

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NOS.:	RULE TITLES:
5F-8.0011	Standards Adopted
5F-8.0012	Bureau of Fair Rides Inspection Forms
5F-8.003	Qualified Inspectors

PURPOSE AND EFFECT: The rule revision for Standards Adopted are proposed for the purposes of adopting the 7th edition (2004) of the American Society for Testing and Materials F-24 Standards on Amusement Rides and Devices, the 10th edition (2005) of Article 525, Carnivals, Circuses, Fairs and Similar Events of the National Electric Code (NEC) Handbook, the 2006 edition of the National Fire Protection Association 101, the 2006 edition of the American Society for Testing and Materials Standards E 543-06, Standard Practice for Agencies Performing Nondestructive Testing, 2001 edition of the American Society for Nondestructive Testing, Document SNT-TC-1A, Personnel Qualification and Certification in Nondestructive Testing; to revise references within the existing rules to reflect the most current version of each standard and to specify the use of each as guidelines for inspection of amusement rides.

The rule revision for Bureau of Fair Rides Inspection Forms is proposed for the purpose of correcting revision dates & form sequencing for DACS Forms 03419, 03420, 03421, 03422, 03423, 03424, 03425, 03426, 03427, 03429, 03430, 03432, 03433, 03434 from November 2004 (11/04) to October 2004 (10/04) that were incorrectly stated in the current rule and to change the revision date on DACS Forms 03428 and 03431 to January 2007 (01/07) to reflect updated and revised versions.

The rule revision for Qualified Inspectors is proposed for the purpose of removing reference to Glenn Barclay and Associates as providers of continuing education since this company is no longer in business for this purpose.

SUBJECT AREA TO BE ADDRESSED: This rule amends specific sections of Chapter 5F-8, F.A.C., to adopt and be consistent with current versions of adopted standards, correct and current Bureau of Fair Rides Inspection forms and to accurately reflect known companies that provide continuing education for qualified inspectors.

SPECIFIC AUTHORITY: 616.242 FS.

LAW IMPLEMENTED: 616.242 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: Robert H. Jacobs, Bureau Chief of the Bureau of Fair Rides Inspections, 3125 Conner Blvd., Suite N., Tallahassee, Florida 32399-1650, Phone: (850)488-9790

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5F-8.0011 Standards Adopted.

The following standards are adopted for ~~the inspection of~~ amusement rides in this state.

(1) American Society for Testing and Materials F-24 (ASTM F-24) Standards on Amusement Rides and Devices, Seventh Fifth Edition, 2004 1995. A copy of the adopted ASTM standards can be obtained by writing the American Society for Testing and Materials at 100 Barr Harbor Drive, West Conshohocken, Pennsylvania 19428; Phone (610)832-9500.

(2) Article 525, Carnivals, Circuses, Fairs and Similar Events, of the National Electrical Code (NEC) Handbook, 2005 1996 Edition. Notwithstanding the provisions of Article 525-13(a), all flexible cords or cables used shall meet the requirements for extra hard usage, damp location, as listed in Table 400-4 of the NEC. A copy of the adopted NEC standards can be obtained by writing the National Fire Protection Association at 1 Batterymarch Park, Quincy, Mass. 02269-0901; Phone 1 (800)344-3555.

(3) National Fire Protection Code 101 (NFPA 101), Chapter 3.3.28.10, 12.4.7 and 13.4.7 8-4-6 and 9-4-6, Special Provisions for Amusement Buildings, 2006 1994 Edition. A copy of the adopted NFPA standards can be obtained by writing the National Fire Protection Association at 1 Batterymarch Park, Quincy, Mass. 02269-0901; Phone 1(800)344-3555.

(4) American Society for Testing and Materials (ASTM) Standards E 543-06, Standard Practice for Agencies Performing Nondestructive Testing, 2006 1996 Edition. A copy of the adopted ASTM standards can be obtained by writing the American Society for Testing and Materials at 100 Barr Harbor Drive, West Conshohocken, Pennsylvania 19428; Phone (610)832-9500.

(5) American Society For Nondestructive Testing (ASNT) Document SNT-TC-1A, Personnel Qualification and Certification in Nondestructive Testing, 2001 1996 Edition. A copy of the adopted ASNT standard can be obtained by writing the American Society For Nondestructive Testing, 1711 Arlingate Lane, Post Office Box 28518, Columbus, Ohio 43228-0518; Phone 1(800)222-2768.

Specific Authority 616.165, 616.242(4) FS. Law Implemented 616.001, 616.242 FS. History--New 2-14-99, Amended _____.

5F-8.0012 Bureau of Fair Rides Inspection Forms.

(1) The following forms are adopted by this reference for use by the Bureau of Fair Rides Inspection in the amusement ride inspection program.

<u>Form Number</u>	<u>Revised</u>	<u>Title</u>
<u>DACS 03419</u>	<u>10/04</u>	<u>Amusement Ride Inspection Report</u>
<u>DACS 03420</u>	<u>10/04</u>	<u>Water Park Amusement Ride Inspection Report</u>
<u>DACS 03421</u>	<u>10/04</u>	<u>Go Kart Amusement Ride Inspection Report (Track)</u>
<u>DACS 03422</u>	<u>10/04</u>	<u>Go Kart Amusement Ride Inspection Report (Vehicle)</u>
<u>DACS 03423</u>	<u>10/04</u>	<u>Bungy Jump Inspection Report</u>
<u>DACS 03424</u>	<u>10/04</u>	<u>Owner's Daily Inspection Report (Carnival Type)</u>
<u>DACS 03425</u>	<u>10/04</u>	<u>Owner's Daily Inspection Report (Water Park)</u>
<u>DACS 03426</u>	<u>10/04</u>	<u>Owner's Daily Inspection Report (Go Kart Track and Vehicle)</u>
<u>DACS 03427</u>	<u>10/04</u>	<u>Owner's Daily Inspection Report (Bungy)</u>
<u>DACS 03428</u>	<u>01/07</u>	<u>Written Accident Report</u>
<u>DACS 03429</u>	<u>10/04</u>	<u>Request for Inspection or Reinspection</u>
<u>DACS 03430</u>	<u>10/04</u>	<u>Mechanical, Structural or Electrical Defect Report</u>
<u>DACS 03431</u>	<u>01/07</u>	<u>Employee Training Record</u>
<u>DACS 03432</u>	<u>10/04</u>	<u>Amusement Ride Annual Permit Application</u>
<u>DACS 03433</u>	<u>10/04</u>	<u>Affidavit of Compliance and Nondestructive Testing</u>
<u>DACS 03434</u>	<u>10/04</u>	<u>Affidavit of Annual Inspection for Exempt Facilities</u>

<u>Form Number</u>	<u>Revised</u>	<u>Title</u>
<u>DACS 03419</u>	<u>11/04</u>	<u>Amusement Ride Inspection Report</u>
<u>DACS 03428</u>	<u>11/04</u>	<u>Written Accident Report</u>
<u>DACS 03420</u>	<u>11/04</u>	<u>Water Park Amusement Ride Inspection Report</u>
<u>DACS 03421</u>	<u>11/04</u>	<u>Go Kart Amusement Ride Inspection Report (Track)</u>
<u>DACS 03422</u>	<u>11/05</u>	<u>Go Kart Amusement Ride Inspection Report (Vehicle)</u>
<u>DACS 03423</u>	<u>11/04</u>	<u>Bungy Jump Inspection Report</u>
<u>DACS 03424</u>	<u>11/04</u>	<u>Owner's Daily Inspection Report (Carnival Type)</u>
<u>DACS 03425</u>	<u>11/04</u>	<u>Owner's Daily Inspection Report (Water Park)</u>
<u>DACS 03426</u>	<u>11/04</u>	<u>Owner's Daily Inspection Report (Go Kart Track and Vehicle)</u>
<u>DACS 03427</u>	<u>11/04</u>	<u>Owner's Daily Inspection Report (Bungy)</u>
<u>DACS 03430</u>	<u>11/04</u>	<u>Mechanical, Structural or Electrical Defect Report</u>
<u>DACS 03429</u>	<u>11/04</u>	<u>Request for Inspection or Reinspection</u>
<u>DACS 03432</u>	<u>11/04</u>	<u>Amusement Ride Annual Permit Application</u>
<u>DACS 03431</u>	<u>11/04</u>	<u>Employee Training Record</u>
<u>DACS 03433</u>	<u>11/04</u>	<u>Affidavit of Compliance and Nondestructive Testing</u>
<u>DACS 03434</u>	<u>11/04</u>	<u>Affidavit of Annual Inspection for Exempt Facilities</u>

(2) Copies of all Bureau forms may be obtained by contacting the Department of Agriculture and Consumer Services, Bureau of Fair Rides Inspection at 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650; or by Phone at (850)488-9790, or by Fax at (850)488-9023.

Specific Authority 616.165, 616.242(4), (5), (6), (7), (10), (11), (14), (15), (16) FS. Law Implemented 616.242 FS. History--New 2-14-99, Amended 5-30-05, _____.

5F-8.003 Qualified Inspectors.

(1) Each person seeking to perform amusement ride inspections as a Qualified Inspector (QI) for an insurance underwriter and execute the Affidavit of Compliance and Nondestructive Testing required for the annual permit shall provide the department the following documents and information:

(a) Written certification from an insurance company, which certification must be renewed by the insurance company every 3 years, verifying that the applicant is an employee or

agent of the company and is authorized to act as a qualified inspector for that insurance company, which is insuring the amusement ride; and

(b) Information which will verify employment dates together with names and addresses of employers for such period of time as will demonstrate the required experience in the amusement ride field; at least two years of which were involved in actual ride inspection with an amusement ride manufacturer, government agency, park, carnival or insurance company; and

(c) A written statement or certificate from a school or seminar which demonstrates at least eighty hours of formal education from a school or seminar for amusement ride inspection or ride safety, which is approved by rule of the department, during the past five years. Nondestructive testing training that meets the requirements of American Society of Nondestructive Testing (ASNT) may be substituted for up to half of the required hours of formal education; and

(d) A written statement or certificate from a school or sponsor of a seminar showing thirty-two hours per year of continuing education annually at a school or schools, or a seminar, approved by the department. These continuing education hours may include in-service industry or manufacturer updates and seminars. Curriculum subjects considered for credits are those subjects included in schools or seminars conducted or sponsored by: National Association of Amusement Ride Safety Officials (NAARSO), Amusement Industry Manufacturers and Suppliers International (AIMS), Council for Amusement and Recreational Equipment Safety (CARES), ~~Glenn Barclay and Associates~~ or any nationally recognized amusement ride organization, ride inspector or ride safety training programs conducted or sanctioned by state or local government amusement ride regulatory agencies in any jurisdiction, exempt permanent facilities in the state of Florida, and vocational training programs that reasonably relate to amusement ride safety or inspection, or other nationally recognized programs relating to amusement ride inspection or ride safety. Nondestructive testing training that meets the requirements of ASNT may be substituted for up to half of the required hours of continuing education.

(e) When a Qualified Inspector possesses the requisite qualifications the department will provide the applicant a qualified inspector number designating that person as a qualified inspector for the purpose of executing the Affidavit of Compliance and Nondestructive Testing required for the annual permit. The qualified inspector number shall be used when executing the required affidavits. The qualified inspector number issued by the department to a qualified inspector shall be valid for one year, so long as the applicant possesses the qualifications required by Section 616.242(1), F.S.

(f) The department acknowledges the amusement ride education programs of NAARSO, AIMS, CNA Insurance, ~~and Glenn Barclay and Associates~~, and the Pennsylvania Amusement Ride Safety Seminar, as educational programs meeting the department's requirements to certify a qualified inspector.

(g) A sponsor or an attendee of any school or seminar that concerns, or is reasonably related to, amusement ride inspection or ride safety may request consideration as an educational program which meets the requirements of this rule by contacting the Bureau Chief, Bureau of Fair Ride Inspections, Suite N, Administration Building, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650; Phone: (850)488-9790; FAX: (850)488-9023.

(2) through (3) No change.

Specific Authority 616.165, 616.242(3)(q), (5) FS. Law Implemented 616.242 FS. History—New 9-15-92, Amended 2-23-94, 2-14-99, 10-10-01, 5-30-05, _____.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

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

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the requirements and procedures for video recording the administration of chemical agents on inmates creating disturbances in their cells and to amend form DC4-711A, Refusal of Health Care Services, to insert a signed statement by an interpreter or translator.

SUBJECT AREA TO BE ADDRESSED: Use of force.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 776.07, 944.09, 944.35 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: Dorothy M. Ridgway, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.210 Use of Force.

(1) through (3) No change.

(4) Physical force shall be employed only as a last resort when it reasonably appears that other alternatives are not feasible to control the situation and will not be used solely in response to verbal abuse that does not rise to a level of a disturbance. When the use of force is justified, only that amount and type of force that reasonably appears necessary to accomplish the authorized objective shall be used.

(a) All authorized use of force incidents will be video recorded in their entirety, except that videotaping the administration of chemical agents is not required for use on an inmate creating a disturbance in his or her cell when the officer is attempting to resolve the situation without extracting the inmate from the cell.

(b) The administration of chemical agents on an inmate creating a disturbance in his or her cell when the officer is attempting to resolve the situation without extracting the inmate from the cell will also be video recorded. The video recording will include: a specific introductory statement; the attempts to resolve the situation without the use of chemical

agents; the final order by the supervisor; an advisement to the inmate that chemical agents will be administered if he or she continues the disruptive behavior; an additional advisement to the inmate that this warning will not be repeated prior to the application of chemical agents should he or she become disruptive again after the supervisor, camera and camera operator have left the area; and any response made by the inmate. The video recording will also include the actual application of chemical agents. Videotaping will be initiated after the final exposure to chemical agents and will continue from this point until the offer of a decontaminating shower and is provided, the medical examination is completed, and the inmate's is returned to a secure, decontaminated cell. Should the inmate refuse the shower for decontamination purposes or refuse the medical examination, both the staff providing the opportunity in each case and the inmate's responses will be recorded. If the inmate should cease the conduct creating the disturbance while the supervisor, camera and camera operator are present, but resume such conduct after the supervisor, camera and camera operator have left the area, the actual application of the chemical agents will not be videotaped. The original video recording will resume following the final exposure to chemical agents, include a statement referring to the originating incident, and continue from this point until the decontaminating shower and medical examination are offered and the inmate is returned to secure, decontaminated housing.

(c) All spontaneous use of force incidents will be videotaped from the point the video camera operator arrives at the scene. Videotaping shall continue uninterrupted until the incident is under control, the involved inmate is escorted to medical, and the inmate is subsequently returned to secure housing.

(d) Videotaping of post use of force medical exams shall be done in such a manner as to provide the privacy needed for the exam. If it is necessary to transport the inmate to an outside facility for treatment or to another department facility for secure housing purposes, videotaping shall continue until the inmate is loaded and secured in the transport vehicle.

(5) through (21) No change.

(22) The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) through (e) No change.

(f) DC4-711A, Refusal of Health Care Services, effective _____ September 18, 2006.

(g) through (n) No change.

Specific Authority 944.09 FS. Law Implemented ~~20.315~~, 776.07, 944.09, 944.35 FS. History—New 4-8-81, Amended 10-10-83, 9-28-85, Formerly 33-3.066, Amended 3-26-86, 11-21-86, 4-21-93, 7-26-93, 11-2-94, 2-12-97, 11-8-98, Formerly 33-3.0066, Amended 10-6-99, 2-7-00, 7-25-02, 8-25-03, 2-25-04, 11-7-04, 4-17-05, 8-1-05, 3-2-06, 9-18-06,_____.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NOS.:	RULE TITLES:
40B-400.443	General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Bridge Alteration, Replacement, Maintenance and Operation
40B-400.447	General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Activities Within Existing Rights-of-Way or Easements

PURPOSE AND EFFECT: The purpose of the rule development is to clarify the language of two noticed general permits in Chapter 40B-400, F.A.C., for Florida Department of Transportation (FDOT) projects. The effect of the proposed rule amendments will provide for better use of District rules that regularly apply to FDOT projects.

SUBJECT AREA TO BE ADDRESSED: These proposed amendments will address specific noticed general permits in Chapter 40B-400, F.A.C., for FDOT projects for adding paved shoulders to meet safety standards, extending existing culverts, in-kind bridge replacements, addition of pedestrian or bicycle facilities, and other existing design criteria that are not necessarily appropriate for roadway projects.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118 FS.

LAW IMPLEMENTED: 373.118, 373.413, 373.416, 373.426 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: Linda Welch, Administrative Assistant, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NOS.:	RULE TITLES:
40C-2.101	Publications Incorporated by Reference
40C-2.301	Conditions for Issuance of Permits

PURPOSE AND EFFECT: This second Notice of Proposed Rule Development will address the development and amendment of consumptive use permit criteria and conditions for public water supply applicants and other similar applicants withdrawing groundwater in Central Florida, including Orange, Osceola, and Seminole Counties and southern Lake County. The first Notice of Proposed Rule Development published in the Florida Administrative Weekly on November 3, 2006, Vol. 32, No. 44, page 5129, addressed only public water supply applicants. However, in response to comments received in the ongoing rule development process, the proposed rule development has been expanded to include "other similar applicants." This St. Johns River Water Management District rule development will be coordinated with similar rule development by the South Florida Water Management District in Orange, Osceola, and Polk Counties and by the Southwest Florida Water Management District in Polk County. This rule development will propose rule amendments to Chapter 40C-2, F.A.C., and the Applicant's Handbook: Consumptive Uses of Water to address the three Districts' joint conclusion that: (1) sustainable quantities of groundwater in Central Florida are insufficient to meet future public water supply applicants' and other similar applicants' demands; and (2) that there is an immediate need to develop and implement alternative water supply projects in Central Florida to supplement groundwater supplies.

The legal description of the affected Central Florida area, called the Central Florida Coordination Area, (CFCA), will be included in the Applicant's Handbook: Consumptive Uses of Water. Under the proposed rules, water supply utilities and other similar applicants proposing to withdraw groundwater in the CFCA will generally be restricted to demonstrated 2013 demands. Such an applicant may be issued a permit with a duration of up to 20 years for the 2013 allocation if the applicant will develop at least one alternative water supply (AWS) project to supply its water demands above 2013 demand levels. Alternatively, the applicant may demonstrate that AWS development is infeasible for all the increase above its 2013 demand. In this case, the applicant must maximize use of AWS for as much of the increase as is feasible and must use AWS for the remainder of the increase when provided by others, to the extent feasible. A public supply utility or other similar applicant will be restricted to a permit duration of no more than December 31, 2013, if the applicant does not develop AWS or use AWS to meet as much of the increase above its 2013 demand as is feasible. The relationship between the Applicant's Handbook and Rule 40C-2.301, F.A.C., will be clarified.

SUBJECT AREA TO BE ADDRESSED: Consumptive use permit criteria and conditions applicable to public water supply applicants and other similar applicants withdrawing groundwater in the CFCA. The proposed rule amendments will contain definitions of key terms such as CFCA AWS, other similar applicant, and public supply utility. Also, a description

of special CFCA permit conditions will be proposed. Many of the proposed amendments will be made in the Applicant's Handbook. A clarification regarding the relationship between the Applicant's Handbook and Rule 40C-2.301, F.A.C., will be provided.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.216, 373.219, 373.223, 373.229, 373.236, 373.239 FS.

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

DATE AND TIME: May 4, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Orange County Commission Chambers, First Floor, 201 South Rosalind Avenue, Orlando, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Norma Messer, (386)329-4459 or (386)329-4450 (TDD). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Norma K. Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32178-2529, (386)329-4459, Suncom 860-4459, e-mail address nmesser@sjrwmd.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-2.101 Publications Incorporated by Reference.

(1) The Governing Board hereby adopts by reference parts I, II, and III, ~~and~~ the "Water Conservation Public Supply" requirements in Appendix I, and "Legal Description of the Central Florida Coordination Area of the St. Johns River Water Management District" in Appendix L of the document entitled "Applicant's Handbook, Consumptive Uses of Water," (*effective date*) ~~2-15-06~~.

(2) No change.

Specific Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.109, 373.219, 373.223, 373.229, 373.236, 373.239, 373.250 FS. History—New 1-1-83, Amended 5-31-84, Formerly 40C-2.101, 40C-2.0101, Amended 10-1-87, 1-1-89, 8-1-89, 10-4-89, 7-21-91, 7-23-91, 11-12-91, 9-16-92, 1-20-93, 12-6-93, 2-15-95, 7-10-95, 4-25-96, 10-2-96, 1-7-99, 2-9-99, 4-10-02, 2-15-06, _____.

