implementation. The C-1 Rediversion Project is a restoration project designed to allow water that would be diverted from the St. Johns River to coastal receiving waters by the Melbourne Tillman Water Control District canal system to drain once again to the St. Johns River.

A copy of the order may be obtained by contacting: Veronika Thiebach, Senior Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, (386)329-4488.

The St. Johns River Water Management District (District) announces its intent to grant a variance from the provisions of paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005), including Sections 10.1.1(c), 12.1.1(d), and 12.2.5(a) and (c), to Brevard County Board of County Commissioners, for work related to a proposed observation pier at a Brevard County park to be known as "Magnolia Bay Condominiums Off-site Brevard County Park" in Brevard County. These rules are designed to protect Class II and shellfish harvesting waters and require permit applicants to comply with additional criteria when the proposed work is located in, adjacent to, or in close proximity to Class II waters. The petitioner is seeking a variance pursuant to Section 373.414(17), F.S., in conjunction with Environmental Resource Permit Application 4-009-95312-2. The petitioner seeks the variance to construct an observation pier that will not extend further than 15-foot waterward of the ordinary water line of the Banana River. The work is proposed to occur directly in portions of the Banana River that are Class II waters classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting. Notice of receipt of the petition for variance was published in the Florida Administrative Weekly on August 23, 2005. The District's Governing Board is scheduled to take final action on the petition for variance and the related permit application at its meeting on February 7, 2006.

A person whose substantial interests are or may be determined by the District's proposed decision has the right to request an administrative hearing by filing a written petition with the District. Mediation is not available. Pursuant to Chapter 28-106 and Rule 40C-1.1007, F.A.C., and Section 403.201, F.S., the petition must be filed (received) by hand delivery or mail with the District Clerk at District Headquarters, 4049 Reid St., Palatka, FL 32177, or by e-mail with the District Clerk at Clerk@sjrwmd.com, within fourteen (14) days of the District depositing notice of its decision in the mail (for those persons to whom the District sends actual notice) or within fourteen (14) days of newspaper publication of the notice of District decision (for those persons to whom the District does not send actual notice). A petition for an administrative hearing is deemed filed upon receipt of the petition by the District Clerk at the District Headquarters. Receipt by the District Clerk after 5:00 p.m. shall be considered filed as of 8:00 a.m. on the next regular business day. The District's acceptance of petitions filed by e-mail is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation, which is available at [www.sjrwmd.com](http://www.sjrwmd.com) or upon request to the District Clerk. The District does not accept petitions by facsimile. Petitions must comply with Sections

120.54(5)(b)4. and 120.569(2)(c), F.S., and Chapter 28-106, F.A.C. The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, F.S., and Chapter 28-106, F.A.C., and Rule 40C-1.1007, F.A.C.

If the Governing Board takes action which substantially differs from the notice of District intended action, persons who may be substantially affected have an additional 14 days from the date of receipt of notice of said action to request an administrative hearing, but the request for administrative hearing shall only address the substantial deviation.

Pursuant to Section 120.68, F.S., a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District and is filed by the District Clerk.

A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, F.S., may seek review of the order pursuant to Section 373.114, F.S., by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy on the Department of Environmental Protection and any person named in the order within 20 days of the rendering of the District order. Review by the Florida Land and Water Adjudicatory Commission is not available for final orders resulting from an evidentiary hearing held under Sections 120.569 and 120.57, F.S., or for rules adopted after issuance of a final order resulting from an evidentiary hearing under Section 120.56, F.S.

Failure to observe the relevant time frames for filing a petition will result in waiver of that right to review.

The petition for variance (F.O.R. 2005-41) and permit application files are available for public inspection during normal business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday, except legal holidays, at St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177. Request for copies or inspection of these files should be made to Patrick W. Krechowski, Assistant General Counsel, Office of General Counsel, at the address above, or by telephone at (386)312-2347.

NOTICE IS HEREBY GIVEN that on January 17, 2006, South Florida Water Management District (District) received a petition for waiver from Andres Garganta, Consul-Tech Transportation, Inc. authorized agent of Miami-Dade Expressway Authority, Application No. 05-1108-1, for utilization of Works or Lands of the District known as the C-100 Canal, Miami-Dade County, for bridge widening of SR 874 crossing C-100, Section 5, Township 55 South, Range 40 East. The petition seeks relief from paragraph 40E-6.221(2)(j), F.A.C., which governs the minimum low member elevation of pile-supported facilities within Works or Lands of the District. A copy of the petition may be obtained from: Kathie Ruff, (561)682-6320, e-mail: kruff@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

NOTICE IS HEREBY GIVEN that on January 23, 2006, South Florida Water Management District (District) received a petition for waiver from Stephen Preusse, Application No. 05-1014-1, for utilization of Works or Lands of the District known as the Hillsboro Canal, Palm Beach County for existing palm trees within 40' feet of the top of bank within the north right of way of the Hillsboro Canal at the rear of 1170 S. W. 21st Lane, Section 36, Township 47 South, Range 42 East. The petition seeks relief from subsections 40E-6.011(4) & (6), F.A.C., which governs the placement of permanent and/or semi-permanent above-ground facilities within 40 feet of the top of the canal bank within Works or Lands of the District.

A copy of the petition may be obtained from: Kathie Ruff, (561)682-6320, e-mail: kruff@sfwmd.gov.

The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that on January 12, 2006, Bureau of Elevator Safety received a Petition for Emergency Variance from Rule 2000.7a, ASME A18.1, 2000 edition, as adopted by Rule 61C-5.001, F.A.C., limiting travel to 12 feet. The petition was received from Jeanne Martin of Accessibility Lifts, Inc. on behalf of Native Sun Natural Foods (Petition VW 2006-005).

A copy of the Petition can be obtained from: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Bureau of Elevator Safety 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.

NOTICE IS HEREBY GIVEN that on January 12, 2006, Bureau of Elevator Safety received a Petition for Emergency Variance from Rule 2000.7a, ASME A18.1, 2000 edition, as adopted by Rule 61C-5.001, F.A.C., limiting travel to 12 feet. The petition was received from Jeanne Martin of Accessibility Lifts, Inc. on behalf of Windoor Incorporated Tract (Petition VW 2006-006).

A copy of the Petition can be obtained from: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Bureau of Elevator Safety 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.

NOTICE IS HEREBY GIVEN that on January 17, 2006, the Bureau of Elevator Safety received a Petition for Variance from ASME A.17.1, Sections 2.1.3.1, and 2.7.6 and, ASME A17.2, Section 2.29.2, as adopted by Rule 61C-5.001, F.A.C., which prohibit the locating the elevator motor in the hoistway, require hands-on access to the governor and convenient, direct line-of-sight visual contact with the drive sheave. The petition was received from Steve Powell of KONE Inc, requesting a variance to allow the installation of MonoSpace® elevator systems in the following location: The Hammocks at Cape Haze (Petition VW 2006-007).

A copy of the Petition can be obtained from: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Bureau of Elevator Safety 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.

NOTICE IS HEREBY GIVEN that on January 23, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), F.A.C., from Mia Savannah's Catering Cafe located in Jacksonville. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... They are requesting a variance to be excluded from the requirement to have a public restroom since the establishment will be delivery and catering only.

A copy of the Petition can be obtained from: Rhonda Steele, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

The Division of Hotels and Restaurants 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.

NOTICE IS HEREBY GIVEN that on January 4, 2006, the Division of Hotels and Restaurants received a Petition for Routine Variance for subsection 61C-4.010(7), F.A.C., from A & D Manila Bakery located in Jacksonville. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... They are requesting a variance to not add a bathroom facility for customer use. This variance request was approved January 23, 2006 and is contingent upon Petitioner notifying guests to the location of the public bathroom facilities by directional signage, ensuring the bathroom inside of Country Day Cleaners is functional, has running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed ten (10), as stipulated by Rule, which includes inside and any outside seating. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

NOTICE IS HEREBY GIVEN that on January 11, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), F.A.C., from Vito's Gourmet Pizza located in Fort Lauderdale. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... They are requesting a variance to add an additional twenty-one (21) seats for a total of thirty-one (31) seats which exceeds the seating capacity with only one accessible bathroom facility accessible to customers. This variance request was approved January 23, 2006 and is contingent upon Petitioner ensuring the public restroom inside of Vito's Gourmet Pizza is functional, has hot and cold running water at all times,

provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed thirty-one (31) which includes inside and outside seating. All proviso and plan review deficiencies must be corrected prior to licensing. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

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NOTICE IS HEREBY GIVEN that on October 18, 2005 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.0101(1) and 61C-4.010(6), F.A.C., from Cuisine Bon Berger Restaurant. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the 2001 FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle. This variance request was approved January 23, 2006 and is contingent upon Petitioner's use of open-air steam table if properly covered and air curtain is operating properly-according to manufacturer's specifications and Section 6-202-15(D)(2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per the 2001 FDA Food Code section 3-403.11; and potentially hazardous food is held at proper temperatures according the 2001 FDA Food Code section 3-501.16. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the 2001 FDA Food Code section 2-201 are to be followed. Petitioner shall also use a potable water tank and utilize a wastewater holding tank that is at least 15% larger than the potable water holding tank; and sloped to a drain that is 1 inch in inner diameter or greater, equipped with a shut-off valve. Petitioner must also adhere strictly to the following operating procedures: Supply for potable water tank must be from an approved source with written documentation provided; sanitize the fresh water tank at least once every 24 hours; sanitize the wastewater holding tank by pouring 1/4 cup of bleach or other approved sanitizer in the sink drain. Copies of variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, F.S.

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NOTICE IS HEREBY GIVEN that on January 19, 2006 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-4.0161(2)(c) and subsections 61C-4.0161(4),(5), F.A.C., from Florida Auto Auction of Orlando located in Ocoee. The above referenced F.A.C. addresses self-sufficient mobile food dispensing vehicles and their operation. They are requesting a temporary variance to operate a mobile unit(s) with direct connection to the City of Ocoee for water and sewage disposal until the permanent structure is constructed.

A copy of the Petition can be obtained from: Rhonda Steele, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

The Division of Hotels and Restaurants 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.

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The Board of Professional Engineers hereby gives notice that it has received a Petition for Variance or Waiver filed on January 19, 2006 on behalf of Jacob Kaye, a licensed Professional Engineer in the State of Ohio. Pursuant to Chapter 28-104, F.A.C., and Section 120.542, F.S., Petitioner seeks a waiver of the provisions of subsection 61G15-20.007(4), F.A.C., which is entitled "Foreign Degrees." Specifically, the Petitioner requests a waiver of this rule to the effect that his engineering degree obtained in Russia during the Soviet era, although incapable of evaluation by the required evaluation service due to unavailability of required documents from said Soviet era, be accepted by the Board for reasons set forth in the petition.

Copies of the petition may be obtained by writing: Paul Martin, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301.

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#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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#### **DEPARTMENT OF HEALTH**

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Emergency Waiver or Variance filed by Edgar B. Rodas, M.D., seeking a waiver or variance from Rule 64B8-5.001, F.A.C., with regard to the passing score for the United States Medical Licensing Examination (USMLE). The Petition was filed on October 14, 2005, and the Notice was

published in Vol. 31, No. 44, of the November 4, 2005, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting on November 2, 2005, and deemed the Petition not to be an emergency. The Board, therefore, considered the Petition at its telephone conference meeting held on January 4, 2006. The Board voted to deny the Petition for the following reasons: the Petitioner failed to demonstrate that he meets the purpose of the underlying statute or that there was sufficient evidence to support an emergency. The Board's Order denying the Petition was filed on January 18, 2006.

A copy of the Board's Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

NOTICE IS HEREBY GIVEN THAT ON January 24, 2006, the Office of School Psychology received a Petition for Variance from Rule 64B21-500.05, F.A.C., from Alexis H. Spano. The Petition requests a Variance from the rule that requires 1.5 contact hours per week of supervision during the two years of supervised experience.

Comments on this Petition should be filed with: Allen Hall, Program Operations Administrator, Office of School Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, FL 32399-3255.

For a copy of the petition or information regarding the consideration of the Petition, contact: Allen Hall, Program Operations Administrator, Office of School Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, FL 32399-3255.

**FLORIDA HOUSING FINANCE CORPORATION**

NOTICE IS HEREBY GIVEN that on January 20, 2006, Florida Housing Finance Corporation received a Petition for Waiver of Rule (9I-35.006, Florida Administrative Code, from Affordable Housing Solutions for Florida, Inc. ("Petition"). The Petition is seeking a variance from the rule which requires audited financial statements by a certified public accountant.

A copy of the Petition can be obtained from: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

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 LEGAL AFFAIRS**

The Florida **Commission on the Status of Women** announces conference calls to which all persons are invited.

COMMITTEE: Annual Report Committee

DATE AND TIME: February 8, 2006, 10:00 a.m.

COMMITTEE: Finance and Budget Committee

DATE AND TIME: February 9, 2006, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

Note: If a quorum of members does not attend, items on this agenda will be discussed as a workshop by those present, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

If you need an accommodation because of disability in order to participate, please notify: FCSW, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The Florida **Commission on the Status of Women** will hold telephone conference calls to which all persons are invited.

COMMITTEE: Legislative Committee

DATE AND TIME: February 14, 2006, 10:00 a.m.

COMMITTEE: Awards and Recognition Committee

DATE AND TIME: February 14, 2006, 11:00 a.m.

COMMITTEE: WHOF Committee

DATE AND TIME: February 15, 2006, 10:00 a.m.

COMMITTEE: Executive Committee

DATE AND TIME: February 16, 2006, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

Note: If a quorum of members does not attend, items on this agenda will be discussed as a workshop by those present, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

If you need an accommodation because of disability in order to participate, please notify FCSW, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.



**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The **Florida Agriculture in the Classroom, Inc.**, Board of Directors will meet for a quarterly board meeting.

DATE AND TIME: Tuesday, February 14, 2006, 12:00 Noon

PLACE: Hillsborough County Farm Bureau, 100 S. Mulrennan Road, Valrico, FL 33594

The Florida **Department of Agriculture and Consumer Services** announces the following monthly public meeting of the Pesticide Registration Evaluation Committee to which all interested persons are invited.

DATE AND TIME: March 2, 2006, 9:00 a.m.

PLACE: Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Bldg. 6, Rm. 606, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

CONTACT: Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Bldg. 6, Rm. 601, Tallahassee, Florida 32399-1650, (850)487-2130.

A copy of the meeting agenda may be obtained by contacting: Pesticide Registration Section, (850)487-2130, PREC Website: <http://www.flaes.org/pesticide/pesticideregistration.html>.

The Florida **Department of Agriculture and Consumer Services** announces the meeting of the Florida Tropical Fruit Advisory Council to which all interested persons are invited.

DATE AND TIME: Thursday, February 16, 2006, 10:00 a.m.

PLACE: Miami-Dade Extension Office, 18710 S. W. 288 Street, Homestead, FL 33030

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting.

The purpose of this meeting is to conduct the general business of the Florida Tropical Fruit Advisory Council.

For additional information or if you need special accommodations, call: Sonia Baquero, (305)401-1502.

The Florida **Department of Agriculture and Consumer Services, Division of Food Safety** will conduct a public meeting of the Florida Food Safety and Food Security Advisory Council to which all interested persons are invited.

DATE AND TIME: February 22, 2006, 1:00 p.m.

PLACE: Florida Department of Agriculture and Consumer Services, Conner Complex, George Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, Florida, (850)488-0295

GENERAL SUBJECT MATTER TO BE ADDRESSED: Organizational meeting, discussion of revision of operational guidelines. Presentations: "Influenza and the Possible Effects on Food Delivery Systems," and "Industry Comments on Infectious Disease and Food Delivery."

THE PERSON TO BE CONTACTED REGARDING THIS MEETING IS: Dr. Marion F. Aller, Director, Division of Food Safety, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-0295.

An agenda of the meeting is available at no charge from the contact person listed above.

**DEPARTMENT OF EDUCATION**

The **Articulation Coordinating Committee** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, February 22, 2006, 1:00 p.m. – 4:00 p.m.

PLACE: Room 1721/25, Turlington Building, 325 West Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Articulation issues regarding secondary and postsecondary education.

A copy of the items to be addressed may be obtained by contacting: Office of Articulation, Florida Department of Education, Room 1401, Turlington Building, Tallahassee, Florida 32399-0400, (850)245-0427, Suncom 205-0427.

Any person requiring special accommodations due to a disability or physical impairment should contact the agency by calling Dr. Pamela Kerouac, (850)245-0427, at least five days prior to the meeting in order to request any special assistance.

**DEPARTMENT OF COMMUNITY AFFAIRS**

The **Florida Building Commission** announces the following meeting to which all persons are invited.

DATE AND TIME: February 16, 2006, 9:00 a.m.

PLACE: Okaloosa County Regional Airport, 1701 State Road 85, Eglin Air force Base, Florida 32542

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting with Building Officials to review the wind-borne debris requirements for the Florida Panhandle.

A copy of the meeting agenda may be obtained by sending a request in writing to: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436, website: [www.floridabuilding.org](http://www.floridabuilding.org).

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact: Ms Barbara Bryant, Department of Community Affairs, (850)487-1824, at least ten days before the meeting. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF LAW ENFORCEMENT**

The Florida **Department of Law Enforcement**, Missing Children Information Clearinghouse Advisory Board announces a public meeting to which all persons are invited.

**QUARTERLY MCIC ADVISORY BOARD MEETING**

DATE AND TIME: Thursday, February 9, 2006, 9:00 a.m. – 4:00 p.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting, for the purpose of notice herein, is limited to a gathering for the purpose of conducting public business by members of a collegial body constituting the agency head.

A copy of the agenda may be obtained by writing: The Florida Department of Law Enforcement, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Gwen Johnson, Missing Children Information Clearinghouse.

**DEPARTMENT OF TRANSPORTATION**

The Florida **Scenic Highways Program** announces a Scenic Highways Advisory Committee meeting to which all persons are invited.

DATE AND TIME: Thursday, February 16, 2006, 8:00 a.m. – 4:30 p.m.

PLACE: Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to review and rank the FY 2006 National Scenic Byway grants.

SPECIAL ACCOMMODATIONS: Special accommodation requests should be made at least seven (7) days prior to the meeting.

INFORMATION: Contact Mr. Mariano Berrios, State Scenic Highways Coordinator, Environmental Management Office, Florida Department of Transportation, 605 Suwannee Street, MS-37, Tallahassee, Florida 32399-0450, (850)414-5250, Fax (850)414-4443, e-mail: mariano.berrios@dot.state.fl.us.

The Florida **Department of Transportation**, District 6 announces a public information workshop to which all persons are invited.

DATE AND TIME: February 22, 2006, 5:00 p.m. – 8:00 p.m.

PLACE: Bal Harbour Sheraton, 9701 Collins Avenue, Bal Harbour, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held to discuss the Corridor Transportation Planning Assessment for SR A1A/Harding Avenue/96th Street.

The primary objective of this study is to assess the transportation needs of the area surrounding S.R. A1A/Harding Avenue and 96th Street. The information workshop is being

held in order to receive comments from the general public as well as to inform the public of the study's progress. Department representatives will be on hand during the workshop hours to discuss the study and to answer questions. Residents are encouraged to come in and review this planning study.

Anyone needing special accommodations under the Americans with Disabilities Act of 1990 should contact: Ms. Marie Suzie Papillon, Project Manager, Florida Department of Transportation, District Six, 1000 N. W. 111th Avenue, Room 6112, Miami, FL 33172, (305)470-5886, 1(800)4FLADOT, at least seven days prior to the information workshop.

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

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

**STATE BOARD OF ADMINISTRATION**

The Florida Hurricane Catastrophe Fund, which is administered by the **State Board of Administration**, announces a meeting of the State Board of Administration to which all persons are invited.

DATE AND TIME: February 14, 2006, 9:00 a.m. – conclusion  
PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide permission for the Florida Hurricane Catastrophe Fund to file a Notice of Proposed Rulemaking so that a rule hearing can be held to address proposed changes to Rule 19-8.010, F.A.C., Reimbursement Contract, Rule 19-8.012, F.A.C., Procedures to Determine Ineligibility for Participation in the Florida Hurricane Catastrophe Fund and to Determine Exemption from Participation in the Florida Hurricane Catastrophe Fund, Rule 19-8.013, F.A.C., Revenue Bonds, Rule 19-8.029, F.A.C., Insurer Reporting Requirements, and Rule 19-8.030, F.A.C., Insurer Responsibilities. The Trustees will also address other general business.

The proposed rules and incorporated forms are available on the Florida Hurricane Catastrophe Fund website: [www.sbafla.com/fhcf](http://www.sbafla.com/fhcf) under "fhcf rules."

Anyone with questions or comments should contact: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1341.

**DEPARTMENT OF CITRUS**

The **Department of Citrus** announces a public meeting of the Florida Citrus Commission to which all persons are invited.

DATE AND TIME: Wednesday, February 15, 2006, 9:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the purpose of standing committee meetings and the regular monthly meeting of the Florida Citrus Commission. The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, balanced scorecards, licensing, rulemaking, and other matters generally addressed during monthly meetings of the Commission. The Commissioners of the Florida Citrus Commission also sit as the members of each referenced committee of the Florida Citrus Commission; therefore substantial and detailed discussions, public input, consideration of, and Committee action upon, Committee issues, occurs during the Committee meetings. Such actions may include, but are not limited to, the adoption of resolutions to be acted upon by the Florida Citrus Commission following the Committee meetings.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Bill Jones at the above address or by telephone at (863)499-2500.

**FLORIDA PAROLE COMMISSION**

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 15, 2006, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C., Third Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made, Chapter 80-150, Laws of Florida (1980).

A copy of the agenda may be obtained by writing: Florida Parole Commission, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice. Telephone: (850)488-3417.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The **Governor's Faith-Based and Community Advisory Board** announces a public meeting to which all persons and interested media are invited, except as provided under Section 288.9551, Fla.Stat. (2003).

DATE AND TIME: Tuesday, February 21, 2005, 12:00 Noon

PLACE: Leader: John Brabson, Chair, Hillsborough Correctional Institution, 11150 Highway 672, Riverview, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the Board chair and subcommittee chairs will discuss the year ahead, the Annual Report the Governor, as well as discuss other pending issues.

For a copy of the agenda and more information about how to attend the meeting contact: Mark Nelson, (850)413-0909, e-mail: mark.nelson@vfffund.org.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact jennie.hopkins@myflorida.com at least 48 hours in advance of the meeting.

**REGIONAL PLANNING COUNCILS**

The **West Florida Regional Planning Council** announces a meeting to which all interested persons are invited.

DATE AND TIME: February 20, 2006, 5:00 p.m.

PLACE: Niceville City Hall, 208 N. Partin Drive, Niceville, Florida

The **Northeast Florida Regional Council**, Local Emergency Preparedness Committee announces the following public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 15, 2006, 10:00 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

If a person decides to appeal any decision made by the Council with respect to any matter considered at this meeting, he/she will have to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.

Individuals needing materials in alternate format, sign language interpreter, or other meeting information, call Jeanie Palmer, (904)279-0880, Ext. 146, at least three working days prior to the meeting. Hearing-impaired callers use Florida Relay Service, 1(800)955-8771.

Notice is also given that two or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes may attend and speak at the meeting.

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The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 15, 2006, 10:00 a.m. (Please be advised that committee meetings will begin at 9:00 a.m.)

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751 (Call (407)623-1075, Ext. 304 to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing: Mr. Jeff Jones, Acting Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751, website: www.ecfrpc.org.

The ECFRPC desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Section 286.26, F.S., should, at least 48 hours prior to the meeting, submit a written request to the Council that the physically handicapped person desires to attend the meeting.

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The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, February 17, 2006, 10:00 a.m.

PLACE: Osceola County Emergency Management, 320 N. Beaumont Avenue, Kissimmee, FL 34741, (Call (407)623-1075, Ext. 335, to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Local Emergency Planning Committee, District VI followed by a Strategic Initiative 2006 Session.

A copy of the agenda may be obtained by writing: Ms. Teri Hunalp, LEPC Coordinator, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751, website: www.ecfrpc.org.

The ECFRPC desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Section 286.26, F.S., should, at least 48 hours prior to the meeting, submit a written request to the Council that the physically handicapped person desires to attend the meeting.

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The **Southwest Florida Regional Planning Council** announces a public hearing to which all persons are invited.

DATE AND TIME: February 16, 2006, 9:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor Conference Room, 1926 Victoria Avenue, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board meeting of the Regional Planning Council.

A copy of the proposed agenda may be obtained by contacting: SWFRPC, (239)338-2550, website: www.swfrpc.org.

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

All Council Subcommittee meetings will meet either immediately prior or following the Council meeting unless otherwise advertised.

Any person requiring special accommodation due to disability or physical impairment should contact Mr. David Burr, (239)338-2550, at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Burr using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Regional Business Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 8, 2006, 2:00 p.m.

PLACE: Sun-Sentinel, 3333 South Congress Avenue, Delray Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Business Meeting.

The 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.

A copy of the agenda may be obtained by writing: The Broward Workshop, c/o South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (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.

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The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: February 17, 2006, 9:30 a.m.

PLACE: Wolf High-Technology Center, Indian River Community College Chastain Campus, 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: Treasure Coast Regional Planning Council, 301 E. Ocean Boulevard, Suite 300, Stuart, Florida 34994.

If a person decides to appeal any decision made by the Treasure Coast Regional Planning Council with respect to any matter considered at such meeting or hearing, he or she will need a record of proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record indicates the testimony and evidence upon which the appeal is to be based.

Any persons needing special accommodations at this meeting because of a disability or physical impairment should contact Liz Gulick, (561)221-4060, at least 48 hours before the meeting.

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### REGIONAL TRANSPORTATION AUTHORITIES

The **South Florida Regional Transportation Authority**, Board of Directors announces a meeting to which all interested persons are invited.

DATE AND TIME: Thursday, February 23, 2006, 1:00 p.m.

PLACE: Board Room, South Florida Regional Transportation, Administration Building, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064

If you have any questions, please do not hesitate to contact: Executive Office, (954)788-7915.

Attendance by South Florida Regional Transportation Authority Board Members may be in person or via conference telephone.

PLEASE NOTE: THIS MEETING WILL REPLACE THE REGULAR MONTHLY MEETING SCHEDULED FOR THE FOURTH FRIDAY OF THE MONTH.

#### CITIZEN'S ADVISORY COMMITTEE MEETING

The South Florida Regional Transportation Authority, Citizen's Advisory Committee will hold a regular committee meeting to which all interested persons are invited.

DATE AND TIME: Friday, February 10, 2006, 10:00 a.m.

PLACE: Board Room, SFRTA, Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

Should you have any questions, please contact: SFRTA, Planning Office, (954)935-1930.

Attendance by South Florida Regional Transportation Authority Committee Members may be in person or via conference telephone.

#### PROPERTY COMMITTEE MEETING

The South Florida Regional Transportation Authority, Property Committee will hold a regular committee meeting to which all interested persons are invited.

DATE AND TIME: Friday, February 17, 2006, 10:00 a.m.

PLACE: Board Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

Should you have any questions, please contact: SFRTA, Planning Office, (954)935-1930.

Attendance by South Florida Regional Transportation Authority Committee Members may be in person or via conference telephone.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this proceeding, must at least 48 hours prior to the meeting, provide a written request directed to: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)942-7245 for assistance, if hearing impaired, 1(800)273-7545 (TTY), for assistance.

Any person who decides to appeal any decision made by the Board of Directors, the Citizens' Advisory Committee or the Property Committee for the South Florida Regional Transportation Authority with respect to any matter considered at this meeting or hearing, will need a record of the proceedings, and that, for such purpose, he/she may 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.

If you have any questions, please do not hesitate to contact: Executive Office, (954)788-7915.

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### WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces the following public meetings to which all interested persons are invited.

DATE AND TIME: February 14, 2006, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting – to consider District business, and conduct public hearings on regulatory and land acquisition matters.

Public hearing in accordance with Section 373.59, F.S., concerning the proposed purchase of the Frank and Olive Schulte/R-O Ranch Parcel, 1,493 acres located in Lafayette County, Florida, using funds from the Florida Forever Trust Fund.

A copy of the agenda(s) may be obtained by writing: SRWMD, 9225 CR 49, Live Oak, Florida 32060.

If any person decides to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance in order to participate in this meeting may contact Lisa Cheshire, (386)362-1001 or 1(800)226-1066 (Florida only), at least two business days in advance to make appropriate arrangements.

The **St. Johns River Water Management District** announces a Southern Recreational Public Meeting to which all persons are invited.

MEETING: Southern Recreational Public Meeting

DATE AND TIME: Thursday, February 16, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Brevard County Government Complex, County Commission Chambers, 2725 Fran Jamieson Way, Building C, 1st Floor, Viera, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review land management and land acquisition activities in the Southern Region.

If any person decides to appeal any decision with respect to any matter considered at the above listed meeting such person may need to ensure that a verbatim record of the proceeding is made to include testimony and evidence upon which the appeal is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting is asked to advise Linda Lorenzen, (386)329-4262 or (386)329-4450 (TDD), at least five work days before the date of the meeting.

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The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: Monday, February 13, 2006, 1:00 p.m. – complete

PLACE: Martin/St. Lucie Service Center, 210 Atlanta Avenue, Stuart, FL, 34994

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to learn more about our Water Savings Incentive Program (WaterSIP). This program focuses on cooperative grants for technology-based water conservation projects.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Bruce Adams, Project Manager, (561)682-6785.

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The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: Monday, February 14, 2006, 1:00 p.m. – complete

PLACE: South Florida Water Management District headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to learn more about our Water Savings Incentive Program (WaterSIP). This program focuses on cooperative grants for technology-based water conservation projects.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Bruce Adams, Project Manager, (561)682-6785.

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The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: Thursday, February 16, 2006, 5:30 p.m.

PLACE: Indian River Community College, Chastain Campus, Wolf High Technology Center Auditorium, 2400 S. E. Salerno Road, Stuart, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC) C-44 Reservoir/Stormwater Treatment Area (STA) Issues Workshop. A copy of the agenda may be obtained by contacting: South Florida Water Management District, Mail Stop 1131, 3301 Gun Club Road, West Palm Beach, FL 33406, website: <http://www.sfwmd.gov/gover/wrac/agendas.html>.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Rick Smith, (561)682-6517.

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The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: Friday, February 17, 2006, 1:00 p.m. – complete

PLACE: Lower West Coast Service Center, 2301 McGregor Boulevard, Ft. Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to learn more about our Water Savings Incentive Program (WaterSIP). This program focuses on cooperative grants for technology-based water conservation projects.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Bruce Adams, Project Manager, (561)682-6785.

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The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: Thursday, February 23, 2006, 1:00 p.m. – 5:00 p.m.

PLACE: Osceola County Extension Office Conference Room, Osceola Heritage Park, 1921 Kissimmee Valley Lane, Kissimmee, FL 34744-6107

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Workshop Series on Modification of Kissimmee Basin Structure Operations. This is the second in a series of workshops to discuss the Kissimmee Basin Modeling and Operations Study and the EIS for Modification of Kissimmee Basin Structure Operating Criteria.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

A copy of the agenda may be obtained by writing: South Florida Water Management District, Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando FL 32809.

Those who want more information, please contact: Chris Carlson, (561)682-6143, e-mail: ccarlso@sfwmd.gov or Jeremy McBryan, (561)682-2515, e-mail: jmcmbryan@sfwmd.gov.

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The Big Cypress Basin Board, **South Florida Water Management District** announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference, to which all interested persons are invited.

DATE AND TIME: February 24, 2006, 9:00 a.m.

PLACE: Collier County Government Center, Commission Chambers, Building F, 3301 East Tamiami Trail, Naples, Florida (This address shall be the designated access point for public attendance of the meeting)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Basin Board Business.

A copy of the agenda may be obtained by writing: Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, or calling Kathleen Tetrault, (239)597-1505.

Appeals from any Big Cypress Basin Board decision require a record of the proceedings. Although Basin Board meetings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Kathleen Tetrault, (239)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements.

Those persons who desire more information, or those wishing to submit written or physical evidence may contact: Kathleen Tetrault, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (239)597-1505.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: Tuesday, February 28, 2006, 1:00 p.m. – 5:00 p.m.

PLACE: South Florida Water Management District, Okeechobee Service Center, Fisheating Bay Conference Room, 205 North Parrott Avenue, Suite 201, Okeechobee, FL 34972

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Workshop Series on Modification of Kissimmee Basin Structure Operations. This is the second in a series of workshops to discuss the Kissimmee Basin Modeling and Operations Study and the EIS for Modification of Kissimmee Basin Structure Operating Criteria.

Persons with disabilities who need assistance may contact the Director, Governing Board and Executive Services, (561)682-6371, at least two business days in advance of the meeting to make appropriate arrangements.

A copy of the agenda may be obtained by writing: South Florida Water Management District, Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809.

Those who want more information, please contact: Chris Carlson, (561)682-6143, e-mail: ccarlso@sfwmd.gov or Jeremy McBryan, (561)682-2515, e-mail: jmcmbryan@sfwmd.gov.

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#### REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** announces the following Regular Board Meeting to which all persons are invited.

DATE AND TIME: Monday, February 20, 2006, 9:00 a.m.

PLACE: Tampa Bay Water, 2575 Enterprise Road, Clearwater, Florida 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceedings, and for such purposes he may 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.

A copy of the regular meeting agenda may be obtained by writing to Tampa Bay Water or can be accessed on the Web at [www.tampabaywater.org](http://www.tampabaywater.org).

If an accommodation is needed for a disability, in order to participate in this activity, please notify Holly Wells, (727)796-2355, at least 3 business days prior to the meeting.

The **Withlacoochee Regional Water Supply Authority** announces that the Authority will hold its regular February monthly board meeting as scheduled. This is a public meeting to which all persons are invited.

DATE AND TIME: February 15, 2006, 4:30 p.m.

PLACE: Citrus County Courthouse, Commission Chamber, First Floor, 110 N. Apopka Avenue, Inverness, Florida 34450

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular business of the Authority.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Water Supply Authority, P. O. Drawer 190, Tallahassee, Florida 32302.

Although these board meetings are normally recorded, affected persons are advised that it may be necessary for them to make their own arrangements if a verbatim record of the meeting is needed, including testimony and evidence upon which any appeal is to be based.

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#### FLORIDA SPACE AUTHORITY

The **Florida Space Authority** announces a Pioneer Cup Committee meeting to which the public is invited.

DATE AND TIME: February 10, 2006, 2:00 p.m. – 4:00 p.m. (EST)

PLACE: Florida Space Authority Conference Room, 100 Spaceport Way, Cape Canaveral, Florida 32920-4003

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will discuss the status of the Pioneer Cup program, including milestones and range safety requirements.

For more information, contact: Glenn Vera, (321)730-5301, Ext. 244.

To obtain a copy of the agenda, write: the Florida Space Authority, 100 Spaceport Way, Cape Canaveral, Florida 32920-4003, website: [www.floridaspaceauthority.com](http://www.floridaspaceauthority.com)

Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact Florida Space Authority at least seven (7) days prior to the meeting.

Please note that if a person decides to appeal any decision made by the Pioneer Cup Committee with respect to any matter considered at the above cited meeting or hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

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The **Florida Space Authority** announces a Board of Supervisors meeting to which the public is invited.

DATE AND TIME: March 15, 2006, 1:00 p.m. – 3:30 p.m. (EST)

PLACE: Florida Department of Transportation, Auditorium, 605 Suwannee Street, Tallahassee, Florida 32399-0450

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will discuss the status of Authority programs in the areas of business development, space transportation and planning, construction and facilities, education, policy coordination and any other administrative issues that may need to be considered relating to the business of the Authority and other state agencies.

For more information, contact: Glenn Vera, (321)730-5301, Ext. 244.

To obtain a copy of the agenda, write: Florida Space Authority, 100 Spaceport Way, Cape Canaveral, Florida 32920-4003, website: [www.floridaspaceauthority.com](http://www.floridaspaceauthority.com).

Any person requiring special accommodation at this meeting because of a disability or physical impairment should contact Florida Space Authority at least seven (7) days prior to the meeting.

Please note that if a person decides to appeal any decision made by the Board of Supervisors with respect to any matter considered at the above cited meeting or hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the Comprehensive Health Information System (CHIS) Public Relations Technical Workgroup to which all interested parties are invited.

DATE AND TIME: Monday, February 13, 2006, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive Building #3, First Floor Conference Rooms, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The first meeting of the CHIS Public Relations Technical Workgroup established to develop a public relations campaign to educate consumers about transparency in health care information.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Cruz Conrad, (850)414-0269, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Penny Bos, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403.

The agenda will also be posted at <http://www.fdhc.state.fl.us/SCHS/chismetings.shtml>, seven (7) days prior to the meeting.



The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, February 15, 2006, 1:00 p.m.

PLACE: To access the Meet Me number call (850)410-8045, Suncom 210-8045

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governor's Panel on Excellence in Long Term Care will discuss two applications for the Gold Seal award. Other matters before the Panel may also be discussed.

For additional information contact: Agency for Health Care Administration, 2727 Mahan Drive, MS 51, Tallahassee, FL 32308, Barbara Dombrowski, (850)922-0048, e-mail: dombrowb@ahca.myflorida.com.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 16, 2006, 1:30 p.m. – 3:00 p.m.

PLACE: Area One Medicaid Office, 160 Governmental Center, Pensacola, Florida 32502

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Area One Managed Care Behavioral Health Advisory Group will hold its quarterly meeting. The purpose of the meeting is to provide a forum for the community to discuss issues surrounding managed behavioral health care services with representatives from the managed care plans, the Agency, and the Department of Children and Family Services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Deborah McNamara, (850)414-0633, at least five calendar days prior to the meeting.

For additional information contact: Deborah McNamara, Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, FL 32308, e-mail: mcnamard@ahca.myflorida.com.

The **Agency for Health Care Administration**, in conjunction with the **Department of Elder Affairs** announces the following public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 16, 2006, 2:00 p.m. – 4:00 p.m. (EDT) (Advance registration for those wishing to comment during the public comment period will begin at 1:00 p.m.)

PLACE: Agency for Health Care Administration, Building 3, Conference Room A, 2727 Mahan Drive, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: SB 838 mandates the Agency for Health Care Administration, in consultation with the Department of Elder Affairs, to create an "integrated, fixed-payment delivery system for Medicaid recipients who are 60 years of age or older. The Agency for Health Care Administration shall implement the integrated system initially on a pilot basis in two areas of the state." The

Agency for Health Care Administration will be submitting a waiver application to the Centers of Medicare and Medicaid Services to obtain Federal approval for implementation of the voluntary and mandatory managed, integrated long term care pilots. The voluntary pilot site will include the following counties: Seminole, Orange, Brevard and Osceola. The mandatory pilot site will include the following counties: Escambia, Santa Rosa, Okaloosa and Walton.

The public meeting will include an overview of the proposed program and an opportunity for public comment on a first come – first serve basis.