40C-2.301 Conditions for Issuance of Permits.

(1) through (6) No change.

(7) The applicant shall have the burden of proof to establish and present sufficient data to support a finding by the Board that the proposed use meets the conditions specified in subsection (1) or (2). The standards, criteria, and conditions in the Applicant's Handbook: Consumptive Uses of Water, adopted by reference in Rule 40C-2.101, F.A.C., shall be used in determining whether the requirements of subsection (1) or (2) are met.

APPLICANT'S HANDBOOK SECTIONS

2.0 Definitions

- (a) through (c) No change.
- (d) CFCA Alternative Water Supply – For purposes of the additional permitting requirements applicable within the Central Florida Coordination Area, CFCA alternative water supply means surface water, stormwater, and salt water. Brackish groundwater may be considered a CFCA alternative water supply if it can be developed in a manner that will not cause or contribute to harmful impacts from cumulative groundwater withdrawals in the Central Florida Coordination Area.
- (e) through (g) renumbered (f) through (h) No change.
- (i) Due Diligence – Giving the care and attention and taking all reasonable actions to meet all schedule requirements in the permit for developing and using alternative water supply. Particular circumstances beyond the permittee's control will be considered in determining whether due diligence has been exercised.
- (h) through (s) renumbered (j) through (u) No change.

(v) Other Similar Applicant – For purposes of the additional permitting requirements applicable within the Central Florida Coordination Area, other similar applicant, means an applicant, other than a public supply utility, that proposes to withdraw groundwater in the CFCA and proposes an increase in groundwater withdrawal above the level needed to meet its demonstrated 2013 demand.

(t) through (u) renumbered (w) through (x) No change.

(y) Public Supply Utility – Any municipality, county, regional water supply authority, special district, public or privately owned water utility, or multijurisdictional water supply authority, that provides water for use by the general public.

(v) through (mm) renumbered (z) through (qq) No change.

3.0 Activities Requiring a Permit

3.1 Implementation Date of the Consumptive Use Permitting Program

3.1.1 through 3.1.6 No change.

3.1.7 The effective date of implementation of additional permitting criteria for the District's Central Florida Coordination Area (CFCA) is (effective date). The CFCA is delineated in Figure 3.1-2. The legal description of the CFCA is in Appendix L.

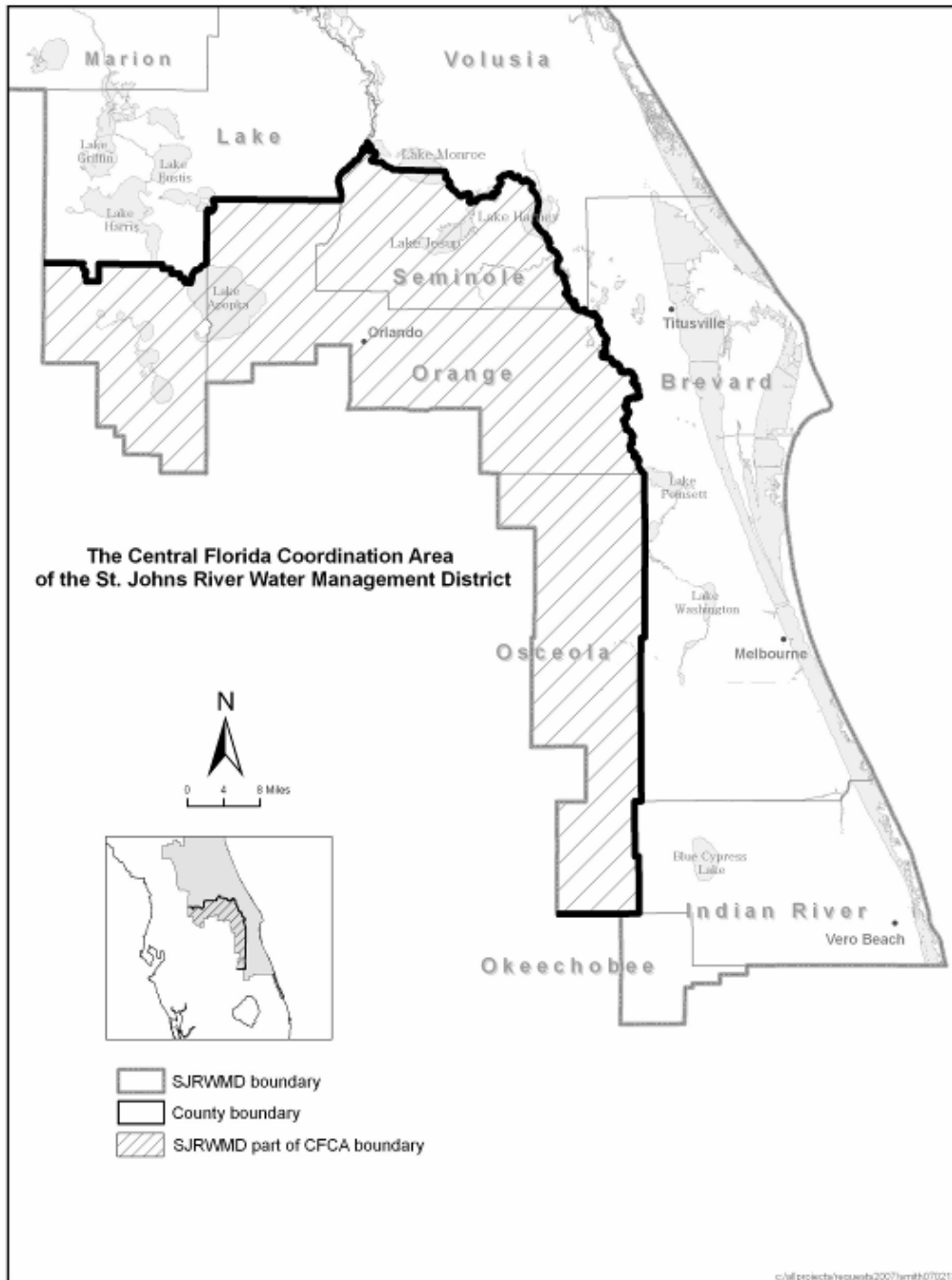


Figure 3.1-2 The Central Florida Coordination Area of the St. Johns River Water Management District.

- 6.5 Permit Duration
- 6.5.1 20 Year Permits
 When requested by an applicant, a consumptive use permit shall have a duration of 20 years provided the applicant provides reasonable assurance that the proposed use meets the conditions for issuance in Rule 40C-2.301, F.A.C., and the criteria in Part II, Applicant’s Handbook: Consumptive Uses of Water, for the requested 20 year permit duration.
- 6.5.2 Durations other than 20 Years:
- (a) When an applicant fails to provide reasonable assurance to support a 20 year duration or when the applicant does not request a duration of 20 years, a consumptive use permit shall have a duration of 10 years unless the Governing Board determines that a different permit duration is warranted based on a consideration and balancing of the factors listed in section 6.5.3. However, in no case shall the duration of an individual permit exceed the life of the activity for which the water is used.
- (b) When an applicant requests a permit duration greater than 20 years pursuant to subsection 373.236(2), F.S., the Governing Board shall issue a consumptive use permit with the requested duration up to a maximum of 50 years, provided the applicant is a municipality or other governmental body or a public works or public service corporation, the applicant demonstrates that the requested duration is required to provide for the retirement of bonds for construction of waterworks and waste disposal facilities, and the applicant provides reasonable assurances that the proposed use meets the conditions for issuance in Rule 40C-2.301, F.A.C., and the criteria in Part II, Applicant’s Handbook: Consumptive Use of Water, for the requested duration.
- (c) For a public supply utility applicant or an other similar applicant proposing to withdraw groundwater in the Central Florida Coordination Area (CFCA), the permit duration will be determined pursuant to section 6.5.4.
- 6.5.3 Special Durations Factors:
 The following factors shall be considered and balanced in determining whether the permit shall be given a duration other than as specified in section 6.5.2(a):
- (a) Whether the permit is for a secondary use as defined in section 3.2.3. The District shall seek to:
1. Assign the initial consumptive use permit required under 3.2.1 (secondary use) the same expiration date as specified in the consumptive use permit issued for the water supplier.
 2. Simultaneously review subsequent renewal applications for the water supplier and all related permitted secondary uses, and upon renewal, set the new expiration date for secondary use consumptive use permits the same as is assigned to the permit for the water supplier. When one or more applicants within the water supplier/secondary users group fails to timely complete its consumptive use permit renewal application, final action will be taken on the applications which have been completed.
 3. Assign an applicant within a water supplier/secondary use group who completes a renewal application for a consumptive use permit at a later time, the same expiration date as was assigned to the previously issued consumptive use permit renewals within the same water supplier/secondary use(s) group.
- (b) Whether a longer duration is necessary for a municipality or other governmental body or for a public works or public service corporation to retire bonds for the construction of water works and water disposal facilities. If an applicant feels that an extended duration is required for such purposes, then the applicant must furnish letters from the bonding authority, stating that the extended duration is required and the reason that it is required.
- (c) Whether a lower quality water source can reasonably be expected to become available for the permitted consumptive use during the time period of the applicable permit duration of section 6.5.2(a), and the permittee is not proposing to use this water source when it becomes available. Consideration of this factor will result in a shorter duration than the applicable duration specified in section 6.5.2(a) to enable the District and the permittee to reevaluate the ability of the permittee to use the lower quality source at the time that it becomes available. However, the

- applicant can eliminate this factor from consideration by electing to reduce the requested allocation by the amount which would reasonably be delivered from the lower quality source.
- (d) Whether the consumptive use permit will require the permittee to perform mitigative or remedial action for an impact caused or projected to be caused by the consumptive use, and, for a renewal, whether the permittee must implement action to correct non-compliance with the previous consumptive use permit. Consideration of this factor will lead toward a duration shorter than the applicable duration of section 6.5.2(a) in order to evaluate, at an earlier date, the effectiveness of the mitigative or remedial actions or corrections.
- (e) Whether greater than 50% of the total allocation is derived from reclaimed water or stormwater sources. Consideration of this factor will lead toward a duration longer than the applicable durations of section 6.5.2(a). Where 95% or greater of the allocation is derived from reclaimed water or stormwater sources, consideration of this factor will lead toward a duration of 20 years.
- (f) Whether 50% or greater of the annual wastewater volume generated from the allocated use is distributed to other water users (not including secondary users for which the permittee is the water supplier) for reasonable-beneficial reuse. Consideration of this factor will lead to a duration longer than the applicable duration of section 6.5.2(a) to encourage the investment in reuse of reclaimed water.
- (g) Whether a shorter duration is necessary to insure that the source is capable of producing the requested amount of water without causing unmitigated adverse impacts. The applicant can eliminate this factor from consideration by electing to reduce the requested amount to that which can be produced by the source without causing unmitigated adverse impacts.
- (h) Whether, and the extent to which, the permit duration will significantly harm the economic feasibility of the proposed use. Consideration of this factor will lead to a longer duration than the applicable duration of section 6.5.2(a) where the application duration of those sections will significantly harm the economic feasibility of the proposed use.
- (i) Whether the permittee is able to implement all available water conservation measures which are generally feasible for that size and type of use. Where the permittee is unable to implement all available water conservation measures which are generally feasible for that size and type of use, consideration of this factor will lead to a shorter duration than the applicable duration of section 6.5.2(a) to enable the District and the permittee to reevaluate, at an earlier date, the ability of the permittee to implement these water conservation measures.
- Whether the permittee is implementing innovative and extraordinary water conserving measures which are beyond those generally feasible for that type of use. Where the permittee proposes to implement innovative and extraordinary water conservation measures, consideration of this factor will lead to a longer duration than the applicable duration of section 6.5.2(a) as an incentive for the investment in innovative and extraordinary water conservation.
- (k) The cost of developing proposed alternative water supplies (for example: new lower quality sources, surface water sources, interconnecting wellfields, artificial recharge, aquifer storage and recovery, reclaimed water). Where the permittee is proposing to develop and use alternative water supplies, consideration of this factor will lead to a duration longer than the applicable duration of section 6.5.2(a) to encourage investment in, and development of, alternative water supplies.
- 6.5.4 Permit Duration for Public Supply Applicants and Other Similar Applicants in the Central Florida Coordination Area (CFCA)
- (a) The maximum permit duration for a public supply utility applicant or an other similar applicant will be limited to December 31, 2013, unless the applicant will meet all the increase in its need for water after 2013 by using at least one CFCA alternative water supply project as set forth in subsection 12.10(b) or otherwise comply with that subsection. If the applicant complies with subsection 12.10(b), the permit duration shall be up to 20 years, consistent with sections 6.5.1 through 6.5.3.

- (b) When a public supply utility applicant or an other similar applicant cannot establish that it will use at least one CFCA alternative water supply project to meet all the increase in its need for water after 2013 as set forth in subsection 12.10(b) or otherwise comply with that subsection, the permit duration will be determined in accordance with sections 6.5.1 through 6.5.3, but in no event shall the duration extend beyond 2013.
- 6.5.5 6.5.4 No change.
- 12.0 Evaluation of Proposed Use of Water
 - 12.1.1 Annual Allocation – No change.
 - 12.1.2 Special Area – Central Florida Coordination Area.
 - (a) The Central Florida Coordination Area (CFCA) is located within portions of three water management district and includes Polk, Orange, Osceola, and Seminole counties, and southern Lake County. Within the St. Johns River Water Management District, the CFCA is the area delineated in Figure 3.1-2. The intent of the CFCA rules is to provide an interim regulatory framework for public supply utilities and other similar applicants in the area to expeditiously implement CFCA alternative water supply projects, and, pending the implementation of alternative water supply projects, to provide for allocation of available groundwater while employing avoidance and mitigation measures to prevent harm. This regulatory framework is one component of a comprehensive joint water management district strategy for regional water resource management that also includes regional water supply planning, alternative water supply project funding, and water resource investigations and analysis.
 - (b) Special requirements apply to public supply utility applicants and other similar applicants (see definitions in section 2.0) proposing to withdraw groundwater in the CFCA. These requirements are found in sections 6.5.4, 12.10, and 19.0.
- 12.2 through 12.9 No change.
- 12.10 Central Florida Coordination Area (CFCA)

The following requirements shall apply to any public supply utility applicant or other similar applicant proposing to withdraw groundwater in the CFCA.

 - (a) An applicant will be restricted to a maximum allocation of groundwater in an amount no greater than that needed to satisfy its demonstrated 2013 demand; however, an applicant may seek a duration that extends beyond 2013 for that level of allocation.
 - (b) Any applicant seeking a permit duration extending beyond 2013 and proposing an increase in water withdrawal above the level needed to meet its demonstrated 2013 demand must:
 1. Identify at least one specific CFCA alternative water supply project that the applicant will develop (either singly or in concert with others) and use, to meet the increase in quantity above its demonstrated 2013 demand, for the duration of the permit; and provide a project development schedule for each such identified project, with project development milestones that when followed, will result in alternative water supply being used by the applicant by the end of 2013; or
 2. Demonstrate that the development (either singly or in concert with others) of sufficient CFCA alternative water supply to meet all the increase in quantity above its demonstrated 2013 demand is not economically, environmentally, or technologically feasible; and must establish that it will maximize the use of CFCA alternative water supply to meet as much of the increase as is economically, environmentally, and technologically feasible and will obtain any remaining portion of the increase by using water from one or more CFCA alternative water supply projects when provided by others at a cost that is economically feasible. The impact to customers from water use rates is a consideration in evaluating economic feasibility; however, an increase in water users rates to utility customers shall not, in itself, constitute economic infeasibility.
 - (c) A permittee lacking sufficient CFCA alternative water supplies by the end of 2013 from which to obtain the increase in quantity above its demonstrated 2013 demand can be allocated a temporary amount of groundwater to meet that increase only if it has exercised due diligence to meet all schedule requirements in the permit for developing and using alternative water supply and providing

that other conditions for issuance in Rule 40C-2.301, F.A.C., and this Handbook are met. Any such temporary allocation shall cease when water from the alternative water supply project becomes available.

- 13.0 Available Water/Competing Applications
- 13.1 and 13.2 No change.

13.3 Competition in the Central Florida Coordination Area (CFCA)

The CFCA regulatory framework provides a comprehensive strategy for interim allocation of available groundwater and expeditious development of alternative water supply projects to minimize competition and thereby provide greater certainty of outcome than competition which remains available pursuant to Section 373.233, F.S. If an applicant wishes to request this statutory process, it must do so in writing as part of the application.

19.0 Central Florida Coordination Area (CFCA) Conditions

In addition to the general and special conditions described in this part, permits for public supply utility applicants and other similar applicants withdrawing groundwater in the CFCA shall include special conditions that address the following:

- (a) Implementation of a District-approved plan to monitor hydrology, ecology, and water quality in areas subject to impacts from the permitted withdrawal, with at least annual data reporting and analysis.
- (b) Implementation of specific District-approved measures to mitigate or avoid harm that would otherwise occur as a result of the permitted allocation.
- (c) Implementation of District-approved mitigation or avoidance actions to address any unanticipated harm, if the District finds that harm will occur or has occurred as a result of the permit allocation.
- (d) Expeditious development and use of alternative water supply to meet water demands.
- (e) Submittal of five-year compliance reports for 20-year duration permits as described in section 6.5.5.
- (f) The reduction in allocation or other modification to the permit, after review of each five-year compliance report or at any other time during the term of the permit, if needed to abate observed or projected harmful

impacts as a result of the permitted use, unless the harmful impacts can be mitigated by the permittee.

20.0 49-0 Other Conditions

In addition to the special conditions listed in subsection 18.0.1 and 19.0, the Governing Board may apply such other reasonable special conditions to meet localized problems as it deems necessary to ensure that the use meets the criteria established in Rule 40C-2.301, F.A.C.