In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting should advise the Agency at least seventy two (72) hours before the meeting by contacting: Sarala Hermes, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308, (850)487-2618, e-mail: hermess@ahca.myflorida.com.

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#### DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services** announces a meeting of the Joint Dispatch Oversight Committee of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: February 10, 2006, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Office of Agricultural Law Enforcement, 2005 Apalachee Parkway, Rhodes Building, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matters of the Joint Task Force Regional Communications Centers.

For more information about the agenda, contact: Major Mark Trammell, Florida Highway Patrol, (850)921-7900.

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The **Department of Management Services** announces a joint meeting of the Standard Operating Procedures Committee and Technical Committee of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: February 13, 2006, 9:00 a.m.

PLACE: Florida Department of Transportation, Office of Motor Carrier Compliance, 325 John Knox Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matters of the Statewide Law Enforcement Radio System.

For more information about the agenda, contact: Victor Cullars, Florida Department of Law Enforcement (Technical Committee), (850)410-8300 or Todd Preston, Fish and Wildlife Conservation Commission (SOP Committee), (850)410-0656.

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The **Department of Management Services** announces a public meeting of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: February 23, 2006, 10:00 a.m.

PLACE: Florida Department of Transportation, Office of Motor Carrier Compliance, 325 John Knox Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and take action on the items in the meeting agenda.

A copy of the agenda may be obtained by writing: Linda Fuchs, Department of Management Services, 4030 Esplanade Way, Suite 125, Tallahassee, Florida 32399-0950, e-mail: linda.fuchs@dms.myflorida.com.

If a person decided to appeal any decision made by the Joint Task Force with respect to any matter considered at the meeting, he/she will need a record of the proceedings and may need to ensure a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Department of Management Services, (850)922-7435, at least five calendar days prior to the meeting. If you are hearing- or speech-impaired, please contact the Department of Management Services by using the Florida Relay Service, 1(800)955-8771 (TDD).

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#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The **Board of Professional Surveyors and Mappers** announces a General Business meeting, by way of a telephone conference call. All interested parties are invited to attend.

DATE AND TIME: March 2, 2006, 10:00 a.m.

PLACE: Meet-Me-Number (850)487-9552, Suncom 277-9552

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct board business.

A copy of the agenda may be obtained by writing: John Knap, Executive Director, Department of Business and Professional Regulation, Board of Professional Surveyors and Mappers, 1940 North Monroe Street, Tallahassee, FL 32399-0756, (850)487-1395.

Persons deciding to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes 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, 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact John Knap by Friday, February 24, 2006.

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The **Florida Mobile Home Relocation Corporation** announces a meeting of its Board of Directors to which all interested persons are invited.

DATE AND TIME: Tuesday, February 21, 2006, 9:30 a.m.

PLACE: Shady Lane Oaks, 15777 Bolesta Rd., Clearwater, FL 33760

GENERAL SUBJECT MATTER TO BE CONSIDERED: The board will consider mobile home applications for abandonment and relocation compensation due to evictions as a result of a change in land use. Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for the next meeting will be determined.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Mandy Lemons, (888)862-7010.

Additional information may be obtained by contacting: Mandy Lemons, Executive Director, FMHRC, P. O. Box 14125 Tallahassee, FL 32317-4125, 1(888)862-7010.

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#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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#### **DEPARTMENT OF HEALTH**

The **Correctional Medical Authority** announces a conference call meeting to be held by telephone to which all persons are invited.

DATE AND TIME: February 15, 2006, 10:00 a.m. – 1:00 p.m.

PLACE: Correctional Medical Authority, 4030 Esplanade Way, 2nd Floor, Room 280N, Tallahassee, Florida 32399-1732, (850)245-4557, (850)413-9245 (local), Suncom 293-9245, Toll Free 1(877)651-3473

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of correctional health care budget and personnel issues.

Pursuant to Section 286.26, F.S., any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

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The **Board of Nursing Home Administrators** will hold a duly noticed telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, February 17, 2006, 9:00 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL, Meet Me Number (850)410-0968

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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.

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257, website: [www.doh.state.fl.us/mqa/nurshome/index.html](http://www.doh.state.fl.us/mqa/nurshome/index.html).

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The **Board of Orthotists and Prosthetists** will hold a duly noticed meeting and telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, February 24, 2006, 9:00 a.m. or shortly thereafter

PLACE: St. Petersburg College, School of Orthotics and Prosthetics, 7200 66th Street, North, Health Education Center Teaching Auditorium, Room 303, Pinellas Park, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). 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.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257, website: [www.doh.state.fl.us/mqa/Orth&Pros/index.html](http://www.doh.state.fl.us/mqa/Orth&Pros/index.html).

The Florida **Board of Osteopathic Medicine** will hold the following meeting to which all persons are invited.

DATES AND TIMES: Friday, February 24, 2006, 4:00 p.m. or shortly thereafter; Saturday, February 25, 2006, 9:00 a.m. or shortly thereafter

PLACE: Nova Southeastern University, Morris Auditorium, 3200 S. University Drive, Ft. Lauderdale, FL 33328, (954)262-1746

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may 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.

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired can contact Christy Robinson using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Board of Speech-Language Pathology and Audiology** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Friday, February 24, 2006, 9:00 a.m. or soon thereafter

PLACE: Sheraton Ft. Lauderdale Airport, 1825 Griffin Road, Ft. Lauderdale, Florida 33004, (954)920-3500

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Speech-Language Pathology and Audiology, (850)245-4161, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings,

and for such purpose he may 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.

The Florida **Department of Health** announces a meeting of the Florida KidCare Coordinating Council to which all persons are invited.

DATE AND TIME: Friday, February 17, 2006, 1:00 p.m. – 4:00 p.m.

PLACE: Betty Easley Conference Center, Room 166, Capital Circle Office Complex, 4075 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida KidCare Coordinating Council, an advisory body appointed by the Secretary of the Florida Department of Health, will discuss Florida KidCare, the state children's health insurance program. The Council is charged with making recommendations to the Department, the Governor and the Legislature, as well as other state government groups about possible changes and adjustments to the Florida KidCare Program which may result in recommendations for legislative action, state agency rule change, federal agency rule or policy change, or Congressional action.

A copy of the agenda may be obtained by contacting: Gail Vail, Department of Health, (850)245-4200, Ext. 2238, e-mail: Gail\_Vail@doh.state.fl.us.

NOTICE OF RESCHEDULING – The Florida **Department of Health**, Drug Wholesaler Advisory Council meeting scheduled for February 9, 2006, 9:30 a.m., 4052 Bald Cypress Way, Room 301, has been rescheduled as follows:

DATE AND TIME: February 23, 2006, 2:00 p.m.

PLACE: 2585 Merchant's Row, Room 310, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda will include Welcome/Introductions, Approval of Minutes from November 17, 2005, Meeting; Old Business; New Business; Open Discussion.

Please contact Maxine Wenzinger, (850)922-5190, if you have any questions.

#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a meeting of the statewide Council on Homelessness to which all interested persons are invited.

DATE AND TIME: February 27, 2006, 10:30 a.m. – 3:30 p.m.

PLACE: IM Sulzbacher Center, 611 E. Adams Street, Jacksonville, Florida (For those unable to attend in person, access via conference call is: (850)410-0968)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will receive reports and work plans from its committees for 2006.

A copy of the agenda for the meeting can be obtained from: Office on Homelessness, (850)922-4691.

Pursuant to Chapter 286.26, Florida Statutes, any disabled person wishing to access this meeting, who may be in need of special assistance, should contact the Office on Homelessness, (850)922-4691, at least 48 hours in advance of the meeting.

The Office on Homelessness, within the **Department of Children and Family Services**, hereby notices a conference call for the Application and Rulemaking Committee of the Council on Homelessness to which all interested persons are invited.

DATES AND TIME: Friday, March 17, 2006; April 21, 2006, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call Number (850)414-1708, Suncom 994-1708

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will review and recommend any changes in grant instructions for Fiscal Year 06-07.

Please contact the Office on Homelessness, (850)922-4691, if you have any questions.

Pursuant to Section 286.26, F.S., any disabled person wishing to access this meeting who may be in need of special assistance should contact the Office on Homelessness, (850)922-4691, at least 48 hours in advance of this meeting.

The Florida **Substance Abuse and Mental Health Corporation**, created by Chapter 2003-279, Laws of Florida, announces a Full Board Meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 8, 2006, 9:00 a.m. – 12:00 Noon

PLACE: Old Capitol Building, Senate Chamber, Monroe Street at Apalachee Parkway, Tallahassee, FL 32399

DATE AND TIME: Thursday, February 9, 2006, 9:00 a.m. – 12:00 Noon

PLACE: Department of Children and Family Services, 1317 Winewood Blvd, Building 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting will be to discuss the Corporations 2005 Annual Report and the Top Ten Recommendations, receive presentations from: The Florida Peer Network on Policy Issues, The Agency for Health Care Administration, and a Data Report from the Department of Juvenile Justice. Legislators are invited to attend and speak on the Corporation's Annual Report.

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in this meeting should contact Amanda Sanford seven days prior to the meeting at the Florida Department of Children and Family

Services, Mental Health Program Office, Bldg 1, Suite 206-B, 1317 Winewood Blvd., Tallahassee, FL 32399-0700, (850)410-1575.

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### FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a meeting of the Florida Wildlife Magazine Advisory Council, to which all interested persons are invited.

DATE AND TIME: February 15, 2006, 10:00 a.m. – 1:00 p.m.

PLACE: 734 Rugby Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the resumption of publication, its progress thus far and additional business concerning Florida Wildlife Magazine.

A copy of the proposed agenda may be obtained from: Florida Fish and Wildlife Conservation Commission, Office of Community Relations, Kelly Broderick, Marathon Building, Suite 101, 2574 Seagate Drive, Tallahassee, FL 32301, (850)410-4944.

If any person decides to challenge any decision with respect to any matter considered at the above meeting, a record of the proceeding will be needed. For this purpose, you may need to ensure that a verbatim record of the proceeding is made which includes testimony and evidence upon which the challenge is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodation to participate in the workshop or meeting is asked to advise the Commission at least 5 calendar days prior by calling: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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NOTICE OF CANCELLATION – The **Fish and Wildlife Conservation Commission**, Stone Crab Advisory Board announces the meeting scheduled on February 16, 2006, in Ft. Myers, Florida, as noticed in Vol. 32, No. 2, January 13, 2006, Florida Administrative Weekly, has been cancelled.

A rescheduled meeting of the Board will be published in a future issue of this publication.

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The **Fish and Wildlife Conservation Commission** announces a workgroup video conference meeting concerning the red drum stock assessment and potential future management options, to which all interested persons are invited.

TIME, DATE, AND PLACES:

Video Conference Meeting

DATE AND TIMES: February 28, 2006, 3:30 p.m. – 6:30 p.m. (EST); Panama City location – 2:30 p.m. – 5:30 p.m. (CST)

PLACES: The public may access this video conference at the following locations:

Florida Fish and Wildlife Conservation Commission, Farris Bryant Building, Room 272, 620 South Meridian Street, Tallahassee, FL 32399, (850)488-8676

Northwest Regional Office, 3911 Hwy. 2321, Panama City, FL 32409, (850)265-3676

North Central Regional Office, 3377 E. US Hwy 90, Lake City, FL 32055, (386)758-0525

Northeast Regional Office, 1239 S. W. 10th Street, Ocala, FL 34474, (352)732-1225

Southwest Regional Office, 3900 Drane Field Road, Lakeland, FL 33811, (863)648-3203

South Regional Office, 8535 Northlake Boulevard, West Palm Beach, FL 33412, (561)625-5131

Fish and Wildlife Research Institute, 100 Eighth Avenue, S. E., St. Petersburg, FL 33701, (727)896-8626

South Florida Regional Lab, Marathon Government Center, 2796 Overseas Highway, Mile Marker 48.5, Marathon, FL 33050, (305)289-2330

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission is holding a workgroup video conference meeting to gather public testimony regarding the results of the most recent red drum stock assessment and potential management options.

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 calendar days before the workshop/meeting by contacting: Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

For further information, contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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The Florida **Fish and Wildlife Conservation Commission** announces a 2-day facilitated stakeholder meeting to discuss and examine manatee issues.

DATES AND TIMES: February 16, 2006, 8:00 a.m. – 5:00 p.m.; February 17, 2006, 8:00 a.m. – 2:30 p.m.

PLACE: Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street (Bryant Building), Room 272, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is fact finding, to solicit input from stakeholders to the agency and its federal partners in evaluating current issues concerning the manatee. The public can attend the meeting; however, space is limited. This meeting will be structured and facilitated. No public comments will be taken.

Questions about the meeting should be directed to: Ms. Carol Knox, Florida Fish and Wildlife Conservation Commission, Imperiled Species Management Section, 620 South Meridian Street, Tallahassee, Florida 32399, (850)922-4330.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to attend this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Agency ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD) or (850)488-9542, within the Tallahassee area.

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#### DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services** announces a public meeting of the Florida Board of Funeral, Cemetery and Consumer Services' Review of Disciplinary Rules Committee, to which all persons are invited.

DATE AND TIME: February 8, 2006, 1:00 p.m. – 5:00 p.m.

PLACE: The Lodge & Club, 607 Ponte Vedra Boulevard, Ponte Vedra Beach, Florida 32082, (904)273-9500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Business.

The above date relates to the next meeting of the Board of Funeral, Cemetery and Consumer Services. The public is advised to check with Dept. of Financial Services, Ms. LaTonya Bryant, (850)413-3039, before traveling to a scheduled meeting on the date above, to ascertain whether the meeting has been cancelled. Notice of such cancellations will be posted on the home page of the Division of Funeral, Cemetery and Consumer Services, which is on the website of the Dept. of Financial Services ([www.fldfs.com](http://www.fldfs.com)), as soon as known.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services, on the website of the Dept. of Financial Services ([www.fldfs.com](http://www.fldfs.com)).

A copy of the agenda may also be obtained by writing: Attn.: LaTonya Bryant, Dept. of Financial Services, Division of Funeral, Cemetery and Consumer Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-3039.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may 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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service, 1(800)955-8771 (TDD); or 1(800)955-8770 (Voice), for assistance.

The **Department of Financial Services, Board of Funeral, Cemetery and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: February 9, 2006, 10:00 a.m. – 5:00 p.m.

PLACE: The Lodge and Club, 607 Ponte Vedra Boulevard, Ponte Vedra Beach, Florida 32082, (904)273-9500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Business.

The above date relates to the next meeting of the Board of Funeral, Cemetery and Consumer Services. The public is advised to check with Dept. of Financial Services, Ms. LaTonya Bryant, (850)413-3039, before traveling to a scheduled meeting on the date above, to ascertain whether the meeting has been cancelled. Notice of such cancellations will be posted on the home page of the Division of Funeral, Cemetery and Consumer Services, which is on the website of the Dept. of Financial Services ([www.fldfs.com](http://www.fldfs.com)), as soon as known.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services, on the website of the Dept. of Financial Services ([www.fldfs.com](http://www.fldfs.com)).

A copy of the agenda may also be obtained by writing to: Dept. of Financial Services, Division of Funeral, Cemetery and Consumer Services, Attn: LaTonya Bryant, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-3039.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may 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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service, 1(800)955-8771 (TDD); or 1(800)955-8770 (Voice), for assistance.

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#### FINANCIAL SERVICES COMMISSION

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: February 13, 2006, First Hearing Session – 10:00 a.m.; Second Hearing Session – 6:00 p.m.

PLACE: State of Florida, Hurston Building, 400 W. Robinson Street, South Tower (1st Floor), Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: American Strategic Insurance Corporation/ASI Assurance Corporation has requested a 19% average statewide rate increase for homeowners insurance in one program and an

18.6% average statewide rate increase for dwelling fire in a second program. The requested rate increases were not uniform and some areas are subject to a higher rate increase. Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing.

CONTACT NAME AND NUMBER: Kristopher Duer, Esquire, (850)413-4276 or Sam Coskey, (850)413-2616.

If you are unable to attend this public hearing, please forward your comments to: Kristopher Duer, e-mail: kristopher.duer@fldfs.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone the Hurston Building, (407)245-0803, at least 48 hours before the hearing.

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### SAFE COUNCIL

The **Secure Airports for Florida Economy Council** (SAFE Council) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 9, 2006, 9:00 a.m. – conclusion

PLACE: Raymond C. Sittig Hall, 301 South Bronough Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct necessary business of the Council.

Information may be obtained by contacting: Bill Johnson, 250 John Knox Road, Suite 2, Tallahassee, FL 32303, (850)224-2964.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the Council at least 48 hours before the meetings by contacting: Bill Johnson, (850)224-2964.

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### FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL

The **Blue Ribbon Task Force Implementation Working Group** (BIWG), National Governor's Association (NGA) announces a Policy Academy Meeting.

DATE AND TIME: February 10, 2006, 8:30 a.m. – 12:30 p.m.

PLACE: Agency for Persons with Disabilities, 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the status of the BIWG/NGA implementation activities.

For information on participating in this conference call contact: Debra Dowds, 1(800)580-7801.

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### TAMPA BAY ESTUARY PROGRAM

The **Tampa Bay Estuary Program** announces scheduling of a Management Board Meeting to which all persons are invited.

DATE AND TIME: Friday, February 10, 2006, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Action will be taken on conceptual approval of the FY 05/06 Annual Workplan and budget, and the Nitrogen Management Consortium Resolution.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Management Board to any matter considered at the above-cited meeting, he 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 based.

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The **Tampa Bay Estuary Program** announces scheduling of a Policy Board Meeting to which all persons are invited.

DATE AND TIME: Friday, February 10, 2006, 2:00 p.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Action will be taken on conceptual approval of the FY 05/06 Annual Workplan and budget, and the Nitrogen Management Consortium Resolution.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Policy Board to any matter considered at the above-cited meeting, he 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 based.

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### FLORIDA TELECOMMUNICATIONS RELAY

The **Florida Telecommunications Relay**, Inc. announces a regular meeting of the Board of Directors to which all interested persons are invited.

DATE AND TIME: Monday, February 13, 2006, 1:00 p.m.

PLACE: 1820 E. Park Avenue, Suite 101, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Board of Directors.

A copy of the agenda may be obtained by writing: Mr. James Forstall, Executive Director, 1820 E. Park Avenue, Suite 101, Tallahassee, Florida 32301.

The meeting is subject to cancellation for lack of a quorum or unavailability of an interpreter.

**WORKFORCE FLORIDA**

Workforce Florida announces their quarterly Board of Directors' and related meetings to which all persons are invited.

Partners' Meeting

DATE AND TIME: February 15, 2006, 1:00 p.m. – 4:00 p.m.

Council and Committee Meetings

DATE AND TIME: February 16, 2006, 10:00 a.m. – 12:00 Noon

Board of Directors' Meeting

DATE AND TIME: February 16, 2006, 1:00 p.m. – 4:00 p.m.

PLACE: Clarion Hotel and Conference Center, 2101 Dixie Clipper Rd., Jacksonville, Florida 32218, (904)741-1997

For more information contact: Peggy Dransfield, (850)921-1119.

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION**

The Florida Workers' Compensation Joint Underwriting Association, Inc. (FWCJUA) announces a Rates and Forms Committee teleconference meeting to which all interested parties are invited to attend.

DATE AND TIME: February 15, 2006, 2:00 p.m.

PLACE: To participate in the teleconference meeting, contact: Kathy Coyne, (941)378-7400, Ext. 5431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include approval of minutes, and the 12/31/2005 Year End Reserves.