APPENDIX L

LEGAL DESCRIPTION

CENTRAL FLORIDA COORDINATION AREA OF THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT

Begin at the northwest corner of Section 6, Township 23 South, Range 24 East, being on the Sumter County – Lake County line, also being the range line between Ranges 23 and 24 East; thence north along said range line to the northwest corner of Section 7, Township 21 South, Range 24 East; thence east along the north line of Sections 7, 8, 9 and 10, Township 21 South, Range 24 East to the northeast corner of Section 10, Township 21 South, Range 24 East, also being the northwest corner of Section 11, Township 21 South, Range 24 East, thence continue east along the north line of said Section 11 to the north quarter corner of said Section 11, thence south along the quarter-section line of said Section 11 to the south quarter corner of said Section 11, also being the north quarter corner of Section 14, Township 21 South, Range 24 East, thence continue south along the quarter-section line of said Section 14 to the south quarter corner of said Section 14, said corner also being on the north line of Section 23, Township 21 South, Range 24 East; thence east along the North line of Sections 23 and 24, Township 21 South, Range 24 East; thence north along the West line of Sections 18 and 7, Township 21 South, Range 25 East; thence east along the North line of Sections 7, 8, 9, 10, 11 and 12, Township 21 South, Range 25 East to the northwest corner of Section 7, Township 21 South, Range 26 East; thence continue east along the north line of Section 7 to the northwest corner of Section 8, Township 21 South, Range 26 East; thence south along the west line of Section 8 to the north line of the south 1/2 of Section 8; thence east along said north line of south 1/2 to the east line of Section 8; thence south along the east line of Section 8 to the northwest corner of Section 16, Township 21 South, Range 26 East; thence east along the north line of Section 16 to the northwest corner of Section 15, Township 21 South, Range 26 East; thence south along the west line of Section 15 to the northwest corner of the southwest 1/4 of Section 15; thence east along the mid-section line to the northeast corner of the southwest 1/4 of Section 15; thence south along the east line of said southwest 1/4 to the south line of Section 15; thence east along said south line to the northeast corner of fractional Section 22, Township 21 South, Range 26 East; thence continue east along the north line of fractional

Section 23, Township 21 South, Range 26 East to the west shore line of Lake Apopka; thence northeasterly along said shore line to an intersection with the range line dividing Ranges 26 and 27 East; thence north on said range line to the township line dividing Townships 19 and 20 South; thence east on said township line to the thread of the Wekiva River; thence north along said thread of the Wekiva River to an intersection with the thread of the St. Johns River, said intersection being the corner common to Lake, Volusia and Seminole Counties; thence southeasterly and following the thread of the St. Johns River along the north and east boundary of Seminole County, to an intersection with the line dividing Townships 21 and 22 South, said intersection being the corner common to Volusia, Seminole, Orange and Brevard Counties; thence continue southeasterly and southerly along the thread of the St. Johns River and the Orange – Brevard county line to the northeast corner of Township 25 South, Range 34 East and the St. John’s River; thence south along the east line of Range 34 East to the south line of Township 32 South, also being on the Okeechobee County – Osceola County line; thence west along said Okeechobee County – Osceola County line to the southwest corner of Section 34, Township 32 South, Range 33 East; thence north along the section line to the northwest corner of Section 3, Township 31 South, Range 33 East; thence east along the township line between Townships 30 and 31 South to the southeast corner of Section 36, Township 30 South, Range 33 East; thence north along the range line between Ranges 33 and 34 East to the northeast corner of Section 1, Township 30 South, Range 33 East; thence west along the township line between Townships 29 and 30 south to the southwest corner of Section 31, Township 29 South, Range 33 East; thence north along the range line between Ranges 32 and 33 East to the northwest corner of Section 6, Township 28 South, Range 33 East; thence east along the township line between Townships 27 and 28 south to the southeast corner of Section 36, Township 27 South, Range 32 East; thence north along the range line between Ranges 32 and 33 East to the northeast corner of Section 1, Township 26 South, Range 32 East; thence west along the township line between Townships 25 and 26 South to the southwest corner of Section 33, Township 25 South, Range 32 East; thence north along the section line to the Orange County – Osceola County line; thence westerly along the Orange County – Osceola County line to the Southwest corner of Section 31, Township 24 South, Range 32 East; thence north along the range line to the intersection with the northerly right-of-way line of State Road 528; thence westerly along the northerly right-of-way line of State Road 528 to the intersection with the northerly right-of-way line of State Road 528A; thence westerly along the northerly right-of-way line of State Road 528A to the westerly right-of-way line of U.S. Highway 441; thence northerly along the right-of-way line to the section line between Sections 22 and 27 of Township 22 South, Range 29 East; thence west along the section lines to the northeast corner

of Section 25, Township 22 South, Range 28 East; thence south along the range line between Ranges 28 and 29 East to the southeast corner of Section 36, Township 22 South, Range 28 East; thence west along the township line between Townships 22 and 23 South to the northeast corner of Section 2, Township 23 South, Range 27 East; thence south to the southeast corner of Section 11, Township 23 South, Range 27 East; thence west along the section lines to the Southwest corner of Section 7, Township 23 South, Range 27 East, also being on the Lake County – Orange County line; thence south along the range line between Ranges 26 and 27 East to the Lake county – Polk County line; thence west along said county line to the southwest corner of Section 32, Township 24 South, Range 26 East; thence into Lake County, north along the section lines to the northeast corner of Section 30, Township 24 South, Range 26 East; thence west along the section lines to the northeast corner of Section 28, Township 24 South, Range 25 East; thence north along the section lines to the northeast corner of Section 16, Township 24 South, Range 25 East; thence west along the section line to the northwest corner of Section 16, Township 24 South, Range 25 East; thence north along the section line to the northeast corner of Section 8, Township 24 South, Range 25 East; thence west along the section lines to the range line between Ranges 24 and 25; thence north along the range line to the northeast corner of Section 1, Township 23 South, Range 24 East, also being on the township line between Townships 22 and 23 South; thence west along the township line to the northwest corner of Section 6, Township 23 South, Range 24 East, and the Point of Beginning.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40D-2.091	Publications Incorporated by Reference
40D-2.321	Duration of Permits
40D-2.801	Water-Use Caution Areas

PURPOSE AND EFFECT: This second Notice of Proposed Rule Development will address the development and amendment of consumptive use permit criteria and conditions for public water supply and other similar applicants withdrawing ground water in Central Florida, including Polk County. The first Notice of Proposed Rule Development published in the Florida Administrative Weekly on November 3, 2006, Vol. 32, No. 44, page 5130, addressed only public water supply applicants. However, in response to comments received in the ongoing rule development process, the proposed rule development has been expanded to include “other similar applicants.” This rule development will be coordinated with similar rule development by the South Florida Water Management District in Orange, Osceola, and Polk Counties; and by the St. Johns River Water Management District in Orange, Osceola and Seminole counties, and southern Lake County. This rule development will propose rule

amendments to Chapter 40D-2, F.A.C., and the Basis of Review For Water Use Permit Applications to address the three District's joint conclusion that sustainable quantities of ground water in Central Florida are insufficient to meet future public water supply applicants' and other similar applicants' demands, and that there is an immediate need to develop and implement alternative water supply projects in Central Florida to supplement ground water supplies. The legal description of the affected Central Florida area, called the Central Florida Coordination Area (CFCA) is included in proposed Rule 40D-2.801, F.A.C. Information regarding the CFCA is available from the Southwest Florida Water Management District's website at <http://www.swfwmd.state.fl.us/projects/cfca/>.

Under the proposed rules, water supply utilities and other similar applicants proposing to withdraw ground water in the CFCA will generally be restricted to demonstrated 2013 demands. Such an applicant may be issued a permit with a duration of up to 20 years for the 2013 allocation if the applicant will develop at least one alternative water supply (AWS) project to supply its water demands above 2013 demand levels. Alternatively, the applicant may demonstrate that AWS development is infeasible for all the increase above its 2013 demand. In this case, the applicant must maximize use of AWS for as much of the increase as is feasible and must use AWS for the remainder of the increase when provided by others, to the extent feasible. A public supply utility or other similar applicant will be restricted to a permit duration of no more than December 31, 2013, if the applicant does not develop AWS or use AWS to meet as much of the increase above its 2013 demand as is feasible.

SUBJECT AREA TO BE ADDRESSED: Water use permit criteria and conditions applicable to public water supply applicants and other similar applicants withdrawing ground water in the CFCA. The proposed rule amendments will contain definitions of key terms such as CFCA AWS, other similar applicant, and public supply utility. Also, a description of special CFCA permit conditions will be proposed. Many of the proposed amendments will be made in the Basis of Review. **SPECIFIC AUTHORITY:** 373.044, 373.103, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.0395, 373.042, 373.0421, 373.0831, 373.103, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.236, 373.239, 373.243 FS.

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

DATE AND TIME: May 4, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Orange County Commission Chambers, First Floor, 201 South Rosalind Avenue, Orlando, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: Dianne Lee at (352)796-7211, ext. 4658; TDD only: 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Karen A. Lloyd, Assistant General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40D-2.091 Publications Incorporated by Reference.

The following publications are hereby incorporated by reference into this Chapter, and are available from the District upon request:

(1) "Part B. Basis of Review and Part D. Requirements For the Estimation of Permanent and Temporal Service Area Population Within The Southern Water Use Caution Area, of the Water Use Permit Information Manual". "Basis of Review for Water Use Permit Applications" (____) (1/07);

(2) through (6) No change.

Specific Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243 FS. History–New 10-1-89, Amended 11-15-90, 2-10-93, 3-30-93, 7-29-93, 4-11-94, 7-15-98, 7-28-98, 7-22-99, 12-2-99, 8-3-00, 9-3-00, 4-18-01, 4-14-02, 9-26-02, 1-1-03, 2-1-05, 10-19-05, 1-1-07,_____.

40D-2.321 Duration of Permits.

(1) through (4) No change.

(5) Subject to the limitations on ground water allocations explained in the provisions under the heading "REQUIREMENTS FOR APPLICANTS FOR GROUND WATER WITHDRAWALS WITHIN THE CENTRAL FLORIDA COORDINATION AREA" set forth in Section 3.6 of the Basis of Review, within the Central Florida Coordination Area the duration of a water use permit for ground water withdrawals shall be 20 years when:

(a) The applicant will satisfy water use demands above its demonstrated 2013 demand with CFCA Alternative Water Supply as defined in Section 3.6 of the Basis of Review; or

(b) The applicant demonstrates that it is not feasible to satisfy its water use demands above its demonstrated 2013 demand with CFCA Alternative Water Supply Sources, as defined in Section 3.6 of the Basis of Review.

(5) through (6) renumbered (6) through (7) No change.

Specific Authority 373.044, 373.103, 373.113, 373.171 FS. Law Implemented 373.103, 373.171, 373.236 FS. History–Readopted 10-5-74, Amended 12-31-74, 10-24-76, 1-6-82, 3-11-82, Formerly 16J-2.13, Amended 10-1-89, 7-28-98, 1-1-03, 1-1-07,_____.

40D-2.801 Water-Use Caution Areas.

(1) through (3)(b) No change.

(c) Central Florida Coordination Area (“CFCA”) – The CFCA is located within portions of three water management districts and includes Polk, Orange, Osceola and Seminole counties, and southern Lake County. The portion of the CFCA located within this District is delineated below. The intent of the CFCA rules is to provide an interim regulatory framework for public water supply utilities and other similar users in the area to expeditiously implement CFCA Alternative Water Supply (“CFCA AWS”) projects (as defined in Section 3.6 of the Basis of Review) and, pending the implementation of CFCA AWS, provide for the allocation of available ground water while employing avoidance and mitigation measures to prevent harm. This regulatory framework is one component of a comprehensive, joint water management district strategy for regional water resource management that also includes regional water supply planning, AWS project funding and water resource investigations and analysis.

1. As shown in Figure 2-2, the boundary for the portion of the Central Florida Coordination Area located within this District is as follows:

Begin at the northwest corner of Section 6, Township 23 South, Range 24 East same being on the Sumter-Lake County line and run thence south along the range line dividing Ranges 23 and 24 East, to the thread of the Withlacoochee River; thence westerly along the thread of said river, to its intersection with the range line dividing Ranges 22 and 23 East; thence south along said range line, to the township line dividing Townships 25 and 26 South; thence west along said township line, to the section line dividing Sections 3 and 4 in Township 26 South, Range 22 East; thence south along the section lines, to the township line dividing Townships 26 and 27 South; thence east along said township line, to the range line dividing Ranges 22 and 23 East; thence south along said range line, to an intersection with the range line between Ranges 22 and 23 East with the township line between Townships 32 and 33 South; thence east along said township line, to the southeast corner of Township 32 South, Range 28 East; thence north along the range line between Ranges 28 and 29 East, in Townships 32 and 31 South, to the northeast corner of Section 12 in Township 31 South, Range 28 East; thence east along the section line to the northeast corner of Section 7, Township 31 South, Range 29 East; thence north along the section line to the northwest corner of Section 17, Township 30 South, Range 29 East; thence east along the section line to the northeast corner of the west 1/2 of Section 17, Township 30 South, Range 29 East; thence north along the 1/2-section line to the northeast corner of the west 1/2 of Section 5, Township 30 South, Range 29 East; thence west along the section line to the southwest corner of Section 32, Township 29 South, Range 29 East; thence north along the section line to the northeast corner of Section 19 in Township 29 South, Range 29 East; thence west

along the north boundaries of Section 19, Township 29 South, Range 29 East, and Sections 24, 23, 22, 21 and 20, Township 29 South, Range 28 East, to the northwest corner of said Section 20; thence north along the section line to the intersection of said section line with the west shore line of Lake Pierce in Township 29 South, Range 28 East; thence following the west shore of Lake Pierce to its intersection again with the west section line of Section 5, Township 29 South, Range 28 East; thence north along the section line to the northwest corner of Section 5, Township 29 South, Range 28 East; thence east along the township line to the southwest corner of Section 33, Township 28 South, Range 28 East; thence north along the section line to the northwest corner of the southwest 1/4 of the southwest 1/4 of Section 28, Township 28 South, Range 28 East; thence east along the 1/4-section line to the intersection of said 1/4-section line with Lake Pierce; thence follow the shore line northeasterly to its intersection with the 1/2-section line of Section 28, Township 28 South, Range 28 East; thence north on the 1/2-section line to the northwest corner of the southeast 1/4 of Section 28, Township 28 South, Range 28 East; thence east to the northeast corner of the southeast 1/4 of Section 28, Township 28 South, Range 28 East; thence south along the section line to the northwest corner of Section 3, Township 29 South, Range 28 East; thence east along the section line to the northeast corner of Section 3, Township 29 South, Range 28 East; thence north along the section line to the northwest corner of Section 23, Township 28 South, Range 28 East; thence west along the section line to the southwest corner of Section 16, Township 28 South, Range 28 East; thence north along the section line to the northwest corner of Section 16, Township 28 South, Range 28 East; thence west along the section line to the southwest corner of Section 8, Township 28 South, Range 28 East; thence north along the section line to the northwest corner of Section 5, Township 28 South, Range 28 East; thence west along the township line to the intersection of said township line with Lake Marion; thence following the south shore line of Lake Marion to its intersection again with said township line; thence west along the township line to the southeast corner of Section 36, Township 27 South, Range 27 East; thence north along the range line between Ranges 27 and 28 East to the intersection of said range line with Lake Marion; thence following the west shore of Lake Marion to its intersection again with the range line between Ranges 27 and 28 East; thence north along said range line, in Townships 27 and 26 South, to the northeast corner of Township 26 South, Range 27 East, being on the Polk-Osceola County line; thence west along the Polk-Osceola County line to the northwest corner of Township 26 South, Range 27 East; thence north along the section line to the Lake-Polk County line; thence west along the county line to the southwest corner of Section 32, Township 24 South, Range 26 East; thence into Lake County, north along the section lines to the northeast corner of Section 30, Township 24 South, Range 26 East; thence west along the section lines to the

northeast corner of Section 28, Township 24 South, Range 25 East; thence north along the section lines to the northeast corner of Section 16, Township 24 South, Range 25 East; thence west along the section line to the northwest corner of Section 16, Township 24 South, Range 25 East; thence north along the section line to the northeast corner of Section 8, Township 24 South, Range 25 East; thence west along the section lines to the range line between Ranges 24 and 25; thence north along the range line to the northeast corner of Section 1, Township 23 South, Range 24 East, also being on the township line between Townships 22 and 23 South; thence west along the township line to the Point of Beginning.

2. For proposed public water supply utility ground water withdrawals and other proposed ground water withdrawals specified in subparagraph 40D-2.801(3)(c)4., F.A.C., located within the areas encompassed both by the SWUCA, as described in paragraph 40D-2.801(3)(b), F.A.C., above, and the District's portion of the CFCA as described in paragraph 40D-2.801(3)(c), F.A.C., the provisions of Chapter 40D-2, F.A.C., and the Basis of Review described in Rule 40D-2.091, F.A.C., applicable to ground water withdrawals within the SWUCA and within the CFCA shall apply. In the event of a conflict between a specific provision of the regulations applicable to the SWUCA and a specific provision of the regulations applicable to the CFCA, the provision that is more restrictive shall apply to the proposed ground water withdrawals.

3. Regulations applicable to the CFCA are specified in paragraph 40D-2.801(3)(c), F.A.C., and in Section 3.6 of the Basis of Review described in Rule 40D-2.091, F.A.C., and are incorporated into this rule, and are in addition to all other regulations set forth in Chapter 40D-2, F.A.C., and Part B and D of the Water Use Permit Information Manual. The CFCA regulations shall not be construed to affect any water use permit application that does not have a ground water withdrawal point within the CFCA.

4. Special requirements for public water supply utility applicants for ground water withdrawals are explained in the provisions under the heading "REQUIREMENTS FOR APPLICANTS FOR GROUND WATER WITHDRAWALS WITHIN THE CENTRAL FLORIDA COORDINATION AREA" set forth in Section 3.6 of the Basis of Review. In addition, an applicant, other than a public supply water utility, that proposes to withdraw ground water in the CFCA, seeks a permit duration extending beyond 2013, and proposes an increase in ground water withdrawals above its demonstrated 2013 demand, is subject to those requirements.

5. The CFCA regulatory framework provides a comprehensive strategy for interim allocation of available ground water and expeditious development of CFCA Alternative Water Supply projects to minimize competition and, thereby, provide greater certainty of outcome than

competition which remains available pursuant to Section 373.233, F.S. If the applicant wishes to request this statutory process, it must do so in writing as part of an application.

6. Any public water supply utility applicant, or other applicant described in subparagraph 40D-2.801(3)(c)4., F.A.C., above, with a ground water withdrawal point proposed within the boundaries of the CFCA is deemed to be within the CFCA.

7. The CFCA is a water resource caution area for purposes of Chapter 403, F.S., and Chapter 62-40, F.A.C.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.0395, 373.042, 373.0421, 373.171, 373.216, 373.219, 373.223 FS. History—Readopted 10-5-74, Formerly 16J-3.30, Amended 10-1-89, 11-15-90, 3-1-91, 7-29-93, 1-1-03, 1-1-07, _____.

Basis of Review for Water Use Permit Applications:

1.9 PERMIT DURATION

1. through 4. No change.

5. Subject to the limitations on ground water allocations explained in the provisions under the heading "REQUIREMENTS FOR APPLICANTS FOR GROUND WATER WITHDRAWALS WITHIN THE CENTRAL FLORIDA COORDINATION AREA" set forth in Section 3.6 of the Basis of Review, within the Central Florida Coordination Area the duration of a water use permit for ground water withdrawals shall be 20 years when:

a. The applicant will satisfy water use demands above its demonstrated 2013 demand with CFCA Alternative Water Supply as defined in Section 3.6 of the Basis of Review; or

b. The applicant demonstrates that it is not feasible to satisfy its water use demands above its demonstrated 2013 demand with CFCA Alternative Water Supply Sources, as defined in Section 3.6 of the Basis of Review.

5. through 6. renumbered 6. through 7. No change. Amended _____.

3.6 PUBLIC SUPPLY

Requirements for APPLICANTS for GROUND WATER WITHDRAWALS WITHIN THE Central Florida Coordination Area (CFCA)

The following requirements shall apply to any public water supply utility applicant proposing to withdraw ground water in the CFCA and to those applicants specified in subparagraph 40D-2.801(3)(c)4., F.A.C. "Public water supply utility" means any municipality, county, regional water supply authority, special districts, publicly or privately owned water utilities, or multi-jurisdictional water supply authority, that provides water for use by the general public.

"CFCA Alternative Water Supply" or "CFCA AWS" for purposes of additional permitting criteria within the CFCA are surface water, stormwater, and salt water. Brackish ground water sources may be considered an alternative water supply

source if the source can be developed in a manner that will not cause or contribute to harmful impacts from cumulative ground water withdrawals in the CFCA.

1. An applicant will be restricted to a maximum allocation of ground water in an amount no greater than that needed to satisfy its demonstrated 2013 demand; however, an applicant may seek a duration that extends beyond 2013 for that level of allocation.

2. Any applicant seeking a permit duration extending beyond the year 2013 and proposing an increase in quantities above its demonstrated 2013 demand:

a. Identify at least one specific CFCA Alternative Water Supply project that the applicant will develop (either singly or in concert with others) and use, to meet the increase in quantity above its demonstrated 2013 demand, for the duration of the permit; and provide a project development schedule for each such identified project, with project development milestones that when followed, will result in CFCA Alternative Water Supply being used by the applicant by the end of 2013; or

b. Demonstrate that the development (either singly or in concert with others) of sufficient CFCA Alternative Water Supply to meet all the increase in quantities above its 2013 demand is not economically, environmentally, or technically feasible; and must establish that it will maximize the use of CFCA AWS to meet as much of the increase as is economically, environmentally, or technologically feasible and will obtain any remaining portion of the increase by using one or more CFCA Alternative Water Supply when provided by others at a cost that is economically feasible. Impact to customers from water user rates is a consideration in evaluating economic feasibility; however, the fact that there may be an increase in water users rates to utility customers shall not, in itself, constitute economic infeasibility.

A permittee lacking sufficient CFCA Alternative Water Supply by the end of 2013 from which to obtain the increase in quantities above its demonstrated 2013 demand can be allocated a temporary amount of ground water to meet that increase only if it has exercised Due Diligence to meet all schedule requirements in the permit for developing and using CFCA Alternative Water Supply and providing other conditions of issuance in Rule 40D-2.301, F.A.C., and Parts B and D of the Water Use Permit Information Manual are met. Any such temporary allocation shall be eliminated or modified when water from the Alternative Water Supply project becomes available. "Due Diligence" means giving the care and attention and taking all reasonable actions to meet all schedule requirements in the permit for developing and using alternative water supply sources. Particular circumstances beyond the applicant's control will be considered in determining whether Due Diligence has been exercised.