A copy of the agenda may be obtained from the FWCJUA's website: [www.fwcjua.com](http://www.fwcjua.com); or contacting: Kathleen Coyne, Executive Assistant, (941)378-7400, Ext. 5431.

The Florida Workers' Compensation Joint Underwriting Association, Inc. (FWCJUA) announces a Board of Governors teleconference meeting to which all interested parties are invited to attend.

DATE AND TIME: February 15, 2006, 3:00 p.m.

PLACE: To participate in the teleconference meeting, contact: Kathy Coyne, (941)378-7400, Ext. 5431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include approval of minutes; the 2005 Executive Compensation; Senate Committee on Banking and Insurance Interim Project Report 2006-101, Florida's Workers' Compensation Insurance Rating System; and other legislative issues.

A copy of the agenda may be obtained from the FWCJUA's website: [www.fwcjua.com](http://www.fwcjua.com) or contacting: Kathleen Coyne, Executive Assistant, (941)378-7400, Ext. 5431.

**FLORIDA INSURANCE GUARANTY ASSOCIATION**

The Florida Insurance Guaranty Association announces a Finance and Audit Committee Meeting to which all interested parties are invited to attend.

DATE AND TIME: February 23, 2006, 3:00 p.m. – 4:30 p.m. (Eastern Time) or as soon as business has been concluded

PLACE: Hyatt Regency Orlando Airport Hotel, Orlando, Florida 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Finance and Audit Committee of the Florida Insurance Guaranty Association will meet to discuss the general issues of the committee.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting is asked to advise the Association by contacting Cathy Irvin, (850)386-9200, at least 48 hours before the session if the person wishes to participate. A person who is hearing or speech impaired may also contact the TDD, (800)955-1339.

The Florida Insurance Guaranty Association announces a Board Meeting to which all interested parties are invited to attend.

DATE AND TIME: February 24, 2006, 9:00 a.m. – 12:00 Noon (Eastern Time) or as soon as business has been concluded

PLACE: Hyatt Regency Orlando Airport Hotel, Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors of the Florida Insurance Guaranty Association will meet regarding the regular business of the Association.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate the meeting is asked to advise the Association by contacting Cathy Irvin, (850)386-9200, at least 48 hours before the session if the person wishes to participate. A person who is hearing or speech impaired may also contact the TDD, 1(800)955-1339.



**Section VII**  
**Notices of Petitions and Dispositions**  
**Regarding Declaratory Statements**

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued a Declaratory Statement in response to a request received from GrayStone of Florida, Inc., on September 8, 2005.

It was assigned the number DCA05-DEC-159.

A copy of the Declaratory Statement can be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued a Declaratory Statement in response to a request received from WCI Communities, Inc., on August 16, 2005.

It was assigned the number DCA05-DEC-162.

A copy of the Declaratory Statement can be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued a Declaratory Statement in response to a request received from Fugleberg Koch Architects, on September 16, 2005.

It was assigned the number DCA05-DEC-174.

A copy of the Declaratory Statement can be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued a Declaratory Statement in response to a request received from Code Consultants, Inc., on September 19, 2005.

It was assigned the number DCA05-DEC-175.

A copy of the Declaratory Statement can be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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

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

**PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition for a declaratory statement from Broward County, Florida. The petition seeks the agency's opinion about the applicability of BellSouth Telecommunications, Inc.'s tariff provisions to its lease agreement with Broward County for property located at the Fort Lauderdale-Hollywood International Airport.

A copy of the petition may be obtained by writing: Division of the Commission Clerk and Administrative Services, 4075 Esplanade Way, Tallahassee, FL 32399-0862, website: <http://www.psc.state.fl.us/psc/dockets/>.

DOCKET NO.060049-TL.

**DEPARTMENT OF MANAGEMENT SERVICES**

NOTICE IS HEREBY GIVEN that the Department of Management Services has received a Petition for Declaratory Statement filed by AFSCME Florida Counsel 79 on September 2, 2005, on behalf of Monica Reddick, Petitioner, OGC Case No. 06-07150. Petitioner seeks the Department's interpretation of Sections 110.201 and 110.217, Florida Statutes, and paragraph 60L-33.003(2)(d), Florida Administrative Code, as to whether Petitioner is required to serve a twelve-month probationary period after she was demoted from a position in the Selected Exempt Service to a position in the Career Service System in which she had previously achieved permanent status as a Career Service System employee.

A copy of the petition may be obtained by writing: Clerk, Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by the Florida Manufactured Housing Association, Inc., on October 24, 2005. The following is a summary of the agency’s disposition of the petition. For the reasons stated in Silk Oak, LLC, Petitioner, Case No. 78581-04-FM, it is the position of the State Fire Marshal in response to the petitioner’s questions regarding mobile home parks that:

A. QUESTION: Is the application of Standard 6.3.5.2.1 of the NFPA 501A-2003 prospective only?

RESPONSE: Yes. All rules must operate prospectively only unless specific authority is provided in the statute providing rulemaking authority to operate retroactively. Section 633.022, Florida Statutes, does not operate retroactively nor does it provide specific authority for Rule Chapter 69A-42, Florida Administrative Code, Uniform Fire Safety Standards for Mobile Home Parks and Recreational Vehicle Parks, to operate retroactively.

B. QUESTION: In a phase development, is the prospective application of Standard 6.3.5.2.1 of NFPA 501A-2003 limited solely to a phase that was undeveloped on the date of adoption of the standard by the Division of State Fire Marshal?

RESPONSE: Yes, for the reasons stated in paragraph 8.A.

C. QUESTION: Are mobile home parks governed by the uniform fire safety standards of which the State Fire Marshal is the final interpreting authority and, therefore, mobile home parks are not subject to more stringent fire safety standards of local governments with regard to the placement of fire hydrants?

RESPONSE: Yes. See Section 633.022, Florida Statutes, and, in particular, paragraph (b) of subsection (2) thereof:

A local authority may not require more stringent uniform firesafety standards with respect to buildings or structures subject to such standards except as provided in paragraph (c) [not applicable here].

See also Section 633.01(4), Florida Statutes:

It is the intent of the Legislature that the rules promulgated by the State Fire Marshal pursuant to this section be enforced in such a manner as to prohibit the displacement of currently placed mobile homes unless there is a threat of imminent danger to the health, safety, or welfare of the general public.

A copy of the order may be obtained from Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, or you may fax your request to fax number (850)922-1235. An

unsigned but exact copy of the order is also available on the Division of State Fire Marshal website which may be accessed at: <http://www.fldfs.com/SFM/sfmdeclaratorysummaries.htm>.

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by the James M. Tavss, Community Manager, Ro-Mont South Executive Council, Inc., on October 18, 2005. The following is a summary of the agency’s disposition of the petition.

QUESTION: Is a fire alarm system by itself, without any other life safety system, feature, or attribute, an “engineered life safety system?”\*\*

RESPONSE: No.

\*\* (Note: omitted from the petition is the phrase, “...such that a condominium association may opt out of installing a fire alarm system as permitted for sprinkler systems and other “engineered systems” in Section 718.112, Florida Statutes,” because the Division of State Fire Marshal does not have jurisdiction over Chapter 718, Florida Statutes, and cannot offer a position with respect thereto; nevertheless, regardless of the context, a fire alarm system, in and of itself, is not an engineered life safety system. For an interpretation relating to Chapter 718, Florida Statutes, Petitioner is referred to the Department of Business and Professional Regulation.)

A copy of the order may be obtained from Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, or you may fax your request to fax number (850)922-1235. An unsigned but exact copy of the order is also available on the Division of State Fire Marshal website which may be accessed at: <http://www.fldfs.com/SFM/sfmdeclaratorysummaries.htm>.

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed October 24, 2005, from James Fletcher, d/b/a Perry Fire Extinguisher Co., Petitioner. The Petition requests an interpretation of Section 633.021, Florida Statutes, and Rules 69A-21.301, .302, and .304, F.A.C., and specifically asks the Division of State Fire Marshal:

A. Did Petitioner, under Section 633.021, Florida Statutes, or Sections 69A-21.301, .302, or .304, F.A.C., have a duty to inform the business of the servicing and/or maintenance requirements of the pre-installed/pre-engineered suppression system absent any contract or agreement between the parties to do so?

B. Did Petitioner, under Section 633.021, Florida Statutes, or Sections 69A-21.301, .302, or .304, F.A.C., have a duty to inquire as to the training and/or qualification of the business's employees who provided Petitioner with the canister from the pre-installed/pre-engineered system, also absent any contract or agreement to do so?

A copy of the Petition may be obtained by writing to, calling, or sending a fax to: Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, Fax (850)922-1235 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), e-mailing your request to: Gabe.Mazzeo@fldfs.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**

**COMPETITIVE SOLICITATION**

Invitation to Negotiate shall be received by the Florida State University Purchasing Department until the dates and times shown for the following projects. ITN may be brought to the proposal opening or sent to:

Purchasing Department  
Suite A1400, University Center  
Florida State University  
Tallahassee, FL 32306-32370

prior to proposal opening. Responders must reference proposal number, opening date and time on outside of solicitation package to insure proper acceptance. Proposals submitted by facsimile are not acceptable. For information relating to the Invitation to Negotiate contact the Purchasing Agent identified in the solicitation.

K 4965-1 Broker Services for Student Health Insurance

Public Solicitation  
Opening: 2:00 p.m., March 30, 2006  
Suite A1400, University Center  
Purchasing Department  
Florida State University

Mandatory Pre-ITN  
Conference: 1:30 p.m. (EST), February 21, 2006  
Florida State University Campus  
Location: To Be Determined  
Tallahassee, Florida 32306

Request for Proposal # 2006-2007-01  
School Readiness and Voluntary  
Pre-Kindergarten Services

The Early Learning Coalition of the Nature Coast, Inc. is requesting proposals for School Readiness and Voluntary Pre-kindergarten services in Citrus, Dixie, Gilchrist, Levy and Sumter Counties. The potential contractor will be responsible for coordinating school readiness services to children 0-12 years of age and pre-kindergarten services for four year old children in fiscal year 2006-2007. Services include direct services, eligibility and enrollment, quality initiatives and child care resource and referral. The request for proposal will be released on February 3, 2006.

Copies may be obtained at [www.elc-naturecoast.org](http://www.elc-naturecoast.org). An applicant's conference will be held on February 13, 2006. Notice of Intent to Submit a Proposal is due to the Coalition by February 17, 2006. The deadline for all applications to be submitted is March 21, 2006 by 4:00 p.m. The contract award notice will be posted on May 4, 2006. For more information contact: Sonya Bosanko, (352)302-4633.

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**CITY OF GROVELAND**

Request for proposal for professional engineering services for preliminary engineering and environmental (PD&E) study for the conceptual design of proposed improvements to Crittenden Street, an urban collector roadway, between SR 50/SR 33 and SR 19.

The City of Groveland (City) requests proposals from an Engineering Consultant to investigate alternative traffic solutions and to provide documented information necessary for the City and the County to reach a decision on the type, design, location, and alignment of improvements to Crittenden Street as an alternate or bypass for a portion of SR 50 through the downtown area of the City. The Project will be conducted under an interlocal agreement between The City of Groveland and Lake County, with management of the Project by the City. The studies shall meet all requirements of the Florida Department of Transportation and the Federal National Environmental Policy Act Requirements.

The PD&E study shall include, but not be limited to: data collection; traffic studies; natural feature data; utility impacts; hazardous waste site data (Level 1); design alternatives considered; permitting requirements; report preparation with summary and conclusions and a public presentation with maps and graphics prepared by the Consultant.

RFP specifications are available on the City's website: [www.groveland-fl.gov](http://www.groveland-fl.gov), or by contacting Teresa Greenham, Community Development Director at the address below, (352)429-2141, Ext. 225, e-mail: [teresa.greenham@groveland-fl.gov](mailto:teresa.greenham@groveland-fl.gov)

[fl.gov](http://fl.gov). Deadline for receipt of submittals is 4:00 p.m., February 24, 2006. Any submittals received after this time will not be considered and will be returned. Submittals shall be delivered to Teresa Greenham, Community Development Director, City of Groveland, 156 S. Lake Ave., Groveland, FL 34736.

**EARLY LEARNING COALITION OF NORTHWEST FLORIDA**

Public Notice

The Early Learning Coalition of Northwest Florida, Inc. (ELCONF) is soliciting responses for services requested through a Request for Proposals (RFP) that will be released on January 31, 2006. All interested parties may request a copy of the RFP by contacting:

Lynne Eldridge, Executive Director  
Early Learning Coalition of Northwest Florida, Inc.

200 Forest Park Circle  
Panama City, FL 32405

Phone/Fax: (850)873-7191

E-mail: [lynnee@elcofnwflorida.org](mailto:lynnee@elcofnwflorida.org)

The RFP seeks service providers for the seven county Coalition area for a contract starting July 1, 2006. All interested parties must submit a written Notice of Intent to Submit a Proposal no later than 12:00 noon on February 10, 2006. Failure to submit the Notice of Intent to Submit a Proposal will disqualify any party from further consideration.

**Section XII  
Miscellaneous**

**DEPARTMENT OF STATE**

STATE OF FLORIDA  
DEPARTMENT OF STATE  
DIVISION OF HISTORICAL RESOURCES

IN RE: Final Order No. HR 06-01

Mr. Storm Richards  
Storm Richards & Associates, Inc.  
1804 Maple Avenue  
Sanford, FL 32771-3358  
Petitioner.

**FINAL ORDER  
DENYING APPLICATION FOR  
ARCHAEOLOGICAL RESEARCH PERMIT**

The Division of Historical Resources, Florida Department of State (the Division), having jurisdiction over this matter, pursuant to the provisions of Chapter 267, Florida Statutes, and the rules promulgated there under, hereby enters its Final Order denying Storm Richards & Associates, Inc., Storm Richards, Application for Archaeological Research Permit.

## Findings of Fact

1. The Division has reviewed the application for an archaeological research permit pursuant to Chapter 1A-32, Florida Administrative Code (F.A.C.) and Chapter 267, Florida Statutes. The application seeks to conduct archaeological field investigations on State-owned lands in Seminole County, specifically an area within Wekiwa Springs State Park. The application was incomplete when received, lacking a detailed project description pursuant to paragraph 1A-32.004(1)(d) and subsection 1A-32.005(1), F.A.C., which requires a “clear and concise research design.” The Division requested the project description/research design on November 22, 2005, and Mr. Richards supplied it via fax on December 1, 2005. The application appears complete; therefore, no additional information has been sought from Mr. Richards or Storm Richards & Associates, Inc.

2. On November 14, 2005, prior to receipt of the archaeological research permit application, the Division was notified by Richard Reinert of the Bureau of Design and Recreation Services, Florida Park Service, that Storm Richards & Associates, Inc. had conducted an archaeological field investigation on State-owned lands at Wekiwa Springs State Park. Mr. Reinert was aware that an archaeological research permit was required from the Division of Historical Resources and he supplied us with a copy of the request for proposals that they sent to Mr. Richards, dated June 28, 2005, which specifies that, “since the work will take place on state-owned lands, a Chapter 1A-32, F.A.C., Archaeological Research Permit must be obtained from the Division of Historical Resources, Bureau of Archaeological Research. The contact for this permit is Dr. Ryan Wheeler, State Archaeologist, who can be reached at (850)245-6444.”

3. A review of the Division’s archaeological permit paper files and electronic database on November 14, 2005, indicated that Mr. Richards and Storm Richards & Associates, Inc., had not applied for or received an archaeological research permit prior to conducting archaeological field investigations on State-owned lands.

4. When Mr. Richards contacted the Division by phone on November 14, 2005, to inquire about the process of applying for and obtaining an archaeological research permit, Dr. Ryan Wheeler, State Archaeologist asked why he had not applied for one, especially since it was specified in the request for proposals prepared by the Florida Park Service. Mr. Richards explained that he thought this had been taken care of as part of registering as a vendor with myfloridamarketplace.com. In response to Mr. Richard’s request he was supplied a copy of form HRE4404-92, Section 267.12, Florida Statutes, and Chapter 1A-32, F.A.C., which discuss the issuance of archaeological research permits.

5. The permit application indicates that no archaeological or historical sites are recorded within the survey area in Wekiwa Springs State Park. Review of current data in the Florida Master Site File indicates that archaeological site 8SE27 is located in the center of the survey area.

6. Our “Notice of the Florida Division of Historical Resources’ Denial of Archaeological Research Permit” was sent to Mr. Richards on December 14, 2005 via certified mail. It was signed for at his mailing address on December 17, 2005.

## Conclusions of Law

7. As provided in Chapter 267, Florida Statutes, the “Florida Historical Resources Act,” the Division is the agency having jurisdiction to administer and enforce the provisions of the Act.

8. Section 267.13(1)(b), Florida Statutes states: Any person who by means of excavation either conducts archaeological field investigations on, or removes or attempts to remove, or defaces, destroys, or otherwise alters any archaeological site or specimen located upon, any land owned or controlled by the state or within the boundaries of a designated state archaeological landmark or landmark zone, except in the course of activities pursued under the authority of a permit or under procedures relating to accredited institutions granted by the division, commits a felony of the third degree, punishable as provided in Sections 775.082, 775.083 or 775.084, F.S., and any vehicle or equipment of any person used in connection with the violation is subject to forfeiture to the state if it is determined by any court of law that the vehicle or equipment was involved in the violation. Such person shall forfeit to the state all specimens, objects, and materials collected or excavated, together with all photographs and records relating to such material. The court may also order the defendant to make restitution to the state for the archaeological or commercial value and cost of restoration and repair as defined in subsection (4).

9. Chapter 1A-32, F.A.C., establishes procedures for the Division to review applications and determine whether to grant permission for archaeological research on state-owned land.

10. Subsection 1A-32.003(2), F.A.C., requires that, in part, “applicants shall possess or will secure the professional archaeological expertise necessary for the performance of professional quality archaeological field research....” Such professional archaeological expertise is found to be lacking in this case since Storm Richards & Associates, Inc., conducted archaeological field investigations on State-owned lands in violation of Sections 267.12 and 267.13, Florida Statutes, without the benefit of an archaeological research permit from the Division of Historical Resources of the Department of State, and because this firm conducted an insufficient review of sites recorded in the Florida Master Site File.

11. Based on the Findings of Fact and Conclusions of Law set forth above, the Division has determined that Storm Richards & Associates, Inc., Storm Richards Application for an Archaeological Research Permit must be denied.

Final Order

Based on the foregoing, the Division issues this Final Order denying Storm Richards & Associates, Inc., Storm Richards Application for an Archaeological Research Permit. DONE and ORDERED this 20th day of January 2006 in Tallahassee, Leon County, Florida.

\_\_\_\_\_  
Frederick P. Gaske

Director, Division of Historical Resources

NOTICE OF RIGHT TO JUDICIAL REVIEW

This order constitutes final agency action. Judicial review of this proceeding may be instituted by filing a notice of appeal, with the filing fee prescribed by law in the District Court of Appeal, pursuant to Section 120.68, Florida Statutes, and a copy with the clerk of the Department of State. Such notice must be filed within thirty (30) calendar days of the date this order is filed in the official records of the Department of State as indicated in the Certificate of Clerk. Review proceedings shall be conducted in accordance with the Florida Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order was hand-delivered to the Agency Clerk, Department of State, R.A. Gray Bldg., 500 S. Bronough Street, Tallahassee, Florida 32399-0250 and that a true and correct copy of the foregoing final order was mailed on this \_\_\_\_ day of January 2006 by certified U.S. mail to Mr. Storm Richards, Storm Richards & Associates, Inc., 1804 Maple Avenue, Sanford, FL 32771-3358.