New _____.

4.11 UTILIZATION OF ALTERNATIVE WATER SUPPLIES
Applicants shall demonstrate whether alternative water supplies are available and appropriate for use and shall incorporate use of alternative water supplies to the greatest extent practicable. Use of alternative water supplies is not environmentally feasible if it interferes with recovery of a water body to its established Minimum Flow or Level or if the water body is either currently or projected to be adversely impacted. In determining whether an Applicant has demonstrated that alternative water supplies are available and appropriate for use, the District shall consider whether the alternative water supplies are economically, environmentally and technically feasible. Additionally, applicants specified in subparagraph 40D-2.801(3)(c)4., F.A.C., with ground water withdrawals in the Central Florida Coordination Area are subject to the provisions in the Basis of Review in Section 3.6, under the heading "Requirements For Applicants For Ground Water Withdrawals Within The Central Florida Coordination Area".

Amended 1-1-07, _____.

6.2 SPECIAL PERMIT CONDITIONS

In addition to the general, standard and other conditions, permits for applicants specified in subparagraph 40D-2.801(3)(c)4., F.A.C., authorizing ground water withdrawals in the CFCA shall include special conditions that address the following:

1. Implementation of a District-approved plan to monitor hydrology, ecology and water quality in the areas subject to impacts from the permitted withdrawals, with at least annual data reporting and analysis.

2. Implementation of specific District-approved measures to mitigate or avoid harm that would otherwise occur as a result of the permitted allocation.

3. Implementation of District-approved mitigation or avoidance actions to address any unanticipated harm, if the District finds that harm will occur or has occurred as a result of the permitted allocation.

4. Development and use of CFCA Alternative Water Supply to supply water demands greater than the allocation for the year 2013.

5. Submittal of five-year compliance reports as described in subsection 373.236(4), F.S., for 20-year duration permits.

6. The Modification of the permit, after review of each five-year compliance report or at any other time during the term of the permit, if needed to abate observed or projected harmful impacts as a result of the permitted use, unless the harmful impacts can be mitigated by the permittee.

New _____.

WATER MANAGEMENT DISTRICTS**South Florida Water Management District**

RULE NOS.:	RULE TITLES:
40E-2.091	Publications Incorporated by Reference
40E-2.301	Conditions for Issuance of Permits
40E-2.321	Duration of Permit
40E-2.331	Modification of Permits
40E-2.381	Limiting Conditions

PURPOSE AND EFFECT: This second Notice of Proposed Rule Development will address the development and amendment of consumptive use permit criteria and conditions for public water supply applicants and other similar applicants withdrawing groundwater in Central Florida, including, Orange, Osceola and Polk Counties. The first Notice of Proposed Rule Development was published in the Florida Administrative Weekly on November 3, 2006, Vol. 32, No. 44, page 5131, addressed only public water supply applicants. However, in response to comments received in the ongoing rule development process, the proposed rule development has been expanded to include "other similar applicants". This rule development will be coordinated with similar rule development by the St. Johns River Water Management District in Orange, Osceola, and Seminole Counties and southern Lake County, and the Southwest Florida Water Management District in Polk County. This rule development will propose rule amendments to Chapters 40E-2 and 40E-20, F.A.C., and the "Basis of Review for Water Use Permit Applications Within the South Florida Water Management District" to address the three Districts' joint conclusion that: (1) sustainable quantities of groundwater in Central Florida are insufficient to meet future public water supply applicants' and other similar applicants' demands; and (2) that there is an immediate need to develop and implement alternative water supply projects in Central Florida to supplement groundwater supplies.

The legal description of the affected Central Florida area, called the Central Florida Coordination Area (CFCA), will be included in the "Basis of Review for Water Use Permit Applications Within the South Florida Water Management District". Under the proposed rules, water supply utilities and other similar applicants proposing to withdraw groundwater in the CFCA will generally be restricted to demonstrated 2013 demands. Such an applicant may be issued a permit with a duration of up to 20 years for the 2013 allocation if the applicant will develop at least one alternative water supply (AWS) project to supply its water demands above 2013 demand levels. Alternatively, the applicant may demonstrate that AWS development is infeasible for all the increase above its 2013 demand. In this case, the applicant must maximize use of AWS for as much of the increase as is feasible and must use AWS for the remainder of the increase when provided by others, to the extent feasible. A public supply utility or other

similar applicant will be restricted to a permit duration of no more than December 31, 2013, if the applicant does not develop AWS or use AWS to meet as much of the increase above its 2013 demand as is feasible. The relationship between the Basis of Review and Rule 40E-2.301, F.A.C., will be clarified.

SUBJECT AREA TO BE ADDRESSED: Consumptive use permit criteria and conditions applicable to water supply applicants and other similar applicants withdrawing groundwater in the Central Florida Coordination Area. The proposed rule amendments will contain definitions of key terms such as CFCA AWS, other similar applicant, and public supply utility. A description of special CFCA permit conditions will also be proposed. Many of the proposed amendments will be made in the Basis of Review. A clarification regarding the relationship between the Basis of Review and Rule 40E-2.301, F.A.C., will also be provided.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.023, 373.042, 373.0421, 373.185, 373.219, 373.223, 373.224, 373.226, 373.229, 373.232, 373.233, 373.236, 373.239, 373.250 FS.

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

DATE AND TIME: May 4, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Orange County Commission Chambers, First Floor, 201 Rosalind Avenue, Orlando, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Clerk of the South Florida Water Management District, 1(800)432-2045, ext. 2087, or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IS: Beth Ross, Senior Specialist Attorney, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, 1(800)432-2045, ext. 6753 or (561)682-6753, e-mail: bross@sfwmd.gov. For procedural questions, contact Jan Sluth, Paralegal, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, 1(800)432-2045, ext. 6299 or (561)682-6299, e-mail: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-2.091 Publications Incorporated by Reference.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – (effective date), 2007 ~~August 31, 2003~~,” is hereby published by reference and incorporated into this chapter. A current version of this document is available upon request.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239 FS. History—New 9-3-81, Formerly 16K-2.035(1), Amended 2-24-85, 11-21-89, 1-4-93, 4-20-94, 11-26-95, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 12-19-01, 8-1-02, 6-9-03, 8-31-03, _____.

(The following represents proposed changes to the “Basis of Review for Water Use Permit Applications Within the South Florida Water Management District, August 31, 2003”)

1.3.2.1 Competition within the Central Florida Coordination Area

The Central Florida Coordination Area regulatory framework provides a comprehensive strategy for interim allocation of available groundwater and expeditious development of CFCA alternative water supply projects to minimize competition and, thereby, provide greater certainty of outcome than competition which remains available pursuant to Section 373.233, F.S., and criteria 1.3.2. If an applicant wishes to request this statutory process, it must do so in writing as part of the application.

1.7.2.2 Special Duration Factors

- A. No change.
- B. Sources of Limited Availability. For purposes of the Section, the following are Sources of Limited Availability:
 - 1. through 3. No change.
 - 4. Kissimmee Regional Water Supply Planning Area within the Central Florida Coordination Area: Groundwater.
- C. The following uses shall receive a 20 year permit, if:
 - 1. For uses from sources other than those listed in subparagraphs B. 1., 2., and 3. above, the allocation necessary to meet the 20 year demands is consistent with Chapters 40E-2 and 40E-20, F.A.C., as applicable, provided that the demands are realized according to the schedule set forth in the permit, for the duration of the permit; or

2. through 3. No change.

4. The applicant proposes groundwater withdrawals within the Central Florida Coordination Area to satisfy demands from that source up to its demonstrated 2013 demand and proposes to develop specific alternative water supply projects to meet demands greater than the 2013 demand, or demonstrates alternative water supply projects are currently infeasible, and otherwise satisfies the requirements of Chapter 40E-2 or 40E-20, F.A.C., as applicable, for the duration of the permit.

D. Requests for Allocations in Excess of Subsection 1.7.2.2.C.3., Permit Modifications, or Initial Permits, from Sources of Limited Availability other than applicants governed by subsection 1.7.2.2.C.4.:

The baseline duration under this Section shall be five years or as otherwise provided below. The following factors shall be considered and balanced in determining the duration of a permit:

- 1. through 3. No change.
- 4. Whether the requested allocation is supplied by a brackish water source, consistent with the use of saline water in Section 3.4; or
- 5. Whether the modification of the permit results in no more than a de minimis increase in impact to water resources and existing legal uses, as compared to the existing permit. Consideration of this factor will lead to a duration consistent with the permit being modified; or
- 6. A public supply utility applicant or other similar applicant proposing groundwater withdrawals within the Central Florida Coordination Area and does not propose to satisfy demands greater than demonstrated 2013 demands with specific alternative water supply projects. Consideration of this factor will lead to a maximum permit duration of up to 2013.

E. No change.

1.8 Definitions

Allocation Coefficient – No change.

Alternative Water Supply for purposes of the additional permitting provisions within the Central Florida Coordination Area (“CFCA”) are surface water, stormwater, and salt water. Brackish groundwater sources may be considered an alternative water supply source if it can be developed in a manner that will not cause or contribute to harmful impacts from cumulative groundwater withdrawals in the CFCA.

Aquifer through Drawdown – No change.

Due Diligence means giving the care and attention and taking all reasonable actions to meet all schedule requirements in the permit for developing and using alternative water supply. Particular circumstances beyond the applicant’s control will be considered in determining whether due diligence has been exercised.

Effluent through National Geodetic Vertical Datum (NGVD) – No change.

Other Similar Applicant for purposes of the additional permitting provisions applicable within the CFCA. ‘Other Similar Applicant’ means an applicant other than a public supply utility that proposes to withdraw groundwater in the CFCA and proposes an increase in ground water withdrawal above the level needed to meet its demonstrated demands in the year 2013.

Other Surface Waters through Potentiometric Surface – No change.

Public Supply Utility means any municipality, county, regional water supply authority, special districts, publicly or privately owned water utility, or multi-jurisdictional water supply authority, that provides water for use by the general public.

Public Water Supply through Xeriscape – No change.

3.0 WATER RESOURCE EVALUATIONS

3.2.1 Restricted Allocation Areas

Due to concerns regarding water availability, the following geographic areas are restricted with regard to the utilization of specific water supply sources. These areas and sources include the following:

- A. through D. No change.
- E. Groundwater Allocation in the Central Florida Coordination Area (CFCA) –
 - 1. Overall Intent:
The Central Florida Coordination Area (“CFCA”) is located within portions of three water management districts and includes Polk, Orange, Osceola and Seminole counties, and southern Lake County. Within the South Florida Water

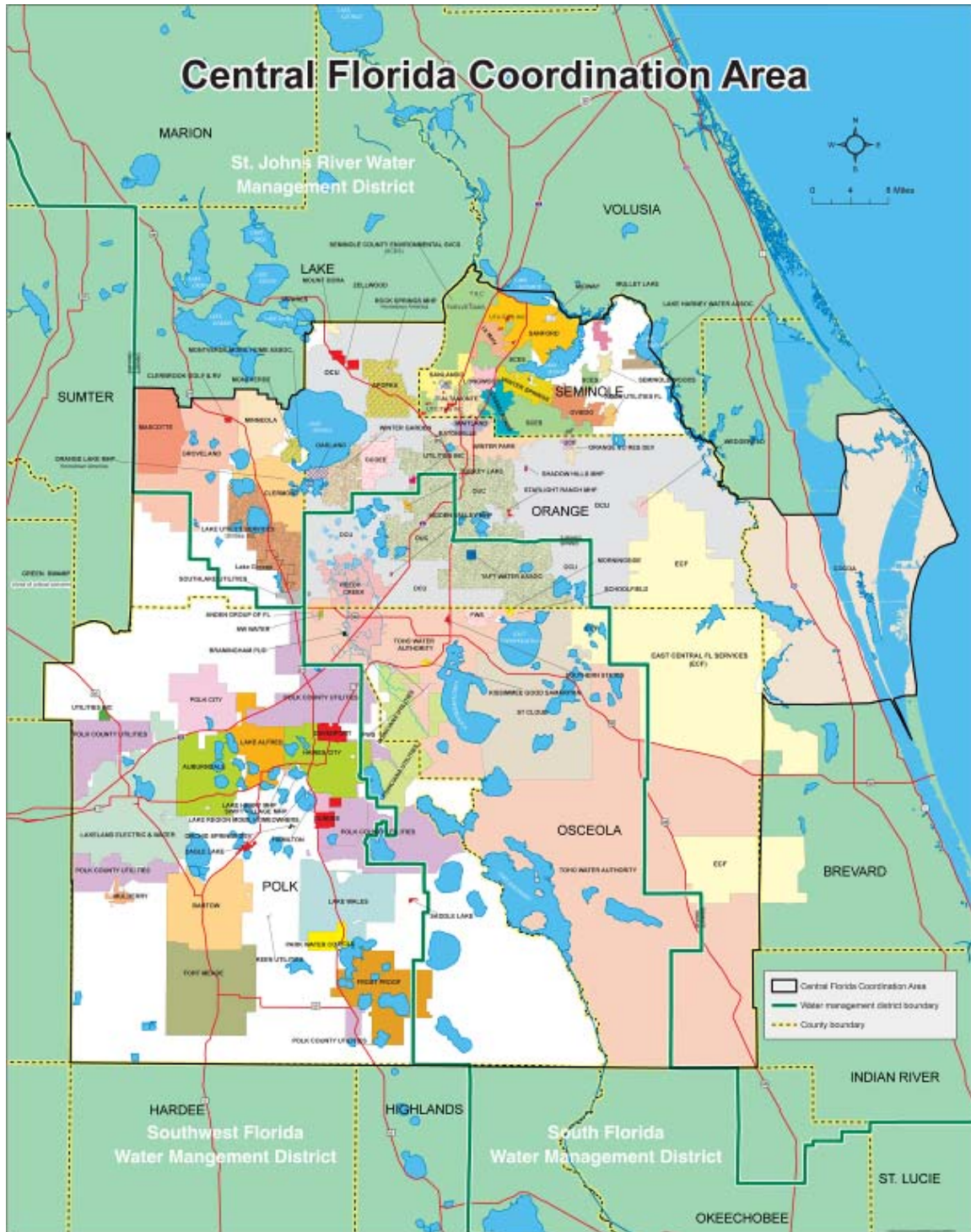
Management District, the CFCA is the area delineated in Figure >>>. The intent of the CFCA rules is to provide an interim regulatory framework for public supply utilities and other similar applicants in the area to expeditiously implement alternative water supply projects, and, pending the implementation of alternative water supply, to provide for the allocation of available groundwater while employing avoidance and mitigation measures to prevent harm. This regulatory framework is one component of a comprehensive, joint water management district strategy for regional water resource management that also includes regional water supply planning, alternative water supply project funding, and water resource investigations and analysis.

- 2. Maximum Allocation:
Public supply utility applicants and other similar applicants proposing increased withdrawals of groundwater within the CFCA, Figure >>>>, are restricted to a maximum allocation of ground water in an amount no greater than that needed to satisfy its demonstrated 2013 demand, provided the proposed use otherwise satisfies the requirements of Chapter 40E-2 or 40E-20, F.A.C., as applicable.
- 3. Alternative Water Supply Project Development:
Any applicant seeking a permit duration extending beyond 2013 and proposing an increase in water withdrawal above the level needed to meet its demonstrated 2013 demand must:
 - a. Identify at least one specific CFCA alternative water supply project that the applicant will develop (either singly or in concert with others) and use, to meet the increase in quantity above its demonstrated 2013 demand, for the duration of the permit; and provide a project development schedule for each such identified project, with project

- development milestones that when followed, will result in alternative water supply being used by the applicant by the end of 2013; or
- b. Demonstrate that the development (either singly or in concert with others) of sufficient CFCA alternative water supply to meet all the increase in quantity above its demonstrated 2013 demand is not economically, environmentally, or technologically feasible; and must establish that it will maximize the use of CFCA alternative water supply to meet as much of the increase as is economically, environmentally, or technologically feasible and will obtain any remaining portion of the increase by using water from one or more CFCA alternative water supply projects when provided by others at a cost that is economically feasible. The impact to customers from water use rates is a consideration in evaluating economic feasibility;

however, an increase in water uses rates to utility customers shall not, in itself, constitute economic infeasibility.

4. Due Diligence:
A permittee lacking sufficient CFCA alternative water supplies by the end of 2013 from which to obtain the increase in quantity above its demonstrated 2013 demand can be allocated a temporary amount of groundwater to meet that increase only if it has exercised due diligence to meet all schedule requirements in the permit for developing and using CFCA alternative water supply and providing that other conditions for issuance in Rule 40E-2.301, F.A.C., and this Basis of Review are met. Any such temporary allocation shall cease when water from the CFCA alternative water supply project becomes available.



5.0 PERMIT CONDITIONS

5.3 Specific Region Special Conditions

A. through E. No change.

F. In addition to the general, standard and other conditions described in this part, permits for public supply utilities and other similar applicants withdrawing groundwater in the CFCA shall include special conditions that address the following:

a. Implementation of a District-approved plan to monitor hydrology, ecology, and water quality in areas subject to impacts from the permitted withdrawal, with at least annual data reporting and analysis.

b. Implementation of specific District – approved measures to mitigate or avoid harm that would otherwise occur as a result of the permitted allocation.

c. Implementation of a District-approved mitigation or avoidance actions to address any unanticipated harm, if the District finds that harm will occur or has occurred as a result of the permitted allocation.

d. Expedient development and use of CFCA alternative water supply to meet water demands.

e. Submittal of five-year compliance reports for 20 year duration permits as described in Section 373.236(4), F.S.

f. The reduction in allocation or other modification to the permit, after review of each five-year compliance report or at any other time during the term of the permit, if needed to abate observed or projected harmful impacts, unless the harmful impacts can be mitigated by the permittee.

40E-2.301 Conditions for Issuance of Permits.

(1) (a) through (g) No change.

(h) Makes use of a reclaimed water source in accordance with the criteria contained in the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-2.091, F.A.C.

(i) through (j) No change.

(2) In order to satisfy the conditions for permit issuance in subsection (1), the permit applicant must provide reasonable assurances that the criteria in the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-2.091, F.A.C., are met.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.023, 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.236, 373.250 FS. History–New 9-3-81, Formerly 16K-2.035(2), Amended 2-24-85, 1-4-93, 4-20-94, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 8-1-02, 8-31-03, _____.

40E-2.321 Duration of Permit.

General Duration Provision. When requested by an applicant, a consumptive use permit shall have a duration of 20 years provided the applicant provides sufficient data to demonstrate reasonable assurance that the proposed use meets the conditions for issuance for the requested 20 year permit duration; or otherwise, permits may be issued for a shorter duration that reflects the period for which such reasonable assurances can be provided. This determination will be made pursuant to requirements in Rule 40E-2.301, F.A.C., and the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-2.091, F.A.C.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.236 FS. History–New 9-3-81, Amended 2-24-85, 4-20-94, 7-11-96, 8-31-03, _____.

40E-2.331 Modification of Permits.

(1) through (3) No change.

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

3. Does not potentially interfere with any presently existing legal use of water, cause environmental harm, saltwater intrusion, pollution of the water resources, harm to offsite land uses, or does not otherwise raise issues requiring a Staff determination of whether such impacts would occur pursuant to the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-2.091, F.A.C.; and

4. through 5. No change.

(b) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.223, 373.229, 373.239 FS. History–New 9-3-81, Formerly 16K-2.09(1), Amended 4-20-94, 7-11-96, 4-9-97, 12-10-97, 8-1-02, _____.

40E-2.381 Limiting Conditions.

The Board shall impose on any permit granted under this chapter such reasonable standard and special permit conditions as are necessary to assure that the permitted use or withdrawal will be consistent with the overall objectives of the District, will not be harmful to the water resources of the District, is reasonable-beneficial, will not interfere with any presently existing legal uses, and is consistent with the public interest. Standard permit conditions in Section 5.1 of the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-2.091, F.A.C., shall be set forth in the permit. Special permit conditions, including

those specified in Section 5.2 of the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District _____, 2007”, shall be set forth in the permit.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.219(1) FS. History—New 9-3-81, Amended 2-24-85, 7-26-87, 4-20-94, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 8-1-02,_____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-20.011	Policy and Purpose
40E-20.091	Publications Incorporated by Reference
40E-20.301	Conditions for Issuance of General Water Use Permits
40E-20.302	Types of General Water Use Permits
40E-20.321	Duration of General Water Use Permits
40E-20.331	Modification of General Water Use Permits
40E-20.381	Limiting Conditions

PURPOSE AND EFFECT: This second Notice of Proposed Rule Development will address the development and amendment of consumptive use permit criteria and conditions for public water supply applicants and other similar applicants withdrawing groundwater in Central Florida, including, Orange, Osceola and Polk Counties. The first Notice of Proposed Rule Development was published in the Florida Administrative Weekly on November 3, 2006, Vol. 32, No. 44, page 5132, addressed only public water supply applicants. However, in response to comments received in the ongoing rule development process, the proposed rule development has been expanded to include “other similar applicants”. This rule development will be coordinated with similar rule development by the St. Johns River Water Management District in Orange, Osceola, and Seminole Counties and southern Lake County, and the Southwest Florida Water Management District in Polk County. This rule development will propose rule amendments to Chapters 40E-2 and 40E-20, F.A.C., and the “Basis of Review for Water Use Permit Applications Within the South Florida Water Management District” to address the three Districts’ joint conclusion that: (1) sustainable quantities of groundwater in Central Florida are insufficient to meet future public water supply applicants’ and other similar applicants’ demands; and (2) that there is an immediate need to develop and implement alternative water supply projects in Central Florida to supplement groundwater supplies.

The legal description of the affected Central Florida area, called the Central Florida Coordination Area (CFCA), will be included in the “Basis of Review for Water Use Permit Applications Within the South Florida Water Management

District”. Under the proposed rules, water supply utilities and other similar applicants proposing to withdraw groundwater in the CFCA will generally be restricted to demonstrated 2013 demands. Such an applicant may be issued a permit with a duration of up to 20 years for the 2013 allocation if the applicant will develop at least one alternative water supply (AWS) project to supply its water demands above 2013 demand levels. Alternatively, the applicant may demonstrate that AWS development is infeasible for all the increase above its 2013 demand. In this case, the applicant must maximize use of AWS for as much of the increase as is feasible and must use AWS for the remainder of the increase when provided by others, to the extent feasible. A public supply utility or other similar applicant will be restricted to a permit duration of no more than December 31, 2013, if the applicant does not develop AWS or use AWS to meet as much of the increase above its 2013 demand as is feasible. The relationship between the Basis of Review and Rule 40E-20.301, F.A.C., will be clarified.

SUBJECT AREA TO BE ADDRESSED: Consumptive use permit criteria and conditions applicable to water supply applicants and other similar applicants withdrawing groundwater in the Central Florida Coordination Area. The proposed rule amendments will contain definitions of key terms such as CFCA AWS, other similar applicant, and public supply utility. A description of special CFCA permit conditions will also be proposed. Many of the proposed amendments will be made in the Basis of Review. A clarification regarding the relationship between the Basis of Review and Rule 40E-20.301, F.A.C., will also be provided.

SPECIFIC AUTHORITY: 373.044, 373.083, 373.113, 373.118 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.083, 373.103(4), 373.118, 373.219, 373.223, 373.229, 373.236, 373.239 FS.

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

DATE AND TIME: May 4, 2007, 10:00 a.m. – 12:00 p.m.

PLACE: Orange County Commission Chambers, First Floor, 201 Rosalind Avenue, Orlando, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Clerk of the South Florida Water Management District, (800)432-2045, ext. 2087, or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Beth Ross, Senior Specialist Attorney, South Florida Water Management District,

3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6753 or (561)682-6753, e-mail: bross@sfwmd.gov. For procedural questions, contact Jan Sluth, Paralegal, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6299 or (561)682-6299, e-mail: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-20.011 Policy and Purpose.

(1) No change.

(2) District staff shall take ~~final~~ agency action on applications submitted under this rule pursuant to Section 373.118, F.S., and this chapter. If an application for any proposed water use does not meet the provisions of this chapter, the District will provide the permit applicant with the option to either withdraw the general permit application, or supply the additional information and fee required for an individual permit. In the event one of these options is not selected, staff will recommend that the Governing Board deny the general permit application. Where applicable, criteria in the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-20.091, F.A.C., will be utilized to determine whether the conditions for issuance in Rule 40E-20.301, F.A.C., are satisfied.

Specific Authority 373.044, 373.083, 373.113, 373.118 FS. Law Implemented 373.042, 373.0421, 373.083, 373.103(4), 373.118, 373.219 FS. History–New 9-3-81, Formerly 16K-2.032(4), 16K-3.031(4), Amended 4-20-94, 7-11-96, 4-9-97, 12-10-97, 11-4-01, 8-14-02, 8-31-03,_____.

40E-20.091 Publications Incorporated by Reference.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007 ~~August 31, 2003~~”, is hereby published by reference and incorporated into this chapter. A current version of this document is available upon request.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.042, 373.0421, 373.103(4), 373.118, 373.223, 373.229 FS. History–New 8-14-02, Amended 8-31-03,_____.

(Note: The proposed amendments to the “Basis of Review for Water Use Permit Applications Within the South Florida Water Management District, August 31, 2003” are provided in the Notice of Proposed Rule for Chapter 40E-2, F.A.C., published within this edition of the Florida Administrative Weekly.)

40E-20.301 Conditions for Issuance of General Water Use Permits.

(1)(a) through (g) No change.

(h) For uses with a recommended maximum allocation which exceeds 3 million gallons per month, makes use of a reclaimed water source in accordance with the criteria contained in the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-20.091, F.A.C.

(i) through (j) No change.

(2) In order to satisfy the conditions for permit issuance in subsection (1), the permit applicant must provide reasonable assurances that the criteria in the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-20.091, F.A.C., are met.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.103(4), 373.118, 373.223, 373.229 FS. History–New 8-14-02, Amended 8-31-03,_____.

40E-20.302 Types of General Water Use Permits.

(1) through (1)(a) No change.

(b) Major Standard General Water Use Permit, authorizes allocations greater than three (3) million and up to fifteen (15) million gallons per month, and includes a requirement under paragraph 40E-20.301(1)(h), F.A.C., and the applicable requirements in the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-20.091, F.A.C., that the permit applicant meet the requirements for use of reclaimed water. In addition the monitoring and reporting permit limiting conditions in Sections 4.0 and 5.0 of the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-20.091, F.A.C., are applicable.

(2) through (3) No change.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.042, 373.0421, 373.103(4), 373.118, 373.219, 373.223 FS. History–New 9-3-81, Amended 12-1-82, Formerly 16K-2.031(1), 16K-2.032(1)(b), Amended 2-24-85, 3-29-87, 7-26-87, 4-20-94, 7-11-96, 4-9-97, 12-10-97, 11-4-01, 8-14-02, 8-31-03,_____.

40E-20.321 Duration of General Water Use Permits.

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

(b) For uses with a maximum monthly allocation greater than 3 mgm (up to 15 mgm), authorized by a Major Standard General Water Use Permit, the period shall not exceed the basin expiration date as specified in the document described in Rule 40E-20.091, F.A.C., as applicable to the location of the project; or, for Major Standard General Water Use Permits issued, renewed or modified after the applicable basin expiration date, the period shall be based on the provisions in Rule 40E-2.321, F.A.C., and the applicable provisions in the

“Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-20.091, F.A.C.

(3) through (6) No change.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.118, 373.236 FS. History–New 9-3-81, Formerly 16K-2.031(2)(j), 16K-2.032(2)(d), Amended 7-26-87, 4-20-94, 8-14-02, 8-31-03,_____.

40E-20.331 Modification of General Water Use Permits.

(1) through (3)(a)2. No change.

3. Does not potentially interfere with any presently existing legal use of water, cause harm to wetlands or other surface waters, harmful saltwater intrusion or pollution of the water resources, harm to offsite land uses, or does not otherwise raise issues requiring a Staff determination of whether harm to the water resources would occur pursuant to the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in Rule 40E-20.091, F.A.C.;

4. through 5. No change.

(b) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.223, 373.229, 373.239 FS. History–New 4-20-94, Amended 7-11-96, 4-9-97, 12-10-97, 8-14-02, 8-31-03,_____.

40E-20.381 Limiting Conditions.

Staff shall impose on any permit granted under this chapter such reasonable standard and special conditions as are necessary to assure that the permitted use or withdrawal will be consistent with the overall objectives of the District, will not be harmful to the water resources of the District, is reasonable-beneficial, will not interfere with any presently existing legal uses, and is consistent with the public interest. Standard permit conditions in Section 5.1 of the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007”, incorporated by reference in subsection 40E-20.091(1), F.A.C., shall be in the permit. Special permit conditions, including those specified in Section 5.2 of the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – _____, 2007” shall be in the permit.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.042, 373.0421, 373.103(4), 373.118, 373.219, 373.223 FS. History–New 9-3-81, Formerly 16K-2.031(2), 16K-2.032(2), Amended 2-24-85, 7-26-87, 4-20-94, 7-11-96, 4-9-97, 12-10-97, 11-4-01, 8-14-02,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-6.0035
 RULE TITLE: Application for Provisional and/or Standard Certification

PURPOSE AND EFFECT: The proposed rule amendment clarifies the applicability of rule provisions concerning certain inspector classifications.

SUBJECT AREA TO BE ADDRESSED: Application of Provisional and/or Standard Certification.

SPECIFIC AUTHORITY: 468.606, 468.609 FS.

LAW IMPLEMENTED: 468.609 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G19-6.0035 Application for Provisional and/or Standard Certification.

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

(c) Each applicant for certification as an inspector or plans examiner shall demonstrate that he or she has at least one (1) year of hands-on experience in the category of certification sought, with the exception of 1 and 2 family dwelling inspector. For 1 and 2 family dwelling inspector certification, refer to the specific requirements in Rule 61G19-6.017, F.A.C.

(d) through (3) No change.

Specific Authority 468.606, 468.609 FS. Law Implemented 468.609 FS. History–New 11-28-95, Amended 10-1-97, 2-23-99, 6-3-03,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-6.016
 RULE TITLE: Voluntary Certification Categories

PURPOSE AND EFFECT: The proposed rule amendment updates and provides modifications to the voluntary certification category of Roofing Inspector and One and Two Family Dwelling Plans Examiner.

SUBJECT AREA TO BE ADDRESSED: Voluntary Certification Categories.

SPECIFIC AUTHORITY: 468.606, 468.609(10) FS.

LAW IMPLEMENTED: 468.609(10) 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G19-6.016 Voluntary Certification Categories.

The following voluntary certification categories are created.

(1) through (2) No change.

(3) Roofing Inspector. Roofing Inspector means a person who is qualified to inspect residential and commercial roofs. In order to obtain this voluntary certification the Board will require either: four (4) years of roofing experience with passage of the standardized roofing inspectors' examination as approved by the board; state certification as a roofing contractor ~~in order to qualify~~ or a state certified general contractor ~~who was certified prior to 1974 1973.~~

(4) through (5) No change.

(6) One and Two Family Dwelling Plans Examiner. One and Two Family Dwelling Plans Examiner means a person who is qualified to determine that the plans submitted for the purpose of obtaining building and other permits, for one and two family dwellings and accessory structures, comply with the building, plumbing, mechanical, electrical, gas, fire prevention, energy, accessibility, and other applicable building codes. In order to obtain this voluntary certification, the applicant must hold standard certification as one and two family dwelling inspector; must have passed the State principles and practices examination; hold a standard certificate as a plans examiner (any category); and hold a Southern Building Code Congress International, Inc. (SBCCI) or International Code Council (ICC) certification as a Coastal Construction Inspector.

Specific Authority 468.606, 468.609(10) FS. Law Implemented 468.609(10) FS. History--New 7-5-95, Amended 7-7-96, 8-6-97, 6-25-98, 12-28-00, 2-28-02, 4-7-03, 9-3-03, 3-7-06,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NOS.:	RULE TITLES:
61J1-4.001	Education Requirements
61J1-4.003	Continuing Education
61J1-4.010	Supervision and Training of Registered Trainee Appraisers

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is amending these rules to update the existing language in the rules.

SUBJECT AREA TO BE ADDRESSED: Education Requirements; Continuing Education; Supervision and Training of Registered Trainee Appraisers.

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.611, 475.613, 475.615, 475.617, 475.618, 475.6221, 475.6222, 475.628 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: Thomas O'Bryant, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-4.050	Procedures to Obtain Permits and Other Authorizations; Applications
62-4.052	Regulatory Program and Surveillance Fees for Wastewater Facilities or Activities Discharging to Surface Waters

PURPOSE AND EFFECT: In October 2000, the Environmental Protection Agency authorized the Florida Department of Environmental Protection (Department) to implement the National Pollutant Discharge Elimination System (NPDES) Stormwater permitting program in the State of Florida. Costs to implement the Program have increased. Section 403.0885, Florida Statutes (F.S.) requires that fees collected by the Department are adequate to cover the entire cost to the Department for program management, for reviewing and acting upon any permit application, and to cover the cost of surveillance and other field services of any permits issued. To comply with this statute, it is necessary to increase NPDES Stormwater permitting and annual surveillance fees at this time. The rule, as amended, increases the following fees:

- Generic Permit for Stormwater Discharge from Large and Small Construction Activities
- No Exposure Certification for Exclusion from NPDES Stormwater Permitting
- Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems (MS4)
- Phase I Municipal Separate Storm Sewer System (MS4) annual surveillance fees

OGC #: 07-0440

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment will increase certain NPDES Stormwater permitting fees in paragraph 62-4.050(4)(d) and Phase I MS4 annual surveillance fees in subsection 62-4.052(10), F.A.C.

SPECIFIC AUTHORITY: 403.061, 403.087(6) FS.

LAW IMPLEMENTED: 403.087(6), 403.0885 FS.

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

DATE AND TIME: May 9, 2007, 1:30 p.m. EST

PLACE: Barnett Park Recreation Complex, 4801 West Colonial Drive, Orlando, Florida 32808

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Steven Kelly at (850)245-7518. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Online at: <http://www.dep.state.fl.us/water/stormwater/npdes/index.htm> or by contacting Steven Kelly, Florida Department of Environmental Protection, NPDES Stormwater Program, 2600 Blair Stone Road, MS 2500, Tallahassee FL 32399-2400; telephone (850)245-7518; email Steven.Kelly@dep.state.fl.us; or facsimile (850)245-7524

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:	RULE TITLE:
62-4.090	Renewals

PURPOSE AND EFFECT: The proposed rule development involves amendments to Chapter 62-4, F.A.C., related to the Department's Title V air permitting program. The amendments extend the lead time for applying for renewal of a Title V permit. There is no draft rule language available at this time; however, it is expected the department will post draft rule language at the following website by May 2, 2007: <http://www.dep.state.fl.us/Air/rules/regulatory.htm>.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments address air operation permitting requirements for "major sources of air pollution," also referred to as "Title V sources."

SPECIFIC AUTHORITY: 120.60, 403.061, 403.087, 403.0872 FS.

LAW IMPLEMENTED: 120.60, 403.031, 403.061, 403.087, 403.0872 FS.

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

DATE AND TIME: Wednesday, May 16, 2007, 10:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Lynn Scarce at (850)921-9551. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Cindy Phillips at (850)921-9534 or cindy.phillips@dep.state.fl.us.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-210.200	Definitions
62-210.360	Administrative Permit Corrections
62-210.900	Forms and Instructions

PURPOSE AND EFFECT: The proposed rule development involves amendments to Chapter 62-210, F.A.C., related to implementation of the U.S. Environmental Protection Agency's permitting requirements for Title V sources that are subject to the Clean Air Interstate Rule, Clean Air Mercury Rule, and Federal Acid Rain Program. There is no draft rule language available at this time; however, it is expected the department will post draft rule language at the following web site by May 2, 2007: <http://www.dep.state.fl.us/Air/rules/regulatory.htm>.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments address Title V air operation permitting requirements for electrical generating units.

SPECIFIC AUTHORITY: 403.061, 403.087, 403.0872 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087, 403.0872 FS.

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

DATE AND TIME: Wednesday, May 16, 2007, 10:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by

contacting: Ms. Lynn Scarce at (850)921-9551. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Cindy Phillips at (850)921-9534 or cindy.phillips@dep.state.fl.us.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-213.205	Annual Emissions Fee
62-213.400	Permits and Permit Revisions Required
62-213.410	Changes Without Permit Revision
62-213.413	Fast-Track Revisions of Acid Rain Parts
62-213.420	Permit Applications
62-213.430	Permit Issuance, Renewal, and Revision
62-213.440	Permit Content
62-213.460	Permit Shield

PURPOSE AND EFFECT: The proposed rule development involves amendments to Chapter 62-213, F.A.C., related to implementation of the U.S. Environmental Protection Agency’s permitting requirements for Title V sources that are subject to the Clean Air Interstate Rule, Clean Air Mercury Rule, and Federal Acid Rain Program. There is no draft rule language available at this time; however, it is expected the department will post draft rule language at the following web site by May 2, 2007: <http://www.dep.state.fl.us/Air/rules/regulatory.htm>.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments address Title V air operation permitting requirements for electrical generating units.

SPECIFIC AUTHORITY: 403.061, 403.087, 403.0872 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087, 403.0872 FS.

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

DATE AND TIME: Wednesday, May 16, 2007, 10:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Lynn Scarce at (850)921-9551. If you are

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Cindy Phillips at (850)921-9534 or cindy.phillips@dep.state.fl.us

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-214.100	Purpose and Scope
62-214.300	Applicability
62-214.320	Applications
62-214.330	Acid Rain Compliance Plan and Compliance Options
62-214.340	Exemptions
62-214.360	Department Action on Applications
62-214.370	Revisions and Administrative Corrections
62-214.420	Acid Rain Part Content
62-214.430	Implementation and Termination of Compliance Options

PURPOSE AND EFFECT: The proposed rule development involves amendments to Chapter 62-214, F.A.C., related to implementation of the U.S. Environmental Protection Agency’s permitting requirements for Title V sources that are subject to the Federal Acid Rain Program or elect to “opt in” to the Federal Acid Rain Program. There is no draft rule language available at this time; however, it is expected the department will post draft rule language at the following web site by May 2, 2007: <http://www.dep.state.fl.us/Air/rules/regulatory.htm>.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments address requirements for the Acid Rain Part of a Title V air operation permit for a source which is subject to the Federal Acid Rain Program or which elects to opt in to such program.

SPECIFIC AUTHORITY: 403.061, 403.087, 403.0872 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.0872, 403.087 FS.

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

DATE AND TIME: Wednesday, May 16, 2007, 10:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Lynn Scarce at (850)921-9551. If you are

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Cindy Phillips at (850)921-9534 or cindy.phillips@dep.state.fl.us

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-341.494
 RULE TITLE: Noticed General Permit for Maintenance of Public Navigation Channel and Canal Infrastructure by the West Coast Inland Navigation District within Lee County

PURPOSE AND EFFECT: Development of a new proposed environmental resource Noticed General Permit (NGP) for the West Coast Inland Navigation District (WCIND) to dredge public navigation channels and canals within the traffic sheds and secondary channel systems in Lee County. The concept for this new NGP in Lee County is based on detailed studies of the WCIND of existing traffic patterns, boat drafts and numbers, and a determination of the dredging needed to maintain existing boating use in a manner that minimizes adverse environmental impacts by following existing channels and previously dredged areas to the maximum extent practicable.

SUBJECT AREA TO BE ADDRESSED: Adopt a new Noticed General Permit for the WCIND.

OGC No. 07-0200 (formerly Docket No. 05-01R).

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.118(1), 373.406(5), 373.414(9), 373.418, 403.805(1), 403.814(1) FS.

LAW IMPLEMENTED: 253.002, 253.77(4), 373.118(1), 373.406(5), 373.413, 373.414(9), 373.416, 373.426, 403.813(2)(f), 403.813(3), 403.814(1) FS.

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

DATE AND TIME: Monday, May 7, 2007, 4:00 p.m., EDT
 PLACE: Joseph P. D'Alessandro Office Complex (formerly State Regional Service Center), Rm. 165C & D, 2295 Victoria Avenue, Fort Myers, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Alice Heathcock at (850)245-8483. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Alice Heathcock, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, FL. 32399-2400, telephone (850)245-8483, or e-mail: Alice.Heathcock@dep.state.fl.us. Further information and updates on this proposed rule also may be obtained from the Department's website at: <http://www.dep.state.fl.us/water/wetlands/erp/rules/rulestat.htm>.