\_\_\_\_\_  
Stephen S. Mathues  
Assistant General Counsel  
Florida Department of State,  
500 S. Bronough St.  
Tallahassee, Florida 32399-0250  
Florida Bar No. 0201049  
(850)245-6208

DEPARTMENT OF EDUCATION

NOTIFICATION OF INTENT  
TO OPERATE THE SUMMER FOOD  
SERVICE PROGRAM FOR CHILDREN

In accordance with Title 7 Code of Federal Regulations, Part 225, it is the intent of the Florida Department of Education, Food and Nutrition Management Section, to continue to administer the Summer Food Service Program for the fiscal year 2006.

The primary purpose of the program is to provide food service to children from needy areas during periods when area schools are closed for vacation.

Eligible children are those 18 years of age and under, and persons over 18 years of age who are determined by the State educational agency or a local public educational agency of the State to be mentally or physically handicapped and who participate in a public or nonprofit private school program established for the mentally or physically handicapped.

The program will be made available throughout Florida by State approved sponsors. Sponsors for the program may be a public or nonprofit private school, nonprofit private organization, residential or non-residential camp, government organization, or a National Youth Sports Program.

For more information please contact: Food and Nutrition Management, Summer Food Service Program for Children, 1(800)504-6609.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation intends to issue an "Airport Site Approval Order," in accordance with Chapter 330, Florida Statutes, "Regulation of Aircraft, Pilots, and Airports" and Chapter 14-60, Florida Administrative Code, "Airport Licensing, Registration, and Airspace Protection" for the following site:

Country Landings, a private airport, in Gilchrist County, at Latitude 29° 45' 90" and Longitude 82° 54' 015", to be owned and operated by Mr. Dennis Sweeney, 40467 Fairview St., Antioch, IL 60002.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4500, e-mail: [aviation.fdot@dot.state.fl.us](mailto:aviation.fdot@dot.state.fl.us), Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

## DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that STR Motorsports, Inc., intends to allow the establishment of All About Scooters as a dealership for the sale of KYMCO motorcycles, at 2312 Apalachee Parkway, #10, Tallahassee (Leon County), Florida 32301, on or after January 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of All About Scooters are dealer operator: Susan D. Smith and Leroy Smith, 2312 Apalachee Parkway, #10, Tallahassee, Florida 32301; principal investor(s): Susan D. Smith and Leroy Smith, 2312 Apalachee Parkway, #10, Tallahassee, Florida 32301.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Bruce Ramsey, VP of Sales/Marketing, STR Motorsports, Inc., 1770 Campton Road, Inman, South Carolina 29349.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that KTM North America, Inc., intends to allow the establishment of Motorcycle Enthusiasts, Inc., as a dealership for the sale of KTM brand motorcycles, at 5138 Commercial Way, Spring Hill (Hernando County), Florida 34606, on or after January 13, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Motorcycle Enthusiasts, Inc., are dealer operator(s): David Bernard, President, 5138 Commercial Way, Spring Hill, Florida 3460; principal investor(s): David Bernard, President, 5138 Commercial Way, Spring Hill, Florida 34606.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Jon-Erik Burluson, President, KTM North America, Inc., East, 1119 Milan Avenue, Amherst, Ohio 44001.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, APC Holdings Group LLC, d/b/a American Performance Cycle, intends to allow the establishment of Bottom Line Operations, Inc., d/b/a Bucks County Custom Cycles Sarasota, as a dealership for the sale of APC motorcycles, at 6051 North Washington Boulevard, Sarasota (Sarasota County), Florida 34243, on or after February 3, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Bottom Line Operations, Inc., d/b/a Bucks County Custom Cycles Sarasota are dealer operator(s): Jason Heroux, 6051 North Washington Boulevard, Sarasota, Florida 34243, and Bruce Shankin, 6051 North Washington Boulevard, Sarasota, Florida 34243; principal investor(s): Jason Heroux, 6051 North Washington Boulevard, Sarasota, Florida 34243, and Bruce Shankin, 6051 North Washington Boulevard, Sarasota, Florida 34243.

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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Michael E. Sample, President/CEO, APC Holdings Group LLC, d/b/a American Performance Cycle, 6895 Speedway Boulevard, Z101, Las Vegas, Nevada 89115.

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, Proper Chopper, Inc., intends to allow the establishment of Bottom Line Operations, Inc., d/b/a Bucks County Custom Cycles Sarasota, as a dealership for the sale of Proper Chopper motorcycles, at 6051 North Washington Boulevard, Sarasota (Sarasota County), Florida 34243, on or after January 17, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Bottom Line Operations, Inc., d/b/a Bucks County Custom Cycles Sarasota are dealer operator(s): Bruce Shankin, 3094 Comfort Road, New Hope, Florida 18938; principal investor(s): Jason Heroux, 5307 Avenida Del Mare, Sarasota, Florida 34242.

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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Jeremy Casson, President, Proper Chopper, Inc., 1334 Brommer Street, B-5, Santa Cruz, California 95062.

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 Auto Easy Finance, Inc., d/b/a Daelim Motor USA, intends to allow the establishment of Motorcycle Enthusiasts, Inc., as a dealership for the sale of Daelim motorcycles, at 5138 Commercial Way, Spring Hill (Hernando County), Florida 34606, on or after January 16, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Motorcycle Enthusiasts, Inc., are dealer operator: David Bernard, 5138 Commercial Way, Spring Hill, Florida 34606; principal investor(s): David Bernard, 5138 Commercial Way, Spring Hill, Florida 34606.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Raul Romero, Jr., Sales Manager, Auto Easy Finance, Inc., d/b/a Daelim Motor USA, 12901 Southwest 122 Avenue, Suite 105, Miami, Florida 33186.

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 Freightliner LLC, intends to allow the establishment of Freightliner, Sterling and Western Star of Tallahassee, as a dealership for the sale of Freightliner, Sterling, and Western Star brand trucks, at 4755 Capital Circle Northwest, Tallahassee (Leon County), Florida 32303, on or after January 11, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Freightliner, Sterling, and Western Star of Tallahassee are dealer operator: Jerry A. Kocan, 3140 Hayneville Road, Montgomery, Alabama 36108; principal investor(s): Jerry A. Kocan, 3140 Hayneville Road, Montgomery, Alabama 36108.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Chuck Thomas, Dealer Operations Manager, Freightliner LLC, 3025 Evergreen Drive, Suite 150, Duluth, Georgia 30096.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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

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

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**ADMINISTRATION COMMISSION**

**NOTICE OF FINAL DISPOSITION ON PETITION FOR  
EXCEPTION TO UNIFORM PERSONNEL RULES**

Pursuant to Sections 110.201(b) and 110.217(b), Florida Statutes (2005), the Administration Commission gives notice of final disposition on the Petition filed by the Florida Department of Children and Family Services for exception to uniform personnel rules set forth in Chapters 60L-33 and 60L-36, Florida Administrative Code. (The Department of Children and Family Services' Petition was filed with the Administration Commission on November 17, 2005.) The Secretary of the Administration Commission entered a Final Order of Dismissal on January 19, 2006, in response to the Department of Children and Family Services' Notice of Withdrawal of Petition for Exception to Uniform Personnel Rules filed on December 27, 2005.

A copy of the Department of Children and Family Services' Petition and the Administration Commission's Final Order of Dismissal can be obtained by contacting: Barbara Leighty, Administration Commission, Office of the Governor, Office of Policy and Budget, Room 1801, The Capitol, Tallahassee, Florida 32399-0001, (850)487-1884.

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**LAND AND WATER ADJUDICATORY COMMISSION**

**NOTICE OF RECEIPT OF PETITION**

**TOMOKA COMMUNITY DEVELOPMENT DISTRICT**

On November 30, 2005, the Florida Land and Water Adjudicatory Commission (the "Commission") received a Petition to adopt an amendment to rule Chapter 42LL-1, F.A.C., to amend the boundary of the Tomoka Community Development District (the "District") pursuant to Chapter 190, F.S. Petitioner asserts a copy of the Petition was filed with Flagler County in compliance with Section 190.046, F.S. The Commission will follow the requirements of Chapter 190, F.S., and Chapter 42-1, F.A.C., in ruling on this Petition.

**SUMMARY OF CONTENTS OF PETITION:** The Petition was filed by the Tomoka Community Development District with its registered office located at 123 South Calhoun Street, Tallahassee, Florida 32301. The Petition proposes to modify the land area presently serviced by the District by amending its boundary to add approximately 1,122 acres. (The District was originally established by Chapter 42LL-1, F.A.C., effective October 10, 2003. Petitioner discovered flaws in the legal description of the external boundaries of the District contained in Rule 42LL-1.002, F.A.C., resulting in the exclusion of significant portions of the lands thought to be included in the original Petition establishing the District. The subject boundary amendment will correct the flaws.) The District currently covers approximately 846 acres of land located in Flagler County in an area west of Interstate 95, northeast of U.S. Highway 1, south of Old Dixie Highway, and bounded on the

east by the Florida Power and Light utility easement. After amendment, the District will encompass approximately 1,968 acres. The District currently contains two out-parcels located within the external boundaries of the District which remain excluded. Petitioner has written consent to amend the boundary of the District from the owners of one hundred percent of the lands comprising the expansion parcel. Pursuant to Section 190.046(1)(e), F.S., the filing of the Petition for expansion by the District Board of Supervisors constitutes consent of the landowners. Development contemplated for the Tomoka CDD, after expansion, consists of 1,586 single family homes, 330 multi-family homes, 18 holes of championship golf, and recreation areas. Services and facilities to be provided by the District for lands within the expansion parcel are included in the District's adopted Improvement Plan and consist of stormwater infrastructure, entrances and landscaping, wetland compliance/mitigation, offsite improvements, utilities, and engineering and permitting. The District has already funded, acquired, and/or constructed infrastructure improvements to the expansion parcel. Construction of the improvements is expected to be complete in 2006.

**SUMMARY OF THE STATEMENT OF ESTIMATED REGULATORY COSTS:** In association with the Petition, the Petitioner has caused a Statement of Estimated Regulatory Costs ("SERC") to be prepared in compliance with Section 120.541, F.S. The complete text of the SERC is contained at Exhibit "9" to the Petition. By way of summary, the SERC estimates the principal individuals and entities likely to be required to comply with the amended rule are the State of Florida and Flagler County. The SERC estimates that rule amendment implementation and enforcement costs to the above-described entities will be modest, are concurrently budgeted or not burdensome, and/or are offset by the payment of requisite filing and annual fees; and, estimates there will be no effect on state and local revenues from the proposed amendment of the rule. The SERC indicates 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. Prospective future landowners 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 operations and maintenance of the District. The SERC further provides the decision to locate within the District is completely voluntary. The SERC concludes that the expansion of the District's boundary will have no impact or a positive impact on small businesses. As to impact on small counties, Flagler County is not a "small" county as defined by Section 120.52, F.S. The SERC analysis

is based on a straightforward application of economic theory. Input was received from the developer's engineer and other professionals associated with the developer.

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

DATE AND TIME: Wednesday, February 22, 2006, 1:00 p.m.

PLACE: Daytona Beach Community College, Flagler County Branch, Building 2, Classroom 119A, 3000 Palm Coast Parkway, Palm Coast, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Jonathan T. Johnson, (850)222-7500, at least two (2) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

COPIES OF THE PETITION MAY BE OBTAINED BY CONTACTING: Jonathan T. Johnson, Hopping Green & Sams, P.A., Post Office Box 6526, Tallahassee, Florida 32314, (850)222-7500; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

NOTICE OF RECEIPT OF PETITION  
 KENDALL CREEK COMMUNITY  
 DEVELOPMENT DISTRICT

On December 19, 2005, the Florida Land and Water Adjudicatory Commission ("FLWAC" or "Commission") received a petition to establish the Kendall Creek Community Development District (the "District"). The Commission will follow the requirements of Chapter 42-1, Florida Administrative Code (F.A.C.), as amended, and Chapter 190, Florida Statutes (F.S.), as amended, in ruling on this petition.

**SUMMARY OF CONTENTS OF PETITION:** The petition filed by The St. Joe Company requests the Commission establish a community development district located entirely within the unincorporated limits of St. Johns County, Florida. The land area proposed to be served by the District comprises approximately 4,086.6 acres. A general location map is contained as Exhibit 1 to the petition to establish the District. There are no out-parcels within the external boundaries of the proposed District which are to be excluded from the District. The Petitioner either owns or has obtained written consent to establish the District from the landowners of one hundred percent (100%) of non-governmental real property located within the proposed District. The lands within the Kendall Creek CDD will accommodate approximately 3,700 single-family homes; 775 multi-family units; 80,000 square feet of retail/commercial/service space; 11,000 square feet of offices; 100,000 square feet of light industrial space; 18 holes of golf; 131 acres of parks; and 1 public school. The lands to be

included in the District are located in the RiverTown Development of Regional Impact. The District, if established, plans to fund, own, operate and maintain the stormwater management system and the District's recreation facilities and amenities. The District will fund and construct the public roadways and public parks, and will dedicate them to the County. Water and wastewater utilities will be provided by JEA and owned by the JEA.

**SUMMARY 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 9 to the petition. The scope of the SERC is limited to evaluating the regulatory costs consequences of approving the proposal to establish the District. 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, small counties, and small cities; (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 principal entities that are likely to be required to comply with the rule include the District, the State of Florida, and St. Johns County. In addition, current and future property owners will be affected by the establishment of the proposed District. Under section (b), FLWAC and the State of Florida will incur modest administrative costs. St. Johns County will incur modest costs resulting from the initial review and on-going costs resulting from the on-going administration of the District. There is a \$15,000 filing fee paid to St. Johns County to offset any costs it may incur. 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 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 all small businesses. The petition to establish the District will not have an impact on small counties as defined by Section 120.52, F.S., as St. Johns County is not defined as a small county. Under section (e), the analysis provided in the SERC was based on a straightforward application of economic theory. Input was received from the developer's engineer and other professionals associated with the developer.

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

**DATE AND TIME:** Monday, February 20, 2006, 10:30 a.m.

**PLACE:** City Hall, Alcazar Room, The Lightner Building, 75 King Street, St. Augustine, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact Jonathan T. Johnson, (850)222-7500, at least two (2) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

Copies of the petition may be obtained by contacting: Jonathan T. Johnson, Hopping Green & Sams, P.A., Post Office Box 6526, Tallahassee, Florida 32314, (850)222-7500 or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

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## **AGENCY FOR HEALTH CARE ADMINISTRATION**

### **NOTICE OF LITIGATION**

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on January 20, 2006, concerning certificate of need decisions. No decision has been made as to the sufficiency of these petitions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine the substantial interest of persons. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S., as well as Section 408.039, F.S. and Rule 59C-1.012, F.A.C. In deference to rights of substantially affected persons, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

CON#	INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)		
9869	Denial, establish a 50 bed long term acute care hospital, Lake County, Leesburg Regional Medical Center, Inc., (PRH) same as applicant HEARING (PRH)	9879	Denial, establish a 90 bed child/adolescent psychiatric hospital, Orange County, Ten Broeck Orlando, Inc., (PRH) same as applicant
9869	Supports Denial, establish a 50 bed long term acute care hospital, Lake County, Leesburg Regional Medical Center, Inc., (PRH) Promise Healthcare of Florida III, Inc.	9880	Approval, establish a 90 bed child/adolescent psychiatric hospital, Orange County, USH of Maitland, Inc., (PRH) Ten Broeck Orlando, Inc.
9870	Denial, establish a new 40 bed long term care hospital, Lake County, Promise Healthcare of Florida III, Inc., (PRH) same as applicant	9881	Approval, establish an 84 bed acute care hospital, Brevard County, Holmes Regional Medical Center, Inc., (PRH) Wuesthoff Memorial Hospital, Inc. d/b/a Wuesthoff Medical Center-Rockledge and Wuesthoff Memorial Hospital, Inc. d/b/a Wuesthoff Medical Center-Melbourne
9871	Denial, establish a 44 bed long term acute care hospital, Lake County, Select Specialty Hospital – Lake, Inc., (PRH) same as applicant	9882	Denial, establish a new 10 bed Level II NICU, Charlotte County, Port Charlotte HMA, Inc. d/b/a Peace River Regional Medical Center, (PRH) same as applicant
9871	Supports Denial, establish a 44 bed long term acute care hospital, Lake County, Select Specialty Hospital – Lake, Inc., (PRH) Promise Healthcare of Florida III, Inc.	9883	Denial, establish a 10 bed Level II NICU, Lee County, Cape Memorial Hospital, Inc. d/b/a Cape Coral Hospital, (PRH) same as applicant
9872	Denial, establish a new 84 bed acute care hospital, Clay County, Baptist Medical Center of Clay, Inc., (PRH) same as applicant	9883	Supports Denial, establish a 10 bed Level II NICU, Lee County, Cape Memorial Hospital, Inc. d/b/a Cape Coral Hospital, (PRH) Port Charlotte HMA, Inc. d/b/a Peace River Regional Medical Center
9873	Approval, establish a 100 bed acute care hospital, Clay County, Orange Park Medical Center, Inc., (PRH) Baptist Medical Center of Clay, Inc.	9884	Denial, establish a 50 bed long term care hospital, St. Lucie County, Kindred Hospitals East, LLC, (PRH) same as applicant
9874	Denial, establish a 98 bed acute care hospital, Clay County, St. Vincent’s Medical Center, Inc., (PRH) same as applicant	9884	Denial, establish a 50 bed long term care hospital, St. Lucie County, Kindred Hospitals East, LLC, (PRH) Promise Healthcare of Florida IX, Inc.
9873	Approval, establish a 100 bed acute care hospital, Clay County, Orange Park Medical Center, Inc., (PRH) St. Vincent’s Medical Center, Inc.	9885	Denial, establish a new 40 bed long term care hospital, St. Lucie County, Promise Healthcare of Florida IX, Inc., (PRH) same as applicant
9876	Denial, establish a 60 bed freestanding long term care hospital, Orange County, Kindred Hospitals East, LLC, (PRH) same as applicant	9885	Supports Denial, establish a new 40 bed long term care hospital, St. Lucie County, Promise Healthcare of Florida IX, Inc., (PRH) Kindred Hospitals East, LLC
9877	Denial, establish a 40 bed adult psychiatric hospital, Orange County, Ten Broeck Orlando, Inc., (PRH) same as applicant	9886	Denial, establish a 44 bed long term acute care hospital, St. Lucie County, Select Specialty Hospital – St. Lucie, Inc., (PRH) same as applicant
9878	Approval, establish a 49 bed adult psychiatric hospital, Orange County, UHS of Maitland, Inc., (PRH) Orlando Regional Healthcare System, Inc.	9886	Supports Denial, establish a 44 bed long term acute care hospital, St. Lucie County, Select Specialty Hospital – St. Lucie, Inc., (PRH) Promise Healthcare of Florida IX, Inc.
9878	Approval, establish a 49 bed adult psychiatric hospital, Orange County, UHS of Maitland, Inc., (PRH) Ten Broeck Orlando, Inc.	9886	Supports Denial, establish a 44 bed long term acute care hospital, St. Lucie County, Select Specialty Hospital – St. Lucie, Inc., (PRH) Kindred Hospitals East, LLC