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

DEPARTMENT OF JUVENILE JUSTICE

Probation

RULE NOS.:	RULE TITLES:
63D-7.001	Purpose and Scope
63D-7.002	Definitions
63D-7.003	Transition Planning While the Youth is in a Residential Commitment Facility
63D-7.004	Pre-Release Notification
63D-7.005	Post-Residential Supervision
63D-7.006	Admission to Post-Residential Supervision
63D-7.007	Supervision Plans
63D-7.008	Violations
63D-7.009	Termination of Services

PURPOSE AND EFFECT: To implement provisions in Sections 985.46 and 985.435, F.S., governing post-residential supervision of youth upon release from a residential commitment facility.

SUBJECT AREA TO BE ADDRESSED: The rule establishes standards and procedures for the provision of services, sanctions and case management for youth leaving residential facilities and returning to the community. This includes the planning phase while the youth is in the commitment facility, the phase immediately prior to release, and the period of active supervision after the youth returns to the community.

SPECIFIC AUTHORITY: 985.46, 985.435, 985.64 FS.

LAW IMPLEMENTED: 985.46, 985.435 FS.

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

DATE AND TIME: Friday, May 4, 2007, 10:00 a.m.
 PLACE: DJJ Headquarters, Knight Building, Room 312, 2737 Centerview Drive, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lydia Monroe, 2737 Centerview Dr., Ste. 312, Tallahassee, FL 32399-3100; e-mail, lydia.monroe@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 FINANCIAL SERVICES

Division of Worker’s Compensation

RULE NO.: RULE TITLE:
 69L-7.020 Florida Workers’ Compensation
 Health Care Provider
 Reimbursement Manual

PURPOSE AND EFFECT: To amend the rule to adopt the 2007 Edition of the Florida Workers’ Compensation Health Care Provider Reimbursement Manual, to implement the 2007 conversion factors issued by the Centers for Medicare and Medicaid Services approved by the Three Member Panel pursuant to Section 440.13(12), F.S. In addition, the proposed amendments to the rule will adopt the CPT® 2007 Current Procedural Terminology Professional Edition, Copyright 2006, American Medical Association; the Current Dental Terminology, CDT-2007/2008, Copyright 2006, American Dental Association; and the “Healthcare Common Procedure Coding System, Medicare’s National Level II Codes, HCPCS 2007”, American Medical Association, Nineteenth Edition, Copyright 2006, Ingenix Publishing Group.

SUBJECT AREA TO BE ADDRESSED: Reimbursement policies, guidelines, codes and maximum reimbursement allowances for services and supplies provided by health care providers to workers’ compensation claimants.

SPECIFIC AUTHORITY: 440.13(14)(b), 440.591 FS.

LAW IMPLEMENTED: 440.13(7), (12), (14) FS.

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

DATE AND TIME: Tuesday, May 8, 2007; 10:00 a.m.

PLACE: Room 104J, Hartman Bldg., 2012 Capital Circle S.E., Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Don Davis, (850)413-1711. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Don Davis, Division of Workers’ Compensation, Office of Data Quality and Collection, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4226, (850)413-1711

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69L-7.020 Florida Workers’ Compensation Health Care Provider Reimbursement Manual.

(1) The Florida Workers’ Compensation Health Care Provider Reimbursement Manual, 2007 ~~2006~~ Edition, is adopted by reference as part of this rule. The manual contains the Maximum Reimbursement Allowances determined by the Three-Member Panel, pursuant to Section 440.13(12), F.S., and establishes reimbursement policies, guidelines, codes and maximum reimbursement allowances for services and supplies provided by health care providers. Also, the manual includes reimbursement policies and payment methodologies for pharmacists and medical suppliers.

(2) The CPT® ~~2007~~ 2006 Current Procedural Terminology Professional Edition, Copyright 2006~~5~~, American Medical Association; the Current Dental Terminology, CDT-2007/2008 ~~2005~~, Copyright 2006~~4~~, American Dental Association; and in part for D codes and for injectable J codes, and for other medical services and supply codes, the “Healthcare Common Procedure Coding System, Medicare’s National Level II Codes, HCPCS 2007~~6~~”, American Medical Association, Nineteenth ~~Eighteenth~~ Edition, Copyright 2006~~5~~, Ingenix Publishing Group, are adopted by reference as part of this rule. When a health care provider performs a procedure or service which is not listed in the Florida Workers’ Compensation Health Care Provider Reimbursement Manual, 2007 ~~2006~~ Edition incorporated above, the provider must use a code contained in the CPT® ~~2007~~ 2006, CDT-2007/2008 ~~2005~~ or HCPCS-2007~~6~~ as specified in this section.

(3) The Florida Workers’ Compensation Health Care Provider Reimbursement Manual, 2007 ~~2006~~ Edition incorporated above, is available for inspection during normal business hours at the Florida Department of Financial Services, Document Processing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0311, or via the Department’s web site at <http://www.fldfs.com/wc>.

Specific Authority 440.13(14)(b), 440.591 FS. Law Implemented 440.13(7), (12), (14) FS. History–New 10-1-82, Amended 3-16-83, 11-6-83, 5-21-85, Formerly 38F-7.20, Amended 4-1-88, 7-20-88, 6-1-91, 4-29-92, 2-18-96, 9-1-97, 12-15-97, 9-17-98, 9-30-01, 7-7-02, Formerly 38F-7.020, 4L-7.020, Amended 12-4-03, 1-1-04, 7-4-04, 5-9-05, 9-4-05, 11-16-06,_____.

Section II Proposed Rules

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-5.002 Voting System Equipment
 Regulations Supplement: Minimum
 Standards for Voter Verifiable Paper
 Audit Records

PURPOSE AND EFFECT: The purpose of the proposed rule is to supplement the practices and procedures associated with the certification of voting systems for the State of Florida. The effect is to ensure the suitability and effectiveness of printer and paper items that produce voter verifiable paper audit records from direct recording electronic voting devices based on a set of minimum standards for voter verifiable paper audit records.

SUMMARY: This proposed rule provides applicable definitions, paper and archival storage requirements, printer requirements, and specified uses for the voter verifiable paper record.

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

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

SPECIFIC AUTHORITY: 101.015, 101.294 FS.

LAW IMPLEMENTED: 101.5605, 101.5606, 101.5602, 101.5607, 102.141, 102.166 FS.

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

DATE AND TIME: Monday, May 14, 2007, 1:00 p.m. – 2:30 p.m.

PLACE: Florida Heritage Hall, Plaza Level, Ground Level, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person needing special accommodations to participate in this proposed rule hearing should contact the Department of State at 1(850)245-6500 no later than Monday, May 7, 2007. Any person who is hearing or speech impaired may contact the Department by using the Florida Relay Service with the following toll free numbers: 1(800)955-8770 (voice) or 1(800)955-8771 (TDD). **THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Amy Tuck, Director, Division of Elections, Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, at (850)245-6500. Written comments may be

submitted directly to the above address or electronically through the Florida Department of State's E-rulemaking (Electronic rulemaking) System at: <https://www.flrules.org>.

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-5.002 Voting System Equipment Regulations Supplement: Minimum Standards for Voter Verifiable Paper Audit Records.

(1) PURPOSE. To establish minimum standards for assessing the suitability and effectiveness of printer and paper items that produce voter verifiable paper audit records from direct recording electronic voting devices.

(2) DEFINITIONS. As used in this rule, the term:

(a) "Ballot" when used in reference to:

1. "Paper audit record" means that printed strip of paper created by a voting device that serves as an independent verification tool to assist the voter in determining that the voter's electronic vote selections are correctly indicated. This paper record serves as an unalterable storage media that may be used as the official ballot for the purposes of a recount or audit.

2. "Electronic or electromechanical device" means a ballot that is voted by the process of electronically designating, including by touchscreen, or marking with a marking device for tabulation by automatic tabulating equipment or data processing equipment.

(b) "Voted Ballot" means a ballot as defined above, which an elector casts by positive action.

(c) "Voting System" means a method of casting and processing votes that functions wholly or partly by use of electromechanical or electronic apparatus or by use of paper ballots and includes, but is not limited to, the procedures for casting and processing votes and the programs, operating manuals, tabulating cards, printouts, and other software necessary for the system's operation.

(d) "Voting Device" means any apparatus by which votes are registered electronically.

(e) "Verifiable" means the capability for the voter to independently take positive action to confirm that the electronic record and the paper record correctly reflect the voter's selections.

(f) "Thermal printer" means an electromechanical device that produces a printed image by selectively heating coated thermal paper when the paper passes over the thermal print head.

(g) "Contact storage container" refers to a container that prevents direct contact of thermal paper with vinyl, plastics, shrink wraps, adhesives, wet-toner, or carbon papers. The container may also prevent or minimize the content's exposure to ultraviolet (UV) light and humid conditions. The use of a

barrier bag would be considered an acceptable contact storage container and this may serve as an inner pack with another container serving as an outer pack.

(h) “Shelf life” means the paper manufacturer’s stated maximum length of storage from the date of manufacture with unopened factory wrap within the manufacturer’s specified environment that does not impact the paper’s satisfactory performance or the specified image life.

(i) “Image life” refers to the expected life of a fully developed image produced by a thermal printer on thermal paper that has not exceeded its shelf life and is stored in a compatible contact storage container within the specified environment.

(j) “Useful life” refers to the retention period for voting records as set forth in the General Records Schedule GS3 for Election Records.

(3) PAPER REQUIREMENTS. Paper audit records must meet the following requirements:

(a) The records must be produced by a thermal printer or other suitable print technology that minimizes the number of mechanical elements, consumables, and likely print failures.

(b) The paper quality must be able to retain a fully developed image for a minimum of 7 years when stored under archival dark environmental conditions in a compatible contact storage container. The paper manufacturer’s environmental storage requirements must be documented and provided to the county by the voting system vendor. If the county chooses to acquire paper from a source other than the voting system vendor, then the county is obligated to adhere to the paper manufacturer’s environmental storage requirements.

(c) The paper must be of sufficient quality and reliability to permit the paper record to be audited at least twice; at the start of the initial archival storage period and once again at the end of its useful life.

(4) PAPER STORAGE REQUIREMENTS PRIOR TO USE. Storage of voter verifiable paper must be compatible with the following requirements:

(a) Shelf life is applicable to thermal paper and should exceed a minimum of 3 years of storage from the date of manufacture within its unopened factory wrap under the following environmental conditions:

1. Maximum storage temperature for thermal paper must comply with the paper manufacturer’s specification. If not specified by the manufacturer, the voting system vendor should state that the maximum storage temperature for thermal paper is 77°F (25°C).

2. Paper that has exceeded its maximum shelf life should not be purchased and shall not be used in an election.

3. Paper that has exceeded the maximum storage temperature should not be purchased and shall not be used in an election.

(5) ARCHIVAL STORAGE REQUIREMENTS FOR PAPER AUDIT RECORD.

Storage of voter verifiable paper audit records must be compatible with the following requirements.

(a) Image life must be capable of meeting or exceed a minimum of 7 years for thermal paper after producing a fully developed image when stored in a compatible contact storage container under the following dark environmental conditions:

1. Relative humidity within the thermal paper’s contact storage container must comply with the paper manufacturer’s specification. If the relative humidity is not specified by the paper manufacturer, the voting system vendor should state the contact storage container should be between 45% to 65% relative humidity. Humidity may be determined by the use of one or more humidity indicator cards suitable for this purpose.

2. Maximum temperature not to exceed 77°F (25°C).

(b) Paper that has experienced an environment exceeding the maximum temperature and/or humidity requirements prior to nine months from the end of its useful life must be evaluated to determine the need for alternate preservation action by any suitable means.

(6) PRINTER REQUIREMENTS. A printer that produces voter verifiable paper audit records must demonstrate that it meets the following requirements:

(a) Completes a mass ballot count test of 9,900 ballots cast on a single precinct voting device for an assessment of the printer’s reliability. In addition, the voting system vendor or the thermal paper manufacturer should provide an assessment of the thermal paper’s aging properties. This may be satisfied by assessing the loss of optical density under dry heat and wet heat conditions and by assessing the paper’s sensitivity to long-term exposure to light.

(b) Minimizes the number of mechanical elements and consumables. To satisfy this requirement, the use of thermal paper printers is strongly recommended.

(c) Maintains the audit record as a continuous spool of paper or provides the audit record as cut sheets. However, each cut sheet must be a complete record of a cast ballot. In the event that the last ballot record on the spool does not represent a complete record, the voting device must void that record and allow the voter to continue voting once the paper has been refilled. This voided record must not count against the voter’s allowed number of spoiled records. The audit record must not be touched by the voter or otherwise be capable of being in the possession of the voter.

(d) Does not permit the voting device or system to alter the paper record once the ballot is cast.

(e) Prints the audit record in a default font size not to fall below 10 pt on the E-scale as measured using a type gage. Able to display a font size larger than the default, but may not exceed 36 pt on the E-scale. The larger font may be displayed by the use of a larger variable or fixed printer font selected by either the voter or the poll worker or the larger font may be achieved by the use of a magnification lens that does not

impede the readability of the audit record. The use of a larger variable or fixed printer font may force a line-wrap, but must not wrap more than once.

(f) Permits the paper record to be temporarily stored in a sealable canister that is to be considered a ballot box.

1. Permit a full canister to be replaced by an empty canister without exposing the paper audit record. This requirement may be met by complete removal and replacement of the printer and paper canister assembly.

(g) Prevents a voter from spoiling more than two audit records.

(h) Prints the audit record in English, and if different, also in the same language as appeared on the electronic review screen. The audit record must also be able to indicate clearly:

- 1. A spoiled audit record.
- 2. A provisional audit record.
- 3. An undervoted contest.
- 4. An accepted audit record.

(i) Limits the paper audit record printer's functionality to printing only the paper audit record. The printer should not be used to print the zero or results tapes unless these tapes can be extracted without compromising the audit record.

(j) Provides a capability to detect errors, malfunctions, and/or low consumables and suspend further usage of the voting device until the error condition is corrected. Either the voting device and/or the printer must indicate the error condition. If the error can be addressed by the voter, then the error message must be displayed in the voter's selected language. If the error must be addressed by the poll worker, then the error message must be displayed in the language common to the election officials who would have to address the issue. Actions taken by election officials to correct an error condition must be in accordance with Florida Statutes that protect the ballot from disclosure. Failure to resolve an error condition must prevent that active ballot from being cast both electronically and as an audit record. The voter must be permitted to cast their ballot on another voting device regardless of the number of spoiled ballots already consumed.

(k) Provides a means to protect the paper audit record when displayed to the voter. The display or transparent protective cover must be maintainable and/or replaceable. The use of a transparent protective cover must not obscure the paper audit record. There must be a method for periodically cleaning the display's or the transparent protective cover's surface.

(l) Provides the voter with the means to compare the electronic review screen paper record side-by-side and inform the voter is scrolling the paper record is necessary to complete this comparison.

(m) Informs the voter that scrolling the paper record in reverse is either possible or not possible. Scrolling in reverse should not be an option if it could cause a paper jam.

(n) Optionally:

1. May use a unique identifier that provides a capability to link a voter verifiable paper audit record to the electronic record. However, this link may not circumvent voter secrecy.

2. Allows the voter to privately and independently verify the content of the permanent paper ballot through the conversion of printed content into an accessible media. Accessible voting equipment should provide an automated reader that converts the paper record contents into audio output.

3. Permits an alternate and independent method to tabulate the votes cast from the paper audit record.

4. Identifies multiple review pages, such as page x of y.

(7) USE of the VOTER VERIFIABLE PAPER RECORD. The voter verifiable paper record must:

(a) Provide the voter the option to verify that the paper audit record matches the electronic summary record prior to allowing the voter to cast the ballot.

(b) Serve as an official ballot for the purposes of an audit and/or recount.

(c) Store a duplicate of the audit record in another format in addition to the human readable form.

(d) Not reveal the identity of the voter.

Specific Authority 101.015, 101.294 FS. Law Implemented 101.5605, 101.5606, 101.5602, 101.5607, 102.141, 102.166 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE:
David A. Drury, Chief, Bureau of Voting Systems Certification
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Amy Tuck, Director, Division of
Elections

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: April 11, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 2, 2007

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
5B-44	Nematodes of Citrus
RULE NOS:	RULE TITLES:
5B-44.001	Definitions
5B-44.002	Purpose of Chapter
5B-44.003	Injurious Nematodes of Citrus
5B-44.004	Designation of Regulated Articles
5B-44.008	Movement of Regulated Articles
5B-44.0113	Requirements for Citrus Nursery Site Approval
5B-44.0116	Requirements for Nematode (BN) Certification of Regulated Articles
5B-44.0118	Requirements for Soil Pit Approval

5B-44.0125 Disposition of Citrus Nursery Sites and Regulated Articles Including Citrus Nursery Stock

5B-44.0135 Requirements for Utility and Road Construction

PURPOSE AND EFFECT: These rules have been incorporated in Rule Chapter 5B-62, F.A.C., Citrus Nursery Stock Certification Program and are no longer necessary.

SUMMARY: Rule Chapter 5B-44, F.A.C., in its entirety is being repealed.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1), (5), 581.032(1), (5) FS.

LAW IMPLEMENTED: 581.031 (5), (6), (7), (9), (16), (17), (23), 581.101, 581.111 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: To be announced

PLACE: Doyle Conner Building, 1911 Southwest 34th Street, Gainesville, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Connie Riherd, Assistant Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-44.001 Definitions.

Specific Authority 570.07(23), 581.031 FS. Law Implemented 581.031 FS. History–New 6-15-81, Formerly 5B-44.01, Amended 6-15-87, 6-4-95, Repealed.

5B-44.002 Purpose of Chapter.

Specific Authority 570.07(23), 581.031(1) FS. Law Implemented 581.031, 581.101, 581.111 FS. History–New 6-15-81, Formerly 5B-44.02, Amended 6-15-87, 6-4-95, Repealed.

5B-44.003 Injurious Nematodes of Citrus.

Specific Authority 570.07(23), 581.031(1) FS. Law Implemented 581.031(6) FS. History–New 6-15-81, Formerly 5B-44.03, Amended 6-15-87, Repealed.

5B-44.004 Designation of Regulated Articles.

Specific Authority 570.07(23), 581.031(1) FS. Law Implemented 581.031(7) FS. History–New 6-15-81, Formerly 5B-44.04, Amended 6-15-87, Repealed.

5B-44.008 Movement of Regulated Articles.

Specific Authority 570.07(23), 581.031(1), (5) FS. Law Implemented 581.031(7), (9), (23) FS. History–New 6-15-81, Formerly 5B-44.08, Amended 6-15-87, 6-4-95, 6-12-00, Repealed.

5B-44.0113 Requirements for Citrus Nursery Site Approval.

Specific Authority 570.07(23), 581.031(1) FS. Law Implemented 581.03(6) FS. History–New 6-15-87, Repealed.

5B-44.0116 Requirements for Nematode (BN) Certification of Regulated Articles.

Specific Authority 570.07(23), 581.032(1), (5) FS. Law Implemented 581.031(16), (17) FS. History–New 6-15-87, Repealed.

5B-44.0118 Requirements for Soil Pit Approval.

Specific Authority 570.07(23), 581.031(1) FS. Law Implemented 581.031(6) FS. History–New 6-15-87, Repealed.

5B-44.0125 Disposition of Citrus Nursery Sites and Regulated Articles Including Citrus Nursery Stock.

Specific Authority 570.07(23), 581.031(1), (5), (6) FS. Law Implemented 581.031 FS. History–New 6-15-87, Repealed.

5B-44.0135 Requirements for Utility and Road Construction.

Specific Authority 570.07(23), 581.031(1), (5) FS. Law Implemented 581.031(5) FS. History–New 6-15-87, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Connie Riherd, Assistant Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32641-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 11, 2007

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER NO:	RULE CHAPTER TITLE:
5B-60	Citrus Budwood Protection Program
RULE NOS.:	RULE TITLES:
5B-60.001	Definitions
5B-60.002	Purpose
5B-60.003	Plant Pest Declaration
5B-60.004	Citrus Budwood Protection Manual, Citrus Budwood Testing Manual and Graft-transmissible Diseases of Citrus: Handbook for Detection and Diagnosis
5B-60.005	Citrus Budwood Technical Advisory Committee
5B-60.006	Citrus Nursery Stock Propagation and Planting
5B-60.007	Parent Trees

- 5B-60.008 Foundation Trees
- 5B-60.009 Scion Trees
- 5B-60.010 Increase Trees
- 5B-60.011 Validated Tree
- 5B-60.012 Source Tree Registration Certificate
- 5B-60.013 Procedure for Identifying and Recording Citrus Nursery Stock
- 5B-60.014 Stop-Sale Notice or Hold Order (DACS-08016)
- 5B-60.015 Fees
- 5B-60.016 Exemptions

PURPOSE AND EFFECT: These rules have been incorporated in Rule Chapter 5B-62, F.A.C., Citrus Nursery Stock Certification Program and are no longer necessary.

SUMMARY: Rule Chapter 5B-60, F.A.C., in its entirety is being repealed.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1), (3), (8) FS. LAW IMPLEMENTED: 570.07(2), (13), (23), 570.0705, 581.031(1), (14), (17), (23) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: To be announced
 PLACE: Doyle Conner Building, 1911 Southwest 34th Street, Gainesville, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Connie Riherd, Assistant Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100

THE FULL TEXT OF THE PROPOSED RULES IS:

5B-60.001 Definitions.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 11-4-98, Repealed.

5B-60.002 Purpose.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Repealed.

5B-60.003 Plant Pest Declaration.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (6), (14), (23) FS. History–New 9-30-96, Amended 11-4-98, Repealed.

5B-60.004 Citrus Budwood Protection Procedure Manual, Citrus Budwood Testing Manual, and Graft-transmissible Diseases of Citrus: Handbook for Detection and Diagnosis.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(23), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 11-4-98, 2-1-00, 6-12-00, 3-31-02, Repealed.

5B-60.005 Citrus Budwood Technical Advisory Committee.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (23), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 11-4-98, 2-18-04, Repealed.

5B-60.006 Citrus Nursery Stock Propagation and Planting.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 11-4-98, 2-1-00, 6-12-00, 2-18-04, Repealed.

5B-60.007 Parent Trees.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 11-4-98, 2-1-00, 6-12-00, Repealed.

5B-60.008 Foundation Trees.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Repealed.

5B-60.009 Scion Trees.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 11-4-98, 2-1-00, 6-12-00, 2-18-04, Repealed.

5B-60.010 Increase Trees.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0750, 581.031(1), (14), (17), (23), FS. History–New 9-30-96, Amended 11-4-98, 2-1-00, 3-31-02, 2-18-04, Repealed.

5B-60.011 Validated Tree.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 11-4-98, 2-2-00, 6-12-00, Repealed.

5B-60.012 Source Tree Registration Certificate.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-3-96, Amended 11-4-98, 2-1-00, 3-31-02, Repealed.

5B-60.013 Procedure for Identifying and Recording Citrus Nursery Stock.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New 9-30-96, Amended 2-1-00, 2-18-04, Repealed.

5B-60.014 Stop-Sale Notice or Hold Order (DACS-08016).

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History—New 9-30-96, Amended 2-1-00, Repealed.

5B-60.015 Fees.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History—New 9-30-96, Amended 11-4-98, 2-1-00, 6-12-00, 2-18-04, Repealed.

5B-60.016 Exemptions.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History—New 9-30-96, Amended 11-4-98, 2-1-00, 6-12-00, 2-18-04, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Connie Riherd, Assistant Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32641-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 11, 2007

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-5.081
 RULE TITLE: Approval of School Leadership Programs

PURPOSE AND EFFECT: This proposed new rule is needed to implement Section 1012.986, Florida Statutes, by instituting the approval requirements and processes for programs that prepare school leaders, including assistant principals and principals. Such programs are provided by Florida’s colleges, universities and public school districts and lead to certification in Educational Leadership and School Principal.

SUMMARY: This proposed new rule sets forth the requirements and processes for approval of programs in Florida colleges, universities, and school districts that lead to certification in Educational Leadership and School Principal and provide further training for enhancing the effectiveness of existing school leaders.

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

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

SPECIFIC AUTHORITY: 1012.98, 1012.986 FS.

LAW IMPLEMENTED: 1012.986, 1012.56 FS.

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

DATE AND TIME: May 15, 2007, 1:00 p.m.

PLACE: Orlando World Marriott, 8701 World Center Drive, Orlando, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Office of Equity and Access, (850)245-0513. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kathy Hebda, (850)245-0891

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-5.081 Approval of School Leadership Programs.

The Florida Legislature and State Board of Education recognize multiple pathways for demonstrating the standards required to qualify for a Professional Florida Educator's Certificate. To ensure capacity and quality of pre-service school leadership programs and the development of inservice school leaders required in Section 1012.986, Florida Statutes, this rule sets forth requirements for approval of two levels of school leadership programs. Level I programs lead to initial certification in educational leadership for the purpose of preparing individuals to serve as school leaders who may aspire to the school principalship. Level II programs build upon Level I training and lead to certification in School Principal. This bi-level certification and preparation process includes programs offered by Florida postsecondary institutions and public school districts as described herein.

(1) Level I: Educational Leadership.

(a) General Criteria.

1. An initial certification program in educational leadership approved pursuant to this section shall satisfy specialization requirements for certification in Educational Leadership pursuant to Rule 6A-4.0082, F.A.C. Each approval or extension shall be granted for a period of time determined by the Department of Education but shall not exceed seven (7) years based upon the institution or school district meeting the requirements of this section.

2. Each entity offering an approved program in accordance with this section shall report to the Department annually the number of participants admitted to and enrolled in the program and the number of program completers.

(b) Requirements for initial approval of programs offered by Florida postsecondary institutions. Each institution seeking approval of an initial certification program in educational

leadership shall submit a request in writing from the chief executive officer to the Commissioner providing evidence of all of the following:

1. The institution is a Florida public or nonpublic postsecondary institution that requests approval of an initial certification program in educational leadership, has legal authority to grant appropriate master's degrees or higher in educational leadership or school administration, and meets accreditation requirements as prescribed in subsection 6A-4.003(1) or paragraph (2)(c), F.A.C.

2. The institution has incorporated into the program objectives which directly respond to needs assessed and projected for school leaders both in Florida school districts and the state as a whole.

3. The institution has established a comprehensive program that meets the following requirements:

a. Provides instruction in and assesses each candidate's level of knowledge and application of the competencies aligned to each of the Florida Principal Leadership Standards, pursuant to Rules 6A-5.080 and 6A-4.00821, F.A.C. The program description must include in which courses the competencies will be taught and assessed.

b. Incorporates appropriate elements of the William Cecil Golden Program for School Leaders to ensure a statewide foundation for leadership development in accordance with Section 1012.986, Florida Statutes.

c. Provides for field experiences in K-12 schools designed in collaboration with Florida public schools or school districts, during which program knowledge is applied and candidates are provided with opportunities to demonstrate required competencies;

d. Endorses as program completers only candidates who demonstrate all of the Florida Principal Leadership Standards at the initial certification level and earn passing scores on all portions of the Florida Educational Leadership Examination required in Section 1012.56, Florida Statutes;

3. The institution has employed faculty who are qualified to teach courses required in the program, and who document annual onsite participation or research in K-12 school settings. Activities must be related to the program course(s) they teach.

4. The institution has a means for collecting performance data on admitted candidates and program completers.

5. The institution publishes a description of the qualitative and quantitative requirements for program completion.

6. The institution may include a modified version of its approved program to be offered to individuals who hold a master's or higher degree, provided the institution has a means to document that the completer of the modified program has met all program requirements of this section. A modified program is not required to terminate in a degree.

(c) Requirements for initial approval of programs offered by Florida school districts. Each Florida school district seeking approval of an initial certification program in educational

leadership shall submit a request in writing from the chief executive officer to the Commissioner providing evidence of all of the following:

1. The district shall offer the initial certification program in educational leadership only to its employees through its approved professional development system in accordance with Section 1012.98, Florida Statutes, and the requirements of this rule.

2. The district has incorporated into the program objectives which directly respond to needs assessed and projected for school leaders both in Florida and the district.

3. The district has established a comprehensive program that meets the following requirements:

a. Admits only candidates who hold a master's degree from an accredited or approved institution as described in Rule 6A-4.003, F.A.C. Programs may provide for admission of candidates without this degree, provided that the district's program documentation includes a process of formally notifying such candidates that they are not eligible to complete the program without official documentation of the master's degree;

b. Provides instruction in and assesses each candidate's level of knowledge and application of the competencies aligned to the Florida Principal Leadership Standards, pursuant to Rules 6A-5.080 and 6A-4.00821, F.A.C. The program description must indicate the professional development activities through which the competencies will be taught and assessed;

c. Incorporates appropriate elements of the William Cecil Golden Program for School Leaders to ensure a statewide foundation for leadership development in accordance with Section 1012.986, Florida Statutes.

d. Provides for field experiences in K-12 schools designed in collaboration with Florida public schools or school districts, during which program knowledge is applied and candidates are provided with opportunities to demonstrate required competencies;

e. Endorses as program completers only candidates who hold an acceptable master's degree, demonstrate all of the Florida Principal Leadership Standards at the initial certification level, and earn passing scores on all portions of the Florida Educational Leadership Examination required in Section 1012.56, Florida Statutes;

4. The district has employed instructors whom the district has documented are qualified to deliver the professional development required in the program, based upon degree level and practical experience in school leadership. Practical experience must be related to the program curriculum taught.

5. The district collaborates with one or more institutions of higher education in the development and/or delivery of the program;

6. The district has a means for collecting performance data on admitted and enrolled candidates and program completers.

7. The district publishes a description of the qualitative and quantitative requirements for program completion.

(d) Initial approval determination and notification. The Commissioner shall determine whether the institution or district has met the criteria for initial approval and shall provide notification in writing of the approval or denial of approval. A denial of approval shall include identification of specific areas of program weakness that must be corrected prior to reconsideration for approval. For programs receiving initial approval, the institution or district shall be apprised of the requirements for continued approval.

(e) Continued program approval.

1. Continued approval of each initial certification program in educational leadership shall be based upon the Department's review of the institution's or school district's description of its continuous improvement of the program throughout the approval period as submitted annually through a program evaluation plan. The program evaluation plan shall be based upon an internal analysis of data collected annually and published for the general public. The data must include, but are not limited to:

a. Candidate admission, enrollment, and completion data as described in paragraph (1)(a) of this rule;

b. Candidate pass rates on each portion of the Florida Educational Leadership Examination;

c. Candidates' performance during field experiences;

d. Program completers' satisfaction with their preparedness for serving in a school-based leadership position in the first year of such employment after completing the program; and

e. The satisfaction level of school district or public school employers of program completers with the level of preparedness for the first year of serving in a school leadership position. The description of the level of satisfaction shall be based on results of a survey of the employers that includes the candidate's performance related to the Florida Principal Leadership Standards, the placement rates of program completers, and the rehire rates of program completers.

2. In the final year of the review cycle the department shall make a site visit to the district or institution. Prior to the site visit the institution or district shall provide a summary report to the Department that synthesizes the data and actions taken as a result of the program evaluation plans issued during the cycle. The Commissioner will consider the summary report and report of the program approval site visit team to determine whether continued approval is granted and will notify the institution or district in writing of the decision. A denial of approval shall include identification of specific areas of program weakness.

(2) Level II: School Principal. Florida public school districts are authorized to seek approval for a program leading to certification in School Principal pursuant to Rule 6A-4.0083, F.A.C. For purposes of this rule a public school district is referred to as a "district."

(a) Initial Approval Requirements. The Department may approve a school district's School Principal certification program for a period of time determined by the Department not to exceed seven (7) years. Approval is based upon the district providing documentation of meeting the following requirements:

1. Admitting only candidates who hold a valid Florida Educator's Certificate in the area of educational leadership, education administration, or administration and supervision pursuant to requirements of Rule 6A-4.0083, F.A.C., and who are employed in a public school within the district in a leadership position through which the candidate can fully demonstrate the competencies associated with the Florida Principal Leadership Standards.

2. Delivery of a competency-based developmental program that:

a. Is based upon each individual's needs using data gathered from self-assessment, selection, and appraisal instruments aligned to the competencies to be demonstrated in the program to develop the customized learning plan;

b. Uses district-developed indicators of competency in all Florida Principal Leadership Standards and provides multiple, job-embedded opportunities for achievement;

c. Incorporates appropriate elements of the William Cecil Golden School Professional Development Program for School Leaders to ensure a statewide foundation for leadership development pursuant to Section 1012.986, Florida Statutes;

d. Integrates on-going professional development and the district's annual appraisal system into program experiences;

3. A means of collecting continued approval data as described in subparagraph (2)(b)1. of this rule.

4. An endorsement of program completion by the superintendent for all program participants who fully demonstrate the Florida Principal Leadership Standards at a level commensurate with full responsibility as head of a school as described in Section 1012.01(3)(c)1., Florida Statutes, and as required by the district's program;

(b) Initial program approval determination and notification. The Commissioner shall determine whether the district has met the criteria for initial approval and shall reply with a notification in writing indicating approval or denial of approval. A denial of approval shall include identification of specific areas of program weakness that must be corrected prior to reconsideration for approval. For programs receiving initial approval, the district shall be apprised of the requirements for continued approval.

(c) Changes to an approved program prior to the end of the approval period. If a district seeks to make substantial revisions to its approved School Principal certification program prior to the resubmission of the program for continued approval, the district should submit those revisions to the Commissioner with a letter requesting a review. The Commissioner will advise the district in writing whether the revised program remains in compliance with this rule and of any proposed changes that are not acceptable. This determination and subsequent program revisions will not affect the approval period previously established for the program.

(c) Continued program approval.

1. Annual reporting. Each district with an approved program in School Principal certification under this rule will report to the Department annually the individuals who are admitted and enrolled, and who complete the program. The district will include in the report to the Department the number and type of inservice hours completed by each participant in curriculum offerings provided by the state through the William Cecil Golden Professional Development Program for School Leaders.

2. Continued approval review.

a. During the last year of approval of the program, the Department will request of the district documentation for continued approval review. Documentation shall include results of an analysis of data collected by the district during each year of approval and a summary of program improvements made during the course of the approval period. The analysis and summary submitted by the district should include data on program participants as follows:

(I) Data elements listed in subparagraph (2)(b)1. of this rule;

(II) Level of satisfaction of the participants and their supervisors with the training received in the program with regard to their level of preparedness for their employment in a leadership position in the years immediately following completion of the program;

(III) Evaluation of the effectiveness of the professional development offered through the program in accordance with the protocol standards for professional development adopted by the state;

(IV) Longitudinal data on program participants including placement rates, rehire rates, retention rates, performance based on the achievement of their students and other indicators of the success of the school(s) where they are assigned during the years immediately following completion of the program.

b. After a review of the summary documents, the Commissioner will provide the district with written verification of the continued approval of the program or denial of approval. If a determination of denial is reached, the Commissioner must provide the reasons for the determination in accordance with requirements of this rule. A district whose

program is denied continued approval may apply for a new initial approval in accordance with the requirements in paragraph (2)(a) of this rule.

c. The Department will publish a periodic reporting of the statewide status of programs approved under this rule.

Specific Authority 1012.98, 1012.986 FS. Law Implemented 1012.986, 1012.56 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kathy Hebda, Bureau Chief

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Pam Stewart, Deputy Chancellor

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 10, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2007

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

PUBLIC SERVICE COMMISSION

RULE NO.:

RULE TITLE:

25-6.0143

Use of Accumulated Provision
Accounts 228.1, 228.2, and 228.4

PURPOSE AND EFFECT: To standardize the way investor-owned electric utilities account for damage to utility property from extreme weather events.

SUMMARY: The rule amendments require establishment of a separate subaccount for storm related damages, and require use of an incremental cost capitalization approach to account for such damages. The rule establishes categories of costs which may and may not be charged to the account; deferred accounting treatment prior to Commission determination; and certain reporting requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The SERC shows that there should be no negative impact on small businesses and local governments. Utilities should see lower overall costs, and there should be no significant impact on ratepayers.

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

SPECIFIC AUTHORITY: 366.05(1) FS.

LAW IMPLEMENTED: 350.115, 366.04(2)(a) 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: Larry Harris, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 (850)413-6076. Reference Docket No. 070011-E.

THE FULL TEXT OF THE PROPOSED RULE 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 paragraphs (1)(f), (1)(g), and (1)(h) 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, insurance proceeds or reimbursements for losses charged to this account shall be credited to the account.

(c) A separate subaccount 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. The records supporting the entries to this account shall be so kept that the utility can furnish full information as to each storm event included in this account.

(d) In determining the costs to be charged to cover storm-related damages, the utility shall use an Incremental Cost and Capitalization Approach methodology (ICCA). Under the ICCA methodology, the costs charged to cover storm-related damages shall exclude those costs that normally would be charged to non-cost recovery clause operating expenses in the absence of a storm. Under the ICCA methodology for determining the allowable costs to be charged to cover storm-related damages, the utility will be allowed to charge to Account No. 228.1 costs that are incremental to costs normally charged to non-cost recovery clause operating expenses in the absence of a storm. All costs charged to Account 228.1 are subject to review for prudence and reasonableness by the Commission. In addition, capital expenditures for the removal, retirement and replacement of damaged facilities charged to cover storm-related damages 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 for each incident expected to exceed \$10 million.

(e) The types of storm related costs allowed to be charged to the reserve under the ICCA methodology include, but are not limited to, the following:

1. Additional contract labor hired for storm restoration activities;

2. Logistics costs of providing meals, lodging, and linens for tents and other staging areas;

3. Transportation of crews for storm restoration;

4. Vehicle costs for vehicles specifically rented for storm restoration activities;

5. Waste management costs specifically related to storm restoration activities;

6. Rental equipment specifically related to storm restoration activities;

7. Materials and supplies used to repair and restore service and facilities to pre-storm condition, such as poles, transformers, meters, light fixtures, wire, and other electrical equipment, excluding those costs that normally would be charged to non-cost recovery clause operating expenses in the absence of a storm;

8. Overtime payroll and payroll-related costs for utility personnel included in storm restoration activities;

9. Fuel cost for company and contractor vehicles used in storm restoration activities; and

10. Cost of public service announcements regarding key storm-related issues, such as safety and service restoration estimates.

(f) The types of storm related costs prohibited from being charged to the reserve under the ICCA methodology include, but are not limited to, the following:

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, insurance costs and lease expenses for utility-owned or utility-leased vehicles and aircraft;

4. Utility employee assistance costs;

5. Utility employee training costs incurred prior to 72 hours before the storm event;

6. Utility advertising, media relations or public relations costs, except for public service announcements regarding key storm-related issues as listed above in subparagraph (1)(e)10.;

7. Utility call center and customer service costs, except for non-budgeted overtime or other non-budgeted incremental costs associated with the storm event;

8. Tree trimming expenses, incurred in any month in which storm damage restoration activities are conducted, that are less than the actual monthly average of tree trimming costs charged to operation and maintenance expense for the same month in the three previous calendar years;

9. Utility lost revenues from services not provided; and

10. Replenishment of the utility's materials and supplies inventories.

(g) Under the ICCA methodology for determining the allowable costs to be charged to cover storm-related damages, certain costs may be charged to Account 228.1 only after review and approval by the Commission. Prior to the

Commission's determination of the appropriateness of including such costs in Account No. 228.1, the costs may be deferred in Account No. 186, Miscellaneous Deferred Debits. The deferred costs must be incurred prior to June 1 of the year following the storm event. By September 30 a utility shall file a petition for the disposition of any costs deferred prior to June 1 of the year following the storm event giving rise to the deferred costs. These costs include, but are not limited to, the following:

1. Costs of normal non-storm related activities which must be performed by employees or contractors not assigned to storm damage restoration activities ("back-fill work") or normal non-storm related activities which must be performed following the restoration of service after a storm by an employee or contractor assigned to storm damage restoration activities in addition to the employee's or contractor's regular activities ("catch-up work"); and

2. Uncollectible accounts expenses.

(h) A utility may, at its own option, charge storm-related costs as operating expenses rather than charging them to Account No. 228.1. 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. The schedule shall be filed annually by February 15 of each year for information pertaining to the previous calendar year.

(i) If the charges to Account No. 228.1 exceed the account balance, the excess shall be carried as a debit balance in Account No. 228.1 and no request for a deferral of the excess or for the establishment of a regulatory asset is necessary.

(j) A utility may petition the Commission for the recovery of a debit balance in Account No. 228.1 plus an amount to replenish the storm reserve through a surcharge, securitization or other cost recovery mechanism.

(k) A utility shall not establish or change an annual accrual amount or a target accumulated balance amount for Account No. 228.1 without prior Commission approval.

(l) Each utility shall file a Storm Damage Self-Insurance Reserve Study (Study) with the Commission Clerk by January 15, 2011 and at least once every 5 years thereafter from the submission date of the previously filed study. 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. 228.1. At a minimum, the Study shall include data for determining a target balance for, and the annual accrual amount to, Account No. 228.1.

(m) 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 228.1. The report shall be filed annually by February 15 of each year for information pertaining to the previous calendar year.

(2) Account No. 228.2 Accumulated Provision for Injuries and Damages.

(a) through (b) No change.

(3) Account No. 228.4 Accumulated Miscellaneous Operating Provisions.

(a) through (b) No change.

(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 paragraphs (1)(f), (1)(g) and (1)(h). 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) FS. History--New 3-17-88, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
John Slemkewicz

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 10, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Vol. 33, No. 5, February 2, 2007

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NOS.:	RULE TITLES:
40B-4.3020	Content of Works of the District Development Permit Applications
40B-4.3030	Conditions for Issuance of Works of the District Development Permits
40B-4.3040	Unlawful Use of Works of the District

PURPOSE AND EFFECT: The purpose of the rule development is to update these sections of Chapter 40B-4, Florida Administrative Code, based on the regulatory experience of the District since the inception of environmental resources permitting. The effect of the proposed rule amendments will be to provide for more efficient and effective regulation of works of the district activities that are subject to regulation and to provide for better comprehension of the subject rules.

SUMMARY: This proposed rule development will codify additional criteria for works of the district permits.

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

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

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.084, 363.085, 373.086 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: Linda Welch, Administrative Assistant, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida, 32060, (386)362-1001 or (800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

PART III Works of the District

40B-4.3020 Content of Works of the District Development Permit Applications.

(1) Applications for a general work of the district development permit shall be filed with the district and shall contain the following:

Form 40B-1.901(11), "Application for General Work of the District Development Permit," Suwannee River Water Management District, January 29, 2001, hereby incorporated by reference and which contains the following:

(a) The applicant's name and complete address including zip code;

(b) The owner's name and complete address if applicant is other than the owner;

(c) If applicable, the name, complete address, phone number, and contact person of the applicant or owner;

(d) Copies of all permits received from local units of government, state, or federal agencies, specifically a copy of the building or development permit issued by the appropriate unit of local government, including any variances issued thereto, and a copy of the onsite sewage disposal system permit issued by the Florida Department of Health under Chapter 64E-6, F.A.C.;

(e) A site plan to scale showing all improvements, work, or works with any conditions or limitations placed thereon prepared by a Florida licensed professional engineer or surveyor including plan and profile views with relevant elevations noted such as the elevation of the lowest structural member and benchmark shown. The site plan shall show the location of all trees to be removed which are greater than six inches diameter as measured at four feet, six inches above the natural ground; and

(f) A building plan prepared by the appropriately licensed professional showing profile and detail views of the pilings, the elevation of the lowest structural member, and any building components within the area below the 100-year flood/one percent annual chance of flood elevation; and

(g)(4) Any supporting calculations, designs, surveys, or applicable documents, which in the applicant's opinion, may support the application.

(h) If the applicant is only constructing a dock, boardwalk or deck according to paragraph 40B-4.3030(11)(b), F.A.C., the site plan may be prepared by the applicant.

(2) through (6) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.084, 373.085, 373.086 FS. History—New 9-25-85, Amended 3-19-86, 9-13-04, _____.

40B-4.3030 Conditions for Issuance of Works of the District Development Permits.

(1) through (6) No change.

(7) No fill material or other obstructions shall be placed above the natural grade of the ground except for minor obstructions which are less than or equal to 100 square feet of the cross-sectional area of the floodway, ~~on any building or other similar structure provided that all such~~ This paragraph is not intended to limit the use of pilings for structural purposes. All obstructions developed on any single parcel of land after the implementation date of this chapter shall be ~~is~~ considered cumulatively.

(8) No change.

(9) For any structure placed within a floodway, the district shall require as a condition for issuance of a work of the district development permit that an Florida licensed engineer certify that such a structure will not obstruct flows or increase 100-year flood/one percent annual chance of flood elevations by more than 0.01 feet. Such certification shall include step-backwater calculations using the 100-year flood/one percent annual chance of flood discharge rate. Exceptions to this certification are stated in paragraphs (a) and (b) below.

(a) Boardwalks and decks less than one foot above natural grade.

(b) Floating docks and access structures associated with floating docks.

(c) The certification shall include, at a minimum, a location map showing existing and added channel cross sections, a scaled graphical representation of channel geometry for each cross section used in the calculation, a scaled graphical representation of floodway encroachments for pre-development and post-development conditions, pre-development calculations matching existing conditions, and post-development calculations showing the rise in flood elevation.

(10) ~~Proposed bBoat ramps, seawalls, retaining walls, and rip-rap constructed within a wWork of the dDistrict shall be designed by the appropriately licensed professional a Florida licensed engineer. Plans for these structures shall provide for erosion, sedimentation and turbidity control.~~

(11) The district shall not approve the issuance of permits for driveways within a work of the district that are constructed with fill material.

(12)~~(14)~~ The following conditions shall apply to all works of the district development permits issued for development on lands subdivided after January 1, 1985:

(a) No clearing of trees and vegetation shall occur [except as provided in ~~(d)(e)~~ and ~~(e)(d)~~ below] other than what is necessary to remove diseased vegetation, construct structures, associated water supply, wastewater disposal, and private driveway access facilities.

(b) No construction, additions or reconstruction shall occur in the front 75 feet of an area immediately adjacent to and including the normally recognized bank of a water, except for one deck per parcel located at the top of the bank no larger than 200 square feet and a boardwalk no wider than five feet facilities to provide reasonable pedestrian access to water dependant structures such as docks. The following conditions shall apply to decks and boardwalks:

(i) Decks and boardwalks shall not be enclosed, except for a structural roof; and

(ii) Decks, boardwalks and structural roofs shall be built in a manner to minimize destruction of existing vegetation.

(c) Clearing of vegetation within the front 75 feet immediately adjacent to and including the normally recognized bank of a water body shall be limited to that necessary to gain access or remove diseased vegetation.

(d) No change.

(e) As to those lands subdivided prior to January 1, 1985, the governing board shall, in cases of extreme hardship, issue works of the district development permits with exceptions to the conditions listed in Rule 40B-4.3030~~(12)(4)~~(a) through ~~(e)(d)~~.

(f) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.084, 373.085, 373.086 FS. History--New 9-25-85, Amended 2-12-87, 2-1-89, 12-22-92, 10-17-04,_____.

40B-4.3040 Unlawful Use of Works of the District.

(1) through (3) No change.

(4) Damage to works of the district resulting from violations specified in subsections 40B-4.3040(1) through (3), F.A.C., above shall be repaired by the violator to the satisfaction of the district. ~~In lieu of making repairs, the violator may deposit with the district a sufficient sum to ensure such repair.~~

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.084, 373.085, 373.086 FS. History--New 9-25-85, Amended 9-13-04, 5-8-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jon Dinges, Director, Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (386)362-1001

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Suwannee River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 10, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 19, 2007

LAND AND WATER ADJUDICATORY COMMISSION

Twin Creeks Community Development District

RULE NOS.:	RULE TITLES:
42DDD-1.001	Establishment
42DDD-1.002	Boundary
42DDD-1.003	Supervisors

PURPOSE AND EFFECT: The purpose of this proposed rule is to establish a community development district ("CDD"), the Twin Creeks Community Development District ("District"), pursuant to Chapter 190, F.S. The petition (amended during the February 13, 2006, local public hearing) filed by EH/Transeastern, LLC, requests the Commission establish a community development district located within St. Johns County, Florida. A Notice of Receipt of Petition for the Twin Creeks Community Development District was published in the January 27, 2006, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 3,050 acres. A general location map is contained as Exhibit 1 to the petition, as amended, to establish the District. The site is generally located south of Durbin Creek, west of U.S. 1, east of Interstate 95, and on both sides of County Road 210 in St. Johns County, Florida. There are no parcels within the external boundaries of the proposed District which are to be excluded from the District. The Petitioner has obtained written consent to establish the District from the landowners of one hundred percent (100%) of the non-governmental real property located within the proposed District. The development plan for the proposed lands within the District includes the construction of approximately 5,000 units of single family detached units, single family attached units, multi-family housing along with 900,000 square feet of commercial mixed and 2,000,000 square feet of flexible industrial use space. Additional development plans include a 175 room hotel and a multiplex movie center. The District, if established, plans to finance certain master infrastructure improvements within the District boundaries. The improvements include complete construction of the basic infrastructure connecting and serving neighborhoods,

including but not limited to: clearing, earthwork, water, sewer, and reclaimed utilities, internal roadways, 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 permitting agencies. Other District improvements include school facilities and substantial off-site improvements related to County Road 210 and US 1. All of the land in the proposed District is part of the Twin Creeks Development of Regional Impact.

SUMMARY: The purpose of this proposed rule is to establish a community development district ("CDD"), the Twin Creeks Community Development District ("District"), pursuant to Chapter 190, F.S. The petition (amended during the February 13, 2006, local public hearing) filed by EH/Transeastern, LLC, requests the Commission establish a community development district located within St. Johns County, Florida. A Notice of Receipt of Petition for the Twin Creeks Community Development District was published in the January 27, 2006, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 3,050 acres. A general location map is contained as Exhibit 1 to the petition, as amended, to establish the District. The site is generally located south of Durbin Creek, west of U.S. 1, east of Interstate 95, and on both sides of County Road 210 in St. Johns County, Florida. There are no parcels within the external boundaries of the proposed District which are to be excluded from the District. The Petitioner has obtained written consent to establish the District from the landowners of one hundred percent (100%) of the non-governmental real property located within the proposed District. The development plan for the proposed lands within the District includes the construction of approximately 5,000 units of single family detached units, single family attached units, multi-family housing along with 900,000 square feet of commercial mixed and 2,000,000 square feet of flexible industrial use space. Additional development plans include a 175 room hotel and a multiplex movie center. The District, if established, plans to finance certain master infrastructure improvements within the District boundaries. The improvements include complete construction of the basic infrastructure connecting and serving neighborhoods, including but not limited to: clearing, earthwork, water, sewer, and reclaimed utilities, internal roadways, 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 permitting agencies. Other District improvements include school facilities and substantial

off-site improvements related to County Road 210 and US 1. All of the land in the proposed District is part of the Twin Creeks Development of Regional Impact.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The statement of estimated regulatory costs (SERC) supports the petition, as amended, to establish the District. The complete text of the revised SERC is contained as Exhibit 8 to the petition, as amended. The scope of the revised 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 minimal administrative costs. Review costs to St. Johns County are expected to be modest and the County will not incur any quantifiable on-going costs resulting from the on-going administration of the District. 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, as amended, to establish the District will have no impact or a positive impact on all small businesses. The petition, as amended, to establish the District will not have an impact on small counties and small cities as defined by Section 120.52, F.S., as St. Johns County is not defined as a small

county. Under section (e), 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.

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

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 FS.

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

DATE AND TIME: May 18, 2007, 10:00 a.m.

PLACE: Room 2103, The Capitol, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884

THE FULL TEXT OF THE PROPOSED RULES IS:

TWIN CREEKS COMMUNITY DEVELOPMENT
DISTRICT

42DDD-1.001 Establishment.

The Twin Creeks Community Development District is hereby established.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New _____.

42DDD-1.002 Boundary.

The boundaries of the District are as follows:

Subject Property South of C.R. 210

A portion of Sections 9, 10, 11, and 14, together with all of Section 15, all lying in Township 5 South, Range 28 East, St. Johns County, Florida, and being more particularly described as follows: For a Point of Beginning, commence at the corner common to Sections 15, 16, 21, and 22 of said Township and Range; thence North 01°06'17" West, along the Westerly line of said Section 15, a distance of 2,655.18 feet to an angle in said Westerly line; thence North 00°50'08" West, continuing along said Westerly line, 2,702.59 feet to the Northwest corner

of said Section 15; thence South 89°12'49" West, along the Southerly line of said Section 9, a distance of 496.47 feet to its intersection with the Southerly right-of-way line of County Road 210, a 150 foot right-of-way per St. Johns County Right-of-Way Map, dated August 15, 2002; thence along said Southerly line the following six (6) courses: (1) thence North 51°03'28" East, 6,410.43 feet to the point of curvature of a curve concave Southerly, having a radius of 243.31 feet; (2) thence Northeasterly, along the arc of said curve, through a central angle of 75°41'49", an arc distance of 321.45 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of North 88°54'23" East, 298.58 feet; (3) thence South 53°14'43" East, 2,494.87 feet to the point of curvature of a curve concave Northeasterly, having a radius of 1,029.93 feet; (4) thence Southeasterly, along the arc of said curve, through a central angle of 15°27'40", an arc distance of 277.92 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of South 60°58'33" East, 277.08 feet; (5) thence South 68°42'23" East, 1,737.76 feet to the point of curvature of a curve concave Northerly, having a radius of 393.31 feet; (6) thence Northeasterly, along the arc of said curve, through a central angle of 57°26'31", an arc distance of 394.31 feet to its intersection with the Westerly right-of-way line of a Florida East Coast Railroad right-of-way, a variable width right-of-way per Florida East Coast Railway Company Right-of-Way Track Map, dated December 31, 1927, said arc being subtended by a chord bearing and distance of North 82°34'22" East, 378.01 feet; thence South 41°00'02" East, departing said Southerly right-of-way line and along said Westerly right-of-way line, 2,283.78 feet to a point lying on the Southerly line of said Section 11; thence North 89°28'59" East, continuing along said Westerly right-of-way line and along said Southerly line, 36.95 feet; thence South 41°02'31" East, departing said Southerly line and along said Westerly right-of-way line, 253.73 feet to its intersection with the Easterly line of said Section 14; thence South 01°04'11" East, departing said Westerly right-of-way line and along said Easterly line, 5,180.32 feet to the Southeasterly corner of said Section 14; thence South 89°33'57" West, along the Southerly line of said Section 14, a distance of 5,363.20 feet to the Southwest corner of said Section 14, said point also being the Southeast corner of said Section 15, thence South 89°33'51" West, along the Southerly line of said Section 15, a distance of 5,368.24 feet to the Point of Beginning. Containing 1,857.26 acres, more or less.

Subject Property North of C.R. 210

A portion of Sections 2, 3, 4, 9, 10, 11, and 16, together with a portion of Section 46, the Joseph Peavett Grant, all lying in Township 5 South, Range 28 East, St. Johns County, Florida, and being more particularly described as follows: For a Point of Reference, commence at the corner common to said Sections 9, 10, 16 and Section 15 of said Township and Range, thence South 89°12'49" West, along the Southerly line of said

Section 9, a distance of 739.26 feet to its intersection with the Northerly right-of-way line of County Road No. 210, a 150 foot right-of-way per St. Johns County Right-of-Way Map dated August 15, 2002, said point also being the Point of Beginning.

From said Point of Beginning, thence South 89°12'49" West, departing said Northerly right-of-way line and continuing along said Southerly line of Section 9, a distance of 1,953.73 feet; thence South 89°55'22" West continuing along said Southerly line 1,349.80 feet to its intersection with the Easterly line of Government Lot 7 of said Section 16; thence South 01°18'02" West, departing said Southerly line and long said Easterly line, 12.69 feet; thence South 89°00'03" West, departing said Easterly line, 589.15 feet to a point lying on the Easterly limited access right-of-way line of Interstate Highway No. 95 (State Road No. 9), a 300 foot right-of-way per Florida Department of Transportation Right-of-Way Map Section No. 78080-2408 and Section No. 78080-2440, said point also lying on a curve; thence Northeasterly, along said Easterly limited access right-of-way line and along the arc of a curve concave Easterly, having a radius of 11,309.16 feet, through a central angle of 02°02'10", an arc distance of 401.88 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of North 02°58'05" East, 401.86 feet; thence North 03°59'10" East, 3,620 feet, more or less, to a point of intersection with the centerline of Durbin Creek, said point bearing South 03°59'10" West, 590 feet, more or less, from an angle point in said Easterly limited access right-of-way line, said point serving as Reference Point "A" for the purposes of this property description and bearing North 03°59'10" East, 4,208.87 feet from last said point of tangency, departing said Easterly limited access right-of-way line and along the meanderings of said centerline of Durbin Creek, 5,880 feet, more or less, to its intersection with the Southerly line of the Northwest one-quarter of the Southwest one-quarter of said Section 3, said line also being a Southerly line of those lands described and recorded in Official Records Book 60, page 689, of the Public Records of said county; thence North 89°30'48" East, along last said Southerly line, 510 feet, more or less, to the Southeasterly corner of the Northwest one-quarter of the Southwest one-quarter of said Section 3, said Southeasterly corner bearing North 68°19'26" East, 6,016.57 feet from said Reference Point "A"; thence North 00°18'06" West, along the Easterly line of said lands of Official Records Book 50, page 689, a distance of 240 feet, more or less, to its intersection with said centerline of Durbin Creek; thence Northeasterly, departing said Easterly line and along the meanderings of said centerline, 2,180 feet, more or less, to its intersection with a Southerly line of said lands of Official Records Book 60, page 689; thence North 89°29'16" East, along said Southerly line, 360 feet, more or less, to a point of intersection with the Westerly right-of-way line of a Florida East Coast Railroad right-of-way, a variable width right-of-way per Florida East Coast Railway Company

Right-of-Way and Track Map, dated December 31, 1927, said point bearing North 57°49'04" East, 2,613.07 feet from said Southeast corner of the Northwest one-quarter of the Southwest one-quarter of Section 3; thence along said Westerly right-of-way line the following seven (7) courses: course one, thence South 41°00'02" East, 3,556.42 feet to a point lying on the Southerly line of said Section 2; course two, thence North 89°24'41" East, along said Southerly line, 26.27 feet; course three, thence South 41°00'02" East, departing said Southerly line, 1,807.93 feet; course four, thence South 48°39'58" West, 70.00 feet; course five, thence South 41°00'02" East, 1,745.00 feet; course six, thence North 89°16'33" East, 98.30 feet; course seven, thence South 41°00'02" East, 1,073.11 feet to an intersection with said Northerly right-of-way line of County Road No. 210, said point also lying on a curve concave Northerly, having a radius of 243.31 feet; thence along said Northerly right-of-way line the following six (6) courses: course one, thence Southwesterly, along the arc of said curve, through a central angle of 54°26'06", an arc distance of 231.16 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of South 84°04'34" West, 222.57 feet; course two, thence North 68°42'23" West, 1,737.76 feet to the point of a curve concave Northeasterly, having a radius of 879.93 feet; course three, thence Northwesterly, along the arc of said curve, through a central angle of 15°27'40", an arc distance of 237.45 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of North 60°58'33" West, 236.73 feet; course four, thence North 53°14'43" West, 2,494.87 feet to the point of curvature of a curve concave Southerly, having a radius of 393.31 feet; course five, thence Southwesterly, along the arc of said curve, through a central angle of 75°41'49", an arc distance of 519.63 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of South 88°54'23" West, 482.65 feet; course six, thence South 51°03'28" West, 6,601.35 feet to an intersection with the Southerly line of Section 9 and the Point of Beginning. The above described lands being subject to any submerged sovereign lands of the State of Florida associated with Durbin and Sampson Creeks. Containing 1,193 acres, more or less.

LESS AND EXCEPT a portion of Section 11, Township 5 South, Range 28 East, St. Johns County, Florida, being more particularly described as follows: Commence at the southwest corner of Section 10, Township 5 South, Range 28 East, St. Johns County, Florida; thence North 00°48'41" West, along the westerly line of said Section 10, 377.21 feet, to an intersection a line lying 10.00 feet southeasterly of and parallel with the southeasterly right-of-way of County Road No. 210 (a 150.00 foot right-of-way per St. Johns County Right-of-Way Map dated 8-15-2002); thence North 51°03'28" East, along last said line and the northeasterly extension thereof, 7,759.46 feet to the southwesterly existing right-of-way line of Florida East Coast Railroad (a variable width right-of-way as shown on

Florida East Coast Railway Company Right-of-Way and Track Map dated December 31, 1927; thence southeasterly, southwesterly and easterly, along said southwesterly existing right-of-way line run of the following six (6) courses and distances: Course No. 1: South 41°00'02" East, 1,524.26 feet; Course No. 2: South 48°59'58" West, 70.00 feet; Course No. 3: South 41°00'02" East, 