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- 9888 Denial, establish a new 40 bed long term care hospital, Broward County, Promise Healthcare of Florida X, Inc., (PRH) same as applicant
  - 9889 Denial, establish a 44 bed long term acute care hospital, Broward County, Select Specialty Hospital – Broward, Inc., (PRH) same as applicant
  - 9889 Supports Denial, establish a 44 bed long term acute care hospital, Broward County, Select Specialty Hospital – Broward, Inc., (PRH) Promise Healthcare of Florida X, Inc.
  - 9891 Denial, establish a new 60 bed long term care hospital, Miami-Dade County, Promise Healthcare of Florida XI, Inc., (PRH) same as applicant
  - 9891 Supports Denial, establish a new 60 bed long term care hospital, Miami-Dade County, Promise Healthcare of Florida XI, Inc., (PRH) Miami Jewish Home and Hospital For the Aged, Inc.
  - 9891 Supports Denial, establish a new 60 bed long term care hospital, Miami-Dade County, Promise Healthcare of Florida XI, Inc., (PRH) Kindred Hospitals East, LLC
  - 9892 Denial, establish a 60 bed long term acute care hospital, Dade County, Select Specialty Hospital – Dade, Inc., (PRH) same as applicant
  - 9892 Supports Denial, establish a 60 bed long term acute care hospital, Dade County, Select Specialty Hospital – Dade, Inc., (PRH) Miami Jewish Home and Hospital For the Aged, Inc.
  - 9892 Supports Denial, establish a 60 bed long term acute care hospital, Dade County, Select Specialty Hospital – Dade, Inc., (PRH) Kindred Hospitals East, LLC
  - 9892 Supports Denial, establish a 60 bed long term acute care hospital, Dade County, Select Specialty Hospital – Dade, Inc., (PRH) Promise Healthcare of Florida XI, Inc.
  - 9893 Denial, establish a 30 bed long term acute care hospital, Miami-Dade County, Miami Jewish Home and Hospital For the Aged, Inc., (PRH) same as applicant
  - 9893 Supports Denial, establish a 30 bed long term acute care hospital, Miami-Dade County, Miami Jewish Home and Hospital For the Aged, Inc., (PRH) Kindred Hospitals East, LLC
  - 9893 Supports Denial, establish a 30 bed long term acute care hospital, Miami-Dade County, Miami Jewish Home and Hospital For the Aged, Inc., (PRH) Promise Healthcare of Florida XI, Inc.
  - 9894 Denial, establish a 60 bed long term care hospital, Dade County, Kindred Hospitals East, LLC, (PRH) same as applicant
  - 9894 Supports Denial, establish a 60 bed long term care hospital, Dade County, Kindred Hospitals East, LLC, (PRH) Miami Jewish Home and Hospital For the Aged, Inc.
  - 9894 Supports Denial, establish a 60 bed long term care hospital, Dade County, Kindred Hospitals East, LLC, (PRH) Promise Healthcare of Florida XI, Inc.
  - 9895 Denial, establish a new 116 bed acute care satellite hospital, Miami-Dade County, Mount Sinai Medical Center of Florida, Inc., (PRH) same as applicant
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- DEPARTMENT OF ENVIRONMENTAL PROTECTION**
- Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”
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**DEPARTMENT OF HEALTH**

On January 18, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Restriction with regard to the license of Bernard Rachlin, M.D. license number ME 5331. This Emergency Restriction Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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On January 20, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Lisa Furlough, R.N. license number RN 2810142. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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**TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY**

Open Solicitation for Employers to Support the Summer 2006 Florida Teacher Quest Program

TRDA/The Endeavour Academy is seeking employers to register for the 2006 Teacher Quest Scholarship Program.

The Teacher Quest Scholarship Program is a professional development opportunity that provides Florida teachers with a unique opportunity to acquire enhanced skills in mathematics, science and technology while working for a technology-based Florida company during the summer. Companies temporarily hire teachers in jobs utilizing mathematics, science or technology and the Teacher Quest Scholarship serves to partially reimburse the employer up to 40% of the teacher's hourly salary.

Registration forms are available at: [www.TheEndeavourAcademy.com/TeacherQuest](http://www.TheEndeavourAcademy.com/TeacherQuest).

For more information or to register for the Teacher Quest Scholarship Program contact: Diane Matthews, 1(866)263-9564.

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN January 17, 2006  
 and January 20, 2006**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Water Policy**

5M-8.001	1/19/06	2/8/06	31/43	
5M-8.002	1/19/06	2/8/06	31/43	
5M-8.003	1/19/06	2/8/06	31/43	
5M-8.004	1/19/06	2/8/06	31/43	
5M-8.005	1/19/06	2/8/06	31/43	

**DEPARTMENT OF TRANSPORTATION**

14-40.003	1/19/06	2/8/06	31/50	
14-40.020	1/19/06	2/8/06	31/50	
14-40.030	1/19/06	2/8/06	31/50	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF CORRECTIONS**

33-210.201	1/19/06	2/8/06	31/47	
33-601.901	1/20/06	2/9/06	31/50	

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

40D-4.091	1/19/06	2/8/06	31/45	
40D-8.041	1/17/06	2/6/06	31/45	

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Florida Land Sales, Condominiums and Mobile Homes**

61B-18.0051	1/18/06	2/7/06	31/45	
61B-24.002	1/18/06	2/7/06	31/45	
61B-79.002	1/18/06	2/7/06	31/45	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-4.050	1/18/06	2/7/06	31/42	
62-620.100	1/18/06	2/7/06	31/42	
62-620.310	1/18/06	2/7/06	31/42	
62-620.610	1/18/06	2/7/06	31/42	
62-620.625	1/18/06	2/7/06	31/42	
62-621.500	1/18/06	2/7/06	31/42	

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

64B1-6.008	1/18/06	2/7/06	31/50	
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**Board of Chiropractic**

64B2-12.020	1/17/06	2/6/06	31/50	
64B2-13.008	1/17/06	2/6/06	31/50	
64B2-16.003	1/17/06	2/6/06	31/50	

**Board of Clinical Social Work, Marriage and Family**

64B4-6.0014	1/20/06	2/9/06	31/50	
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**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

69A-66.001	1/19/06	2/8/06	31/43	
69A-66.002	1/19/06	2/8/06	31/43	
69A-66.003	1/19/06	2/8/06	31/43	
69A-66.004	1/19/06	2/8/06	31/43	
69A-66.005	1/19/06	2/8/06	31/43	
69A-66.006	1/19/06	2/8/06	31/43	
69A-66.007	1/19/06	2/8/06	31/43	
69A-66.008	1/19/06	2/8/06	31/43	



Section XIV  
List of Rules Affected

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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INSURANCE

This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.

- w - Signifies Withdrawal of Proposed Rule(s)
- c - Rule Challenge Filed
- v - Rule Declared Valid
- x - Rule Declared Invalid
- d - Rule Challenge Dismissed
- dw - Dismissed Upon Withdrawal

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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STATE

1-2.0021	31/44	32/3	
1-2.0031	31/44	32/3	
1A-31.013	31/51		
1A-32.006	31/51		
1B-2.011	31/48		
1B-24.002	26/43		
1S-2.0011	31/47		
1S-2.009	31/47		
1S-2.0091	31/47	32/5	
1S-2.0115	31/40	31/48	32/4
		31/50	32/4
1S-2.025	31/40	31/47	32/4
1S-2.034	31/42	31/48	
		32/4	
1S-2.036	31/40	31/47	32/4
1S-2.037	31/40	31/47	32/4
1T-1.001	23/36	23/47	31/50
		29/37	31/50
		31/16	31/50
	31/38	31/44	31/50

LEGAL AFFAIRS

2-30.001	31/48		32/4
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BANKING AND FINANCE

3E-48.005	28/42		
3F-5.0015	29/39	29/45	
3F-5.0035	29/39	29/45	
3F-5.004	29/39	29/45	
3F-5.006	29/39	29/45	
3F-5.008	29/39	29/45	

4-138.047	28/41		
4-149.203	29/52	30/3	
4-149.204	29/52	30/3	
4-149.205	29/52	30/3	
4-149.206	29/52	30/3	
4-149.207	29/52	30/3	
4-154.201	29/37	30/3	
4-154.202	29/37	29/42	
		30/3	
4-154.203	29/37	29/46	
		30/3	
4-154.204	29/37	30/3	
4-154.210	29/37	30/3	
4-154.525	29/16	29/25	
4-166.045	30/1	30/3	
4-176.013	29/36	30/3	
4-200.007	29/44	30/3	
4-211.031	27/44		
4-228.055	26/35		
4A-3.002	27/12		
4A-21.115	29/37	29/46	
4A-41.108	29/25		
4A-62.0001	29/44	29/46	
4A-62.001	29/44	29/46	
4A-62.002	29/44	29/46	
4A-62.003	29/44	29/46	
4A-62.006	29/44	29/46	
4A-62.007	29/44	29/46	
4A-62.020	29/44	29/46	
4A-62.021	29/44	29/46	
4A-62.022	29/44	29/46	
4A-62.023	29/44	29/46	
4A-62.030	29/44	29/46	
4A-62.031	29/44	29/46	
4A-62.032	29/44	29/46	
4A-62.033	29/44	29/46	
4A-62.034	29/44	29/46	
4A-62.035	29/44	29/46	
4A-62.036	29/44	29/46	
4A-62.040	29/44	29/46	
4A-62.041	29/44	29/46	
4A-62.042	29/44	29/46	
4A-62.043	29/44	29/46	
4A-62.044	29/44	29/46	
4A-62.045	29/44	29/46	
4C-6.003	29/38	30/29	
4C-40.0055	28/47		
4L-24.0231	29/39	29/46	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
AGRICULTURE AND CONSUMER SERVICES				6A-10.014	31/50		
5-1	31/6c			6A-10.019	31/36	31/44	31/50
	31/14c			6A-10.024	31/36	31/44	31/50
5B-58.001	27/29			6A-10.029	31/50		
5B-58.001(16)	27/50c			6A-10.030	31/36	31/44	31/50
5E-2.0042	30/15			6A-10.0331	31/36	31/44	31/50
5E-2.011	29/32			6A-10.038	31/36	31/44	31/50
5E-14.105	32/5			6A-10.040	32/5		
5E-14.142	32/5			6A-10.041	31/36	31/44	31/50
5E-14.149	32/5			6A-10.043	31/36	31/44	31/50
5F-2.001	31/50	31/52		6A-10.060	31/5c		
5F-2.002	31/50			6B-4.010	32/3		
5F-2.003	31/50			6C-7.0055	30/26		
5F-2.014	31/50			6C4-4.0102	Newspaper		31/50
5F-2.016	31/50			6E-1.003	31/50		
5F-11.002	31/34	31/40	32/4	6E-2.001	31/50		
		31/47	32/4	6E-2.002	31/50		
5F-11.027	31/34	31/47	32/4	6E-2.0061	31/18		
5F-11.028	31/34	31/47	32/4		31/50		
5F-11.029	31/34	31/47	32/4	6L-1.001	28/12		
5F-11.043	31/34	31/47	32/4	6L-1.002	28/12		
5F-11.044	31/34	31/40	32/4	6L-1.004	28/12		
		31/47	32/4	6L-1.005	28/12		
5F-11.045	31/34	31/47	32/4	6L-1.006	28/12		
5F-11.046	31/34	31/40	32/4	6L-1.007	28/12		
		31/47	32/4	6L-1.008	28/12		
5F-11.050	31/34	31/40	32/4	6L-1.009	28/12		
		31/47	32/4	6L-1.010	28/12		
5GER05-2			31/47	6L-1.011	28/12		
5H-1.001	31/39		32/1	6L-1.012	28/12		
5H-1.003	31/39		32/1	6L-1.013	28/12		
5H-1.004	31/39		32/1	6M-7.0055	30/26		
5H-25.001	31/39	31/51	32/4	COMMUNITY AFFAIRS			
5H-25.002	31/39	31/51	32/4	9B-1.002	31/30		
5H-25.003	31/39	31/51	32/4	9B-1.003	31/30		
5H-25.004	31/39	31/51	32/4	9B-1.004	31/30		
5I-4.002	31/21			9B-1.006	31/30		
5M-2.003	31/42		32/4	9B-1.007	31/30		
5M-8.001	31/43		32/5	9B-1.009	31/30		
5M-8.002	31/43		32/5	9B-1.0095	31/30		
5M-8.003	31/43		32/5	9B-1.010	31/30		
5M-8.004	31/43		32/5	9B-1.016	31/30		
5M-8.005	31/43		32/5	9B-1.017	31/30		
5N-1.100	31/40	31/49	32/3	9B-1.020	31/30		
5N-1.116	31/40	31/49	32/3	9B-1.0211	31/30		
				9B-1.0221	31/30		
EDUCATION				9B-1.028	31/30		
6A-1.09422	32/3			9B-1.030	31/30		
6A-1.09981	32/3	32/5		9B-3.050	31/45		
6A-4.0251	31/50			9B-3.053	31/45		
	32/3	32/5		9B-3.055	31/45		
6A-5.066	31/50	32/5		9B-43.0031	32/4		
6A-6.014	32/5			9B-43.004	32/4		
6A-6.080	16/30			9B-43.0041	32/4		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
9B-43.005	32/4			LAW ENFORCEMENT			
9B-43.0051	32/4			11B-14.002	31/52		
9B-43.006	32/4			11B-18.004	31/52		
9B-43.0061	32/4			11B-20.001	31/52		
9B-43.007	32/4			11B-20.0014	31/52		
9B-43.0071	32/4			11B-20.0016	31/52		
9B-43.009	32/4			11B-20.0017	31/52		
9B-43.010	32/4			11B-21.001	31/52		
9B-43.012	32/4			11B-21.005	31/52		
9B-43.013	32/4			11B-27.0011	31/52		
9B-43.014	32/4			11B-27.002	31/52		
9B-72.005	30/26			11B-27.00212	31/52		
9B-72.010	30/26			11B-27.00213	31/52		
9B-72.030	30/26			11B-27.0022	31/52		
9B-72.040	30/26			11B-27.005	31/52		
9B-72.045	30/26			11B-27.006	27/17		
9B-72.050	30/26			11B-27.013	31/52		
9B-72.060	30/26			11B-30.006	31/52		
9B-72.070	30/26			11B-30.009	31/52		
9B-72.080	30/26			11B-30.011	31/52		
9B-72.090	30/26			11B-30.012	31/52		
9B-72.100	30/26			11B-30.014	19/40		
9B-72.130	30/26			11B-35.001	31/52		
9B-72.135	30/26			11B-35.002	31/52		
9B-72.160	30/26			11B-35.0024	31/52		
9G-14.002	31/34			11B-35.003	31/52		
9G-14.0045	31/34			11B-35.006	31/52		
9G-14.006	31/34	32/3		11B-35.007	31/52		
9G-14.010	31/34			11B-35.009	31/52		
9G-19.002	23/24	23/39	31/52	11D-8.002	31/52		
	31/25		31/52	11D-8.004	31/52		
9G-19.003	31/25		31/52	11D-8.006	31/52		
9G-19.005	31/25	31/44	31/52	11D-8.007	31/52		
9G-19.007	31/25		31/52	11D-8.008	31/52		
9G-19.008	31/25	31/44	31/52	11D-8.015	31/52		
9G-19.009	31/25		31/52	11D-8.017	31/52		
9G-19.010	31/25		31/52	11D-9.001	31/52		
9J-5.0055	18/40			11D-9.002	31/52		
9J-11.004	31/50			11D-9.003	31/52		
9J-11.006	31/50			11D-9.004	31/52		
9J-11.009	31/50			11D-9.005	31/52		
9J-11.010	31/50			11D-9.006	31/52		
9J-11.011	31/50			11N-1.0022	31/52		
9J-11.012	31/50			11N-1.0031	31/52		
9J-11.0131	31/50			11N-1.005	31/52		
9J-11.015	31/50			11N-1.0051	31/52		
9J-11.018	31/50			11N-1.006	31/52		
9J-11.022	31/50			11N-1.009	31/52		
9K-8.011	28/13						

HEALTH AND REHABILITATIVE SERVICES

10-5.011(1)(v)	15/46c
10M-9.026	22/1
10M-9.045	22/1

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
REVENUE				12D-8.021	31/40		32/2
12-1	32/2c			12D-13.015	31/40		32/2
	32/2c			12D-16.002	20/37	20/46	32/2
12-18.003	32/2					23/45	32/2
12-18.004	32/2					25/51	32/2
12-24.022	28/4				31/40	28/49	32/2
12A-1.097	32/2	32/5		TRANSPORTATION			
12A-1.105	32/2			14-1	31/32c		
12A-1.107	32/2				32/2c		
12A-6.038	29/17				32/2c		
12A-15.003	32/2			14-15.003	26/46		
12A-15.011	32/2			14-15.0081	31/43	32/1	32/4
12A-16.008	32/2			14-15.017	31/52		
12A-17.005	32/2			14-22.006	20/46	21/6	31/50
12A-19.010	32/2				31/43		31/50
12A-19.020	32/2			14-22.009	20/46	21/6	31/50
12A-19.060	32/2				31/43		31/50
12A-19.100	32/2			14-22.015	20/46	21/6	31/50
12BER05-6			31/40		31/43		31/50
12BER05-7			31/40	14-40.003	23/32	23/49	32/5
12BER05-8			31/40			24/13	32/5
12BER05-9			31/40			24/17	32/5
12BER05-10			31/51		31/50		32/5
12BER05-11			31/51	14-40.020	23/32	23/49	32/5
12BER05-12			31/51			24/49	32/5
12BER05-13			31/51		31/50		32/5
12B-5.020	32/2			14-40.030	23/32	24/1	32/5
12B-5.030	32/2					24/13	32/5
12B-5.040	32/2					24/17	32/5
12B-5.050	32/2					24/36	32/5
12B-5.060	32/2				31/50		32/5
12B-5.070	32/2			14-51.011	31/42		
12B-5.080	32/2			14-51.051	31/42		
12B-5.090	32/2			14-51.052	31/42		
12B-5.100	32/2			14-51.053	31/42		
12B-5.110	32/2			14-75.0022	31/50		
12B-5.120	32/2			14-75.003	31/50		
12B-5.130	32/2			14-75.004	31/50		
12B-5.140	32/2			14-75.0051	31/50		
12B-5.150	32/2			14-75.0052	31/50		
12B-5.200	32/2			14-85.004	31/44		31/51
12B-5.300	32/2			14-96.004	32/4		
12B-5.400	32/2			14-98.005	31/36	31/48	32/2
12B-7.031	32/2			14-98.008	31/36	31/48	32/2
12B-8	23/8c			14-100.002	32/4		
12B-8.001	32/2			14B-2.001	31/35		
12B-8.0012	32/2			14B-2.002	31/35		
12B-8.003	32/2			14B-2.003	31/35		
12C-1.0188	32/2			14B-2.004	31/35		
12C-1.051	32/2	32/5		14B-2.005	31/35		
12C-2.0115	32/2	32/5		14B-2.006	31/35		
12C-3.008	32/2			14B-2.007	31/35		
12D-7.003	31/40	31/45	32/2				
12D-8.0063	31/40		32/2				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
ENVIRONMENTAL REGULATION				20ER05-7			31/48
17-503.420	16/15			20ER05-8			31/44
17-503.430	16/15			20ER05-9			31/48
17-503.500	16/15			20ER05-10			31/45
17-660.300	15/50	16/8		20ER05-11			31/45
17-671.100	15/32			20ER05-12			31/45
17-671.200	15/32			20ER05-13			31/47
17-671.300	15/32			20-61.003	31/46		32/3
17-671.310	15/32			20-64.021	31/45		
				20-64.025	31/28		
					31/44	32/5	
BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST				20-70.006	31/28		
18-21.003	31/27c				31/44	32/5	
	31/45		31/52	20-71.006	31/28		
18-21.003(23)	31/16c				31/44	32/5	
18-21.004	25/48	25/50		20-72.006	31/28		
18-21.011	31/16c				31/44	32/5	
	31/27c			20-72.008	31/28		
	31/45		31/52		31/44		32/5w
				20-72.010	31/28		
					31/44	32/5	
STATE BOARD OF ADMINISTRATION				PROFESSIONAL REGULATION			
19-4.0031	31/47			21M-49.002	19/6c		
19-11.001	31/47			21M-50.002	19/6c		
19-11.002	31/47			21M-50.003	19/6c		
19-11.003	31/47	32/2		21M-50.007	19/6c		
19-11.004	31/47	32/2		21M-50.009	19/6c		
19-11.005	31/47	32/2					
19-11.006	31/47			FLORIDA PAROLE COMMISSION			
19-11.007	31/47			23-4.001	32/2		
19-12.005	31/47			23-4.002	32/2		
19-12.007	31/47			23-4.003	32/2		
19B-4.001	31/43		31/50	23-4.004	32/2		
19B-4.002	31/43		31/50	23-4.005	32/2		
19B-8.001	32/3			23-15.026	32/2		
19B-15.001	28/8			23-15.030	32/2		
19B-15.002	28/8			23-15.031	32/2		
19B-15.003	28/8			23-15.055	32/2		
19B-15.004	28/8			23-19.001	32/2		
19B-15.005	28/8			PUBLIC SERVICE COMMISSION			
19B-15.006	28/8			25-4.036	31/44		31/51
19B-15.007	28/8			25-24.511	24/38	25/1	31/52
19B-15.008	28/8				31/45		31/52
19B-15.009	28/8			25-24.512	31/45		31/52
19B-15.010	28/8			25-24.515	31/44		31/51
19B-15.011	28/8			25-24.567	31/45		31/52
19B-16.002	31/43		31/50	25-24.569	31/45		31/52
CITRUS				25-24.720	31/45		31/52
20ER05-2			31/40	25-24.730	31/45		31/52
20ER05-3			31/48	25-24.810	31/45		31/52
20ER05-4			31/48	25-24.815	31/45		31/52
20ER05-5			31/48				
20ER05-6			31/48				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
CORRECTIONS				40C-4.091	31/12c 31/12c		
33-204.003	31/46		32/2	40C-8.031	31/47		32/4
33-210.101	30/43			40D-2.031	31/20	31/35	
33-210.201	31/47		32/5	40D-2.091	22/48		
33-301.605	31/7			40D-2.301	22/48		
33-302.111	31/34	31/43		40D-2.331	20/48		
33-501.301	31/52			40D-4.021	31/9	31/18	
33-601.230	29/19			40D-4.041	31/14c		
33-601.606	32/4			40D-4.091	22/48		
33-601.737	31/44	32/4			25/3		
33-601.738	26/48	27/38			31/45		32/5
33-601.820	32/5			40D-6.521	24/50		
33-601.901	31/50		32/5	40D-8.041	31/45		32/5
33-602.101	32/2				32/1		
33-602.112	31/46	31/52			32/1		
33-602.210	31/46	31/50 32/2		40D-8.624	32/2		
33-602.220	32/2			40D-21.011	31/47		
33-602.222	26/32	26/50 30/6	32/2 32/2	40D-21.031	31/47		
	31/46		32/2	40D-21.051	31/47		
33-602.224	31/43		32/1	40D-21.211	31/47	32/5	
				40D-21.221	31/47		
				40D-21.231	31/47	32/5	
WATER MANAGEMENT DISTRICTS				40D-21.251	31/47		
				40D-21.275	31/47		
40A-2.021	31/52			40D-21.281	31/47		
40A-2.041	31/52			40D-21.331	31/47	32/5	
40A-2.051	31/52			40D-21.371	31/47	32/5	
40A-2.223	31/52			40D-21.391	31/47		
40B-2.321	30/22	30/36		40D-21.401	31/47		
40B-21.001	31/25			40D-21.421	31/47		
40B-21.031	31/25			40D-21.441	31/47		
40B-21.051	31/25			40D-21.511	31/47		
40B-21.211	31/25			40D-21.541	31/47		
40B-21.221	31/25			40D-21.571	31/47		
40B-21.231	31/25			40D-21.601	31/47		
40B-21.251	31/25			40D-21.621	31/47	32/5	
40B-21.275	31/25			40D-21.631	31/47	32/5	
40B-21.291	31/25			40D-21.641	31/47	32/5	
40B-21.421	31/25			40D-21.651	31/47		
40B-21.511	31/25			40E-1.659	31/43	31/52	
40B-21.531	31/25			40E-4.091	29/50c		
40B-21.541	31/25				31/43	31/52	
40B-21.571	31/25			40E-4.101	31/43	31/52	
40B-21.601	31/25			40E-7.523	28/39		
40B-21.621	31/25			40E-7.532	28/39		
40B-21.631	31/25			40E-8.011	31/43		32/2
40B-21.641	31/25			40E-8.021	31/43		32/2
40C-2.031	31/35			40E-8.351	31/43		32/2
40C-2.042	31/35	31/47		40E-8.421	31/43		32/2
40C-2.051	31/35			40E-20.651	29/17		
40C-2.101	31/35			40E-63.223	27/2	27/9	
40C-2.381	31/35						
40C-2.900	31/35						
40C-3.035	31/39		32/1				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
LOTTERY				59A-31.001	31/52		
53ER05-71			31/39	59A-31.002	31/52		
53ER05-72			31/39	59A-33.001	32/2		
53ER05-73			31/39	59A-33.002	32/2		
53ER05-74			31/41	59A-33.003	32/2		
53ER05-75			31/41	59A-33.004	32/2		
53ER05-76			31/43	59A-33.005	32/2		
53ER05-77			31/43	59A-33.006	32/2		
53ER05-78			31/45	59A-33.007	32/2		
53ER05-79			31/45	59A-33.008	32/2		
53ER05-80			31/45	59A-33.009	32/2		
53ER05-81			31/45	59A-33.010	32/2		
53ER05-82			31/45	59A-33.011	32/2		
53ER05-83			31/47	59A-33.012	32/2		
53ER05-84			31/47	59A-33.013	32/2		
53ER05-85			31/48	59B-14.001	31/31		31/51
53ER05-86			31/48	59B-14.002	31/31	31/43	31/51
53ER05-87			31/48	59B-14.003	31/31		31/51
53ER05-88			31/48	59B-14.004	31/31	31/43	31/51
53ER05-89			31/48	59B-14.005	31/31		31/51
53ER05-90			31/48	59B-14.006	31/31		31/51
53ER05-91			31/48	59B-14.007	31/31		31/51
53ER05-92			31/48	59B-14.008	31/31		31/51
53ER05-93			31/51	59B-15.001	31/17c		32/2d
53ER05-94			31/51	59B-15.002	31/17c		32/2d
53ER05-95			31/51	59B-15.003	31/17c		32/2d
53ER05-96			31/52	59B-15.004	31/17c		32/2d
53ER05-97			31/52	59B-15.005	31/17c		32/2d
53ER06-1			32/5	59B-15.006	31/17c		32/2d
53ER06-2			32/5	59B-15.007(1)	31/17c		32/2d
53ER06-3			32/5	59C-1.038	31/6		
53ER06-4			32/5		31/6c		
53-19.0035	25/43			59G-1.010	31/49		
53-302.101	29/22			59G-4.002	32/3		
53-302.109	29/22			59G-4.035	31/38		32/1
				59G-4.085	32/5		
				59G-4.160	31/40		32/1
ELDER AFFAIRS					31/52		
58B-1.001	31/27			59G-4.165	32/3		
58B-1.003	31/27			59G-4.199	31/50		
58B-1.005	31/27			59G-4.230	31/6c		
58B-1.007	31/27			59G-4.255	31/26	31/52	
58B-1.009	31/27	31/31			32/2		
				59G-4.300	32/3		
AGENCY FOR HEALTH CARE ADMINISTRATION				59G-4.330	31/30	31/42	31/50
				59G-6.010	31/42		
59-1	29/35c			59G-6.020	31/26		32/1
	30/42c				31/42		
	31/34c		32/2dw	59G-6.030	31/45		
59A-3.2085	31/43	32/3		59G-6.045	31/44		
59A-3.253	31/2			59G-8.100	32/3		
59A-3.255	29/36	29/48		59G-13.030	32/3		
		30/3		59H-1.00352	26/3	26/17	
	29/43c			59T-11.013	23/22	23/35	
59A-3.281	32/3			59T-14.004	23/22	23/35	
59A-11.0115	30/5			59T-15.002	23/22	23/35	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
59T-16.001	23/22	23/35		BUSINESS AND PROFESSIONAL REGULATION			
59T-16.002	23/22	23/35		61-6.022	32/3		
59U-11.019	20/51	21/7		61-6.023	32/3		
59U-14.002	23/24	23/35		61A-1.013	31/21		
59V-3.007	20/34	20/48		61A-1.017	31/21		
MANAGEMENT SERVICES				61A-2.019	31/21		31/50w
60BB-3.013	31/52				31/50		
60BB-8.100	31/29	31/49	32/2	61A-3.0141	31/21		
60BB-8.200	31/29	31/49	32/2	61A-3.019	31/21		
60BB-8.201	31/29	31/49	32/2	61A-3.020	31/21		
60BB-8.202	31/29	31/49	32/2	61A-3.0305	31/21		
60BB-8.300	31/29	31/49	32/2	61A-3.039	31/21		
60DD-1.001	31/51			61A-3.049	31/21		
60E-1.001	31/49			61A-3.053	31/21		
60E-1.003	31/49			61A-4.003	31/21		
60E-1.004	31/49			61A-4.005	31/21		
60E-1.005	31/49			61A-4.020	31/21		
60H-1.001	31/22	31/41		61A-4.030	31/21		
60H-1.002	31/22	31/41		61A-5.001	31/21		
60H-1.003	31/22	31/41		61A-5.010	31/21		
60H-1.004	31/22			61A-5.0105	31/21		
60H-1.006	31/22	31/41		61A-5.011	31/21		
60H-1.007	31/22	31/41		61A-5.056	31/21		
60H-1.009	31/22			61A-5.700	31/21		
60H-1.013	31/22			61A-5.708	31/21		
60H-1.015	31/22	31/41		61A-5.710	31/21		
60H-1.017	31/22	31/41		61A-5.747	31/21		
60H-1.022	31/22			61A-5.7475(1)	31/5c		
60H-1.025	31/22			61A-5.761	31/21		
60H-1.026	31/22			61A-7.006	29/41		
60H-1.027	31/22				31/10		32/2
60H-1.028	31/22				31/25c		32/2d
60H-1.030	31/22			61A-7.007	29/41		
60L-39.003	31/47				31/10		32/2
60L-39.005	31/47	31/52			31/25c		32/2d
60L-39.006	31/47			61A-7.008	29/41		
60S-1.004	31/28		31/52		31/10		32/2
60Y-1	31/14c				31/25c		32/2d
	31/16c			61A-7.009	31/10		32/2
	31/16c				31/25c		32/2d
	31/21c			61A-10.001	32/3		
	31/21c			61A-10.002	32/3		
	31/21c			61A-10.0021	32/3		
	31/25c			61A-10.0022	32/3		
	31/38c			61A-10.005	32/3		
	31/38c			61A-10.006	32/3		
	31/39c			61A-10.007	32/3		
	32/2c		32/2d	61A-10.007	32/3		
	32/2c		32/2d	61A-10.008	32/3		
	32/2c		32/2d	61A-10.009	32/3		
	32/2c		32/2d	61A-10.0091	32/3		
	32/2c		32/2d	61A-10.010	32/3		
	32/2c			61A-10.011	32/3		
	32/2c			61A-10.0111	32/3		
	32/2c			61A-10.0112	32/3		



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
61A-10.012	32/3			61D-6.006	31/51		
61A-10.013	32/3			61D-6.007	31/51		
61A-10.014	32/3			61D-6.008	31/20		
61A-10.015	32/3			61D-6.009	31/51		
61A-10.016	32/3			61D-6.011	31/51		
61A-10.017	32/3			61D-7.001	31/51		
61A-10.018	32/3			61D-7.002	31/51		
61A-10.020	32/3			61D-7.014	31/51		
61A-10.021	32/3			61D-7.015	31/51		
61A-10.026	32/3			61D-7.021	31/51		
61A-10.027	32/3			61D-7.022	31/51		
61A-10.031	32/3			61D-7.023	31/51		
61A-10.050	32/3			61D-7.024	31/51		
61A-10.051	32/3			61D-8.001	31/51		
61A-10.052	32/3			61D-8.002	31/51		
61A-10.053	32/3			61D-8.003	31/51		
61A-10.054	32/3			61D-8.004	31/51		
61A-10.055	32/3			61D-8.005	31/51		
61A-10.080	32/3			61D-9.001	31/51		
61A-10.081	32/3			61D-9.003	31/51		
61A-10.082	32/3			61D-9.004	31/51		
61A-10.083	32/3			61D-10.001	31/51		
61A-10.084	32/3			61D-11.002	31/51		
61A-10.085	32/3			61D-11.007	31/51		
61B-15.007	31/45			61D-11.008	31/51		
61B-18.0051	31/45		32/5	61D-11.009	31/51		
61B-24.002	31/45		32/5	61D-11.010	31/49		
61B-79.002	31/45		32/5	61D-11.012	31/51		
61B-82.005	30/40			61D-11.015	31/51		
61DER05-1			31/47	61D-11.017	31/51		
61D-2.001	31/51			61D-11.018	31/51		
61D-2.004	31/51			61D-11.027	31/49		
61D-2.005	31/51			61D-12.001	31/51		
61D-2.006	31/51			61E1-2.006	23/30	23/40	31/51
61D-2.008	31/51				31/36		31/51
61D-2.009	31/51			61F15-22.011	32/2c		
61D-2.010	31/51			61G1-16.005	32/3		
61D-2.011	31/51			61G1-23.015	31/35		
61D-2.012	31/51			61G3-20.002	31/42		31/52
61D-3.001	31/51			61G4-12.006	31/47		
61D-3.002	31/51			61G4-12.008	31/51		
61D-3.003	31/51			61G4-12.009	31/47		
61D-3.004	31/51			61G4-15.001	31/51		
61D-4.001	31/51			61G4-15.0021	31/47		32/3
61D-4.002	31/51			61G4-15.032	31/18	31/32	31/52
61D-4.003	31/51			61G4-16.0021	32/3		
61D-4.004	31/51			61G4-16.003	31/40	31/52	
61D-5.001	31/51			61G7-33.0065	30/16		
61D-5.002	31/51			61G9-9.001	31/6		
61D-5.003	31/51			61G10-11.011	31/44	31/52	
61D-5.004	31/51			61G14-12.003	30/36		32/4w
61D-5.005	31/51			61G14-19.001	31/46		32/4
61D-5.006	31/51			61G15-1	31/21c		
61D-5.007	31/51			61G15-20.0015(3)	31/34c		
61D-6.001	31/51			61G15-20.006(2)	31/25c		32/2x
61D-6.002	31/51			61G15-21.009(1)(b),(3)	31/34c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
61G15-24.001	31/21 31/49	32/3		ENVIRONMENTAL PROTECTION			
61G17-5.0043	19/20	19/29 19/52 26/16 26/23	31/51 31/51 31/51 31/51	62-1	31/16c 31/40c		32/2dw 32/5
61G17-5.0051	31/44		31/51	62-4.050	31/42		
61G17-6.002	30/52	31/20		62-40	29/9c		
61G17-6.003	30/52	31/36		62-40.474	28/51		
61G17-6.004	30/52	31/20		62-204.800	31/47		32/1
61G18-11.002	31/22		31/51	62-210.200	31/39	31/46	32/4
61G18-14.002	31/51			62-210.300	31/39	31/46	32/4
61G18-16.003	31/51			62-210.350	31/39	31/46	32/4
61G18-17.001	31/47			62-210.370	31/39	31/46	32/4
61G18-19.002	31/19		31/51	62-210.900	31/39	31/46	32/4
61G19-5.002	32/4			62-212.300	31/39	31/46	32/4
61G19-6.016	31/51			62-212.400	31/39	31/46	32/4
61G19-19.001	31/46			62-212.500	31/39	31/46	32/4
61H1-26.005	32/3			62-212.720	31/39	31/46	32/4
61H1-27.001	32/3			62-302.540	27/52		
61H1-31.001	32/3			62-302.700	31/45		32/1
61J1-1.009	31/44		32/1	62-302.800	31/45		32/1
61J1-2.001	31/44	32/1		62-304.510	29/25		
61J1-2.005	31/44			62-304.600	31/27c		
61J1-3.001	28/41	28/43 28/46	32/1		31/28c		
61J1-3.002	28/41	28/43 28/46	32/1	62-528.440	31/48		32/2
61J1-4.001	31/47		32/2	62-528.450	31/48		32/2
61J1-4.003	31/44		32/1	62-528.455	31/48		32/2
61J1-4.005	28/41	28/43 28/46	32/1	62-620.100	31/42		32/5
61J1-4.007	31/44		32/1	62-620.310	31/42		32/5
61J1-4.010	32/1			62-620.610	31/42		32/5
61J1-6.001	31/44			62-620.625	31/42		32/5
61J1-7.003	31/44		32/1	62-621.500	31/42		32/5
61J1-7.004	28/41	28/43		62-730	32/2c		32/2
61J1-7.005	28/41	28/43		62-730.001	31/32	31/46	32/4
61J2-3.008	30/22			62-730.020	31/32	31/46	32/4
61J2-3.009	30/22			62-730.030	31/32	31/46	32/4
61J2-3.020	30/22			62-730.100	31/32	31/46	32/4
61J2-10.024	32/1			62-730.150	31/32	31/46	32/4
61J2-17.012	28/3	28/17		62-730.160	31/32	31/46	32/4
61J2-24.001	31/31		32/4	62-730.161	31/32	31/46	32/4
61J2-24.002	21/47 31/31	22/2	32/4 32/4	62-730.170	31/32	31/46	32/4
				62-730.171	31/32	31/46	32/4
				62-730.180	31/32	31/46	32/4
				62-730.181	31/32	31/46	32/4
				62-730.184	31/32	31/46	32/4
				62-730.185	31/32	31/46	32/4
				62-730.200	31/32	31/46	32/4
				62-730.210	31/32	31/46	32/4
				62-730.220	31/32	31/46	32/4
				62-730.225	31/32	31/46	32/4
				62-730.226	31/32	31/46	32/4
				62-730.231	31/32	31/46	32/4
				62-730.240	31/32	31/46	32/4
				62-730.250	31/32	31/46	32/4
				62-730.260	31/32	31/46	32/4



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64B9-17.001	31/11	31/44		64B16-26.6011	30/52		
64B9-17.002	31/11	31/44		64B16-27.100	30/50	31/20	
64B9-17.003	31/11	31/44		64B16-27.1001	30/50		
64B10-11.001	31/20	31/42		64B16-27.1003	30/50	31/20	
64B10-11.003	31/20	31/42		64B16-27.103	30/50		
64B10-11.013	31/49			64B16-27.104	30/50	31/20	
64B10-12.002	31/20			64B16-27.105	27/4	27/21	
64B10-12.0021	31/20			64B16-27.210	30/50	31/20	
64B10-12.006	31/20	31/44 31/46		64B16-27.211	30/50		
				64B16-27.220	30/50	31/2	
64B10-12.010	31/20			64B16-27.300	30/50		
64B10-12.0101	31/44			64B16-27.410	30/50		
64B10-12.011	31/20			64B16-27.530	30/50		
64B10-12.012	31/20	31/46		64B16-27.615	30/50		
64B10-13.200	31/20	31/42		64B16-27.700	30/50		
64B10-14.004	31/42			64B16-27.830	31/17		
64B10-14.006	31/52			64B16-27.831	30/50		
64B10-14.007	31/20			64B16-28.120	31/13		
64B10-15.001	31/40	31/46 32/2		64B16-28.140	24/38		
				64B16-28.301	31/13		
64B10-15.002	31/20	31/44		64B16-28.303	31/13		
64B10-15.0021	31/20	31/43		64B16-28.404	31/3		
64B10-16.001	31/20	31/44		64B16-28.405	31/3		
64B10-16.002	31/20	31/44		64B16-28.605	31/4		
64B10-16.0021	31/42			64B16-28.607	31/4		
64B10-16.005	31/42	31/46	32/1	64B16-28.900	31/23	31/30	
64B10-16.007	31/20			64B16-28.902	31/23	31/30	
64B11-2.010	31/41		31/51	64B17-2.005	31/42		32/2
64B11-2.012	31/41		31/51	64B17-2.006	31/51		
64B11-3.008	31/41		31/51	64B17-3.001	31/51		
64B11-3.009	31/41		31/51	64B17-3.002	31/51		
64B11-4.003	25/26 31/41	25/48	31/51 31/51	64B17-3.003	31/51 31/52		
64B11-5.004	31/41		31/51	64B17-4.001	31/51		
64B12-10.003	31/27	31/27 32/4		64B17-4.002	31/51		
				64B17-4.003	31/51		
64B12-10.006	31/27	32/4			31/52		
64B12-11.005	31/47		32/2	64B17-5.001	32/4		
64B12-11.017	31/47		32/2	64B17-7.001	31/51		
64B12-19.002	27/11			64B17-9.001	31/51		
64B13-3.006	31/40			64B18-14.002	31/32	31/45	
64B13-3.007	31/40			64B18-14.010	31/32	31/45	
64B13-3.008	31/40			64B19-12.0041	31/44		31/52
64B13-3.009	31/40			64B19-12.006	31/44		31/52
64B13-3.012	31/40			64B19-13.003	31/44		31/52
64B13-5.002	31/38	31/44	31/51	64B19-15.003	31/39		31/51
64B14-3.001	31/35 32/2c			64B19-17.002	31/44		31/52
				64B19-18.001	32/2		
64B14-4.110	31/35		32/2	64B20-2.002	25/45	26/30	
64B14-7.001	31/35		32/2	64B20-5.0022	31/42		31/51
64B15-6.00365	32/4			64B20-6.001	31/39		
64B15-13.001	31/35	31/52		64B20-6.002	31/39	32/5	
64B16-26.2032	30/52			64B20-7.001	31/42		31/51
64B16-26.402	30/52			64B24-2.003	31/42		32/4
64B16-26.601	30/52			64B24-7.004	31/47		32/4

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64B29-1.002	31/48		32/4	65AER05-1			31/44
64B32-4.001	32/1			65AER05-2			31/44
64B32-5.001	28/3	28/5		65AER05-3			31/48
	32/1			65A-1.203	31/20		
64B32-5.003	31/24	31/44	31/51		31/27c		
		31/45	31/51	65A-1.400	31/20		
64B32-5.007	32/1				31/27c		
64C-1.003	30/36c			65A-1.601	28/11	28/23	
64C-4.003	30/29	31/38	31/50			28/31	
		31/44	31/50			28/41	
64C-13.018	24/22				31/52		
64C-23.002	27/17			65A-1.602	31/52		
64C-27.001	27/17			65A-1.604	31/52		
64C-27.002	27/17			65A-4.201	31/45		
64D-4.001	31/15			65A-4.202	31/45		
64D-4.002	31/15			65A-4.213	25/32		
64D-4.003	31/15			65A-4.216	25/32		
64D-4.004	31/15			65A-4.219	31/45		
64D-4.005	31/15			65A-15.0095	26/4		
64D-4.006	31/15			65C-10.001	31/49		
64E-2.008	24/34	24/47	32/1	65C-10.002	31/49		
	31/40		32/1	65C-10.003	31/49		
	31/41		31/51w	65C-10.004	31/49		
64E-2.018	31/52			65C-10.005	31/49		
64E-2.040	31/52			65C-10.006	31/49		
64E-6.007	25/48			65C-11.001	31/49		
64FER05-4			31/41	65C-11.002	31/49		
64F-11.001	31/18	31/47		65C-11.003	31/49		
64F-11.002	31/18	31/47		65C-11.004	31/49		
		31/49		65C-11.005	31/49		
64F-11.003	31/18	31/47		65C-12.001	31/49		
		31/49		65C-12.002	31/49		
64F-11.004	31/18			65C-12.003	31/49		
64F-11.005	31/18	31/47		65C-12.004	31/49		
64F-11.006	31/18			65C-12.005	31/49		
64F-11.009	31/18			65C-12.006	31/49		
64F-12.001	31/41	31/47	32/2	65C-12.007	31/49		
	31/47			65C-12.008	31/49		
64F-12.012	29/52	30/16	32/2	65C-12.009	31/49		
	31/41	31/47	32/2	65C-12.010	31/49		
64F-12.013	31/41	31/47	32/2	65C-12.011	31/49		
64F-12.015	29/40	29/48	32/2	65C-12.012	31/49		
	31/41		32/2	65C-16.008	32/4		
64F-12.018	31/47			65C-21.001	23/20		
64H-2.001	31/21		31/52w	65C-22.007	29/9		
64V-1.018	30/2			65C-28.001	31/49		
				65C-28.002	31/49		
				65C-28.003	31/49		
				65C-28.004	31/49		
				65C-28.005	31/49		
				65C-28.006	31/49		
				65C-28.007	31/49		
				65C-28.008	31/49		
				65C-28.009	31/49		
				65C-28.010	31/49		
				65C-28.011	31/49		
CHILDREN AND FAMILY SERVICES							
65-1	30/6c						
	30/9c						
	30/15c						
	32/2c		32/2d				
	32/2c						
	32/2c						
65-28.001	31/39		31/50				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
65C-28.012	31/49			65C-31.005	31/43	32/2	
65C-28.013	31/49				32/2c		
65C-28.014	31/49				32/2c		
65C-28.015	31/49			65C-31.006	31/43	32/2	
65C-28.016	31/49				32/2c		
65C-28.017	31/49				32/2c		
65C-29.001	31/49			65C-31.007	31/43	32/2	
65C-29.002	31/49				32/2c		
65C-29.003	31/49				32/2c		
65C-29.004	31/49			65C-31.008	31/43	32/2	
65C-29.005	31/49				32/2c		
65C-29.006	31/49				32/2c		
65C-29.007	31/49			65C-31.009	31/43	32/2	
65C-29.008	31/49				32/2c		
65C-29.009	31/49				32/2c		
65C-29.010	31/49			65E-2.003	26/20	26/28	
65C-29.011	31/49			65E-14.017	31/45		
65C-29.012	31/49			65E-14.021	31/45		
65C-29.013	31/49						
65C-29.014	31/49						
65C-30.001	31/49		32/2w				
65C-30.002	31/49		32/2w	66B-1.001	31/50		
65C-30.003	31/49		32/2w	66B-1.005	31/50		
65C-30.004	31/49			66B-1.006	31/50		
65C-30.005	31/49			66B-1.014	31/50		
65C-30.006	31/49			66B-1.015	31/50		
65C-30.007	31/49			66B-2.003	31/50		
65C-30.008	31/49			66B-2.005	31/50		
65C-30.009	31/49			66B-2.006	31/50		
65C-30.010	31/49			66B-2.0061	31/50		
65C-30.011	31/49			66B-2.014	31/50		
65C-30.012	31/49			66B-2.015	31/50		
65C-30.013	31/49						
65C-30.014	31/49						
65C-30.015	31/49						
65C-30.016	31/49						
65C-30.017	31/49						
65C-30.018	31/49						
65C-30.019	31/49						
65C-30.020	31/49						
65C-30.021	31/49						
65C-30.022	31/49						
65C-31.001	31/43	32/2					
	32/2c						
	32/2c						
65C-31.002	31/43	32/2					
	32/2c						
	32/2c						
65C-31.003	31/43	32/2					
	32/2c						
	32/2c						
65C-31.004	31/43	32/2					
	32/2c						
	32/2c						

NAVIGATION DISTRICTS

FLORIDA HOUSING FINANCE CORPORATION

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
67ER06-9			32/3	67-48.025	31/42		32/4
67ER06-10			32/3	67-48.027	31/42		32/4
67ER06-11			32/3	67-48.028	26/44	26/52	32/4
67ER06-12			32/3		31/42		32/4
67-4.032	29/9	29/45		67-48.029	31/42		32/4
67-18.005	28/42			67-48.030	31/42		32/4
67-21.002	31/42		32/4	67-48.031	31/42		32/4
67-21.003	25/27	25/39	32/4				
	31/42	31/50	32/4	FISH AND WILDLIFE CONSERVATION COMMISSION			
67-21.0035	31/42		32/4	68A-1.004	31/52		
67-21.004	31/42		32/4	68A-5.005	31/52		
67-21.0045	31/42		32/4	68A-9.007	31/52		
67-21.006	31/42		32/4	68A-12.002	31/52		
67-21.007	31/42		32/4	68A-12.009	31/52		
67-21.008	31/42		32/4	68A-13.003	31/43		32/4
67-21.009	31/42		32/4		31/52		
67-21.010	31/42		32/4	68A-13.004	31/52		
67-21.013	31/42		32/4	68A-13.007	31/52		
67-21.014	31/42		32/4	68A-14.001	31/52		
67-21.015	31/42		32/4	68A-15.004	31/52		
67-21.017	31/42		32/4	68A-15.005	31/52		
67-21.018	31/42		32/4	68A-15.006	31/52		
67-21.019	24/46	24/46		68A-15.061	31/52		
	31/42		32/4	68A-15.062	31/52		
67-32.004	31/42		32/3	68A-15.063	31/52		
67-32.005	31/42		32/3	68A-15.064	31/52		
67-32.006	31/42		32/3	68A-15.065	31/43		31/52
67-32.007	31/42		32/3		31/52		
67-32.009	24/28			68A-17.004	31/52		
67-48.001	31/42		32/4	68A-17.005	31/52		
67-48.002	25/35	25/50	32/4	68A-20.005	31/52		
		26/2	32/4	68A-23.002	31/52		
	26/44	26/52	32/4	68A-23.005	30/1		
		27/1	32/4		31/52		
	29/51	29/8	32/4	68A-23.0131	31/52		
	30/39			68A-23.015	31/52		
	31/42	31/50	32/4	68A-24.003	28/17		
67-48.004	31/42	31/50	32/4		31/52		
67-48.005	31/42		32/4	68A-24.004	28/17		
67-48.007	31/42		32/4		31/52		
67-48.0072	31/42		32/4	68A-24.0055	30/1		
67-48.0075	31/42		32/4	68A-24.006	28/17		
67-48.009	31/42		32/4		30/1		
67-48.0095	31/42		32/4	68A-24.009	30/1		
67-48.010	31/42		32/4	68A-25.001	31/52		
67-48.0105	31/42		32/4	68A-25.002	31/52		
67-48.013	31/42		32/4	68A-25.003	31/52		
67-48.014	31/42		32/4	68A-25.004	31/52		
67-48.015	31/42		32/4	68A-25.031	31/52		
67-48.017	31/42		32/4	68A-25.032	31/52		
67-48.018	31/42		32/4	68A-25.042	31/52		
67-48.019	31/42		32/4	68A-25.052	31/52		
67-48.020	31/42		32/4	68A-27.005	31/52		
67-48.0205	31/42		32/4	68B-13.008	27/31	26/13	
67-48.022	31/42		32/4	68B-14.002	31/43	31/50	32/4
67-48.023	31/42		32/4				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
68B-14.0035	31/43	31/50	32/4	69A-66.004	31/43		32/5
68B-14.00355	31/43	31/50	32/4	69A-66.005	31/43		32/5
68B-14.0036	31/43	31/50	32/4	69A-66.006	31/43		32/5
	31/43		31/52	69A-66.007	31/43		32/5
68B-21.0015	31/43	31/50	32/4	69A-66.008	31/43		32/5
68B-21.005	31/43	31/50	32/4	69BER05-11			31/44
68B-22.002	31/43	31/50	32/4	69B-231.010	32/1		
68B-34.002	31/43	31/50	32/4	69B-231.020	32/1		
68B-36.002	31/43	31/50	32/4	69B-231.030	32/1		
68B-37.002	31/43	31/50	32/4	69B-231.040	32/1		
68B-42.002	31/43	31/50	32/4	69B-231.080	32/1		
68B-44.008	31/52			69B-231.090	32/1		
68B-45.004	31/43	31/50		69B-231.100	32/1		
68B-45.007	31/43	31/50		69B-231.110	32/1		
68B-47.001	31/43	31/50	32/4	69B-231.140	32/1		
68B-48.002	31/43	31/50	32/4	69B-231.150	32/1		
68B-49.001	31/43	31/50	32/4	69B-231.160	32/1		
68DER05-2			31/46	69JER05-1			32/4
68D-24.003	31/51			69JER05-13			31/50
68D-24.005	31/37	31/43	31/52	69J-2.001	31/45		32/2
68D-24.020	31/51			69L-5.101	31/47		
				69L-5.101(4)	31/14c		
				69L-5.102	31/47		
					31/49		
				69L-5.102(2)(b),(3)	31/14c		
69-1	30/42c			69L-5.103	31/47		
69A-37.037	31/44		31/52	69L-5.103(3)(a)	31/14c		
69A-37.401	31/44			69L-5.106	31/47		
69A-37.402	31/44			69L-6.021	31/49		
69A-37.403	31/44			69L-6.023	31/33		
69A-37.404	31/44				32/2c		
69A-37.405	31/44			69L-6.029	31/40		32/1
69A-37.406	31/44			69L-6.030	31/49		
69A-37.407	31/44			69L-6.031	31/49		
69A-37.408	31/44			69L-7.501	31/16		
69A-37.409	31/44				31/25c		
69A-58.001	32/4			69L-7.602	31/23		
69A-58.002	32/4			69L-56.530	31/3		
69A-58.003	32/4			69M-1	29/52c		
69A-58.0031	32/4			69N-121.003	31/37		31/50
69A-58.004	32/4			69O-1	31/37c		
69A-58.005	32/4				31/37c		
69A-58.006	32/4			69O-125.003	31/47		
69A-58.007	32/4			69O-125.005	31/6		
69A-58.008	32/4				31/14c		
69A-58.0081	32/4				31/26		
69A-58.0082	32/4				31/34c		
69A-58.0083	32/4			69O-136.018	31/43		
69A-58.0084	32/4			69O-138.002	31/34	31/49	
69A-58.009	32/4				31/39c		32/2dw
69A-62.001	29/44	29/46		69O-141.020	31/52		
69A-62.002	29/44	29/46		69O-149.0025	30/3	30/11	31/50
69A-62.021	31/45		31/50w		31/28		31/50
	32/3			69O-149.003	30/3	30/11	31/50
69A-66.001	31/43		32/5		31/28		31/50
69A-66.002	31/43		32/5				31/50
69A-66.003	31/43		32/5				31/50

FINANCIAL SERVICES



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
69O-149.0055	31/34		32/1	69O-170.0155	30/46	31/15	
69O-149.022	30/44	31/3	32/1		31/2c		
	31/17	31/33	32/1		31/26		
69O-149.037	32/3				31/32c		
69O-149.038	32/3				31/43		
69O-149.041	30/51			69O-170.020	32/5		
69O-149.205	32/5			69O-175.001	31/2c		
69O-149.206	32/5			69O-175.003	30/46	31/2	
69O-149.207	32/5				30/46	31/15	
69O-154.303	31/47				31/2c		
69O-154.304	31/47				31/26		
69O-154.305	31/47				31/32c		
69O-154.306	31/47			69O-186.003	31/22		
69O-164.030	31/44			69O-186.003(1)(c)	31/32c		
69O-167.013	31/49			69O-186.005	31/24		
69O-170.005	30/46	31/2		69O-189.016	32/5		
	30/46	31/15		69O-191.051	31/49		
	31/2c			69O-191.054	31/49		
	31/26			69O-191.0545	31/34		32/1
	31/32c			69O-203.042	31/49		
69O-170.006	30/46			69O-203.045	31/49		
	31/2c			69O-203.204	31/44		
	31/26			69O-203.205	31/44		
	31/32c			69O-211.001	31/43		
69O-170.007	30/46	31/2		69O-211.002	31/43		
	30/46	31/15		69O-211.003	31/43		
	31/2c			69O-211.0035	31/43		
	31/26			69O-211.004	31/43		
	31/32c			69O-211.005	31/43		
69O-170.013	30/14	31/7		69O-211.007	31/43		
	30/46	31/2		69O-211.010	31/43		
	30/46	31/15		69O-211.011	31/43		
	31/2c			69O-211.012	31/43		
	31/26			69O-211.020	31/43		
	31/32c			69O-211.021	31/43		
69O-170.0135	30/46	31/2		69O-211.022	31/43		
	30/46	31/15		69O-211.040	31/43		
	31/2c			69O-211.041	31/43		
	31/26			69O-211.042	31/43		
	31/32c			69O-211.110	31/43		
69O-170.014	30/46	31/15		69O-211.120	31/43		
	31/2c			69O-211.130	31/43		
	31/26			69O-211.140	31/43		
	31/32c			69O-211.150	31/43		
69O-170.0141	30/46	31/15		69O-211.160	31/43		
	31/2c			69O-211.170	31/43		
	31/26			69O-211.180	31/43		
	31/32c			69O-211.190	31/43		
69O-170.0142	30/46	31/2		69O-211.200	31/43		
	30/46	31/15		69O-211.210	31/43		
	31/2c			69O-211.220	31/43		
	31/26			69O-211.230	31/43		
	31/32c			69O-211.240	31/43		
69O-170.0143	30/46	31/2		69O-211.250	31/43		
	31/26			69O-211.260	31/43		
	31/32c			69O-211.270	31/43		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
69O-211.280	31/43			69O-221.065	32/1		
69O-211.290	31/43			69O-221.070	32/1		
69O-211.300	31/43			69O-221.075	32/1		
69O-211.310	31/43			69O-221.080	32/1		
69O-211.320	31/43			69O-221.085	32/1		
69O-213.010	32/1			69O-221.095	32/1		
69O-213.020	32/1			69O-221.100	32/1		
69O-213.040	32/1			69O-221.105	32/1		
69O-213.050	32/1			69O-221.110	32/1		
69O-213.060	32/1			69O-221.115	32/1		
69O-213.070	32/1			69O-221.120	32/1		
69O-213.080	32/1			69O-221.125	32/1		
69O-213.090	32/1			69O-221.130	32/1		
69O-213.100	32/1			69O-221.135	32/1		
69O-213.110	32/1			69O-221.140	32/1		
69O-213.120	32/1			69O-221.145	32/1		
69O-213.130	32/1			69O-221.150	32/1		
69O-215.210	32/1			69W-301.002	31/41	32/3	
69O-215.215	32/1			69W-600.001	31/41		
69O-215.220	32/1			69W-600.002	31/41		
69O-215.225	32/1			69W-600.004	31/41		
69O-215.230	32/1			69W-600.007	31/41		
69O-221.001	32/1			69W-600.008	31/41		
69O-221.003	32/1			69W-600.0092	31/41		
69O-221.005	32/1			69W-600.0093	31/41		
69O-221.051	32/1						
69O-221.055	32/1						
69O-221.060	32/1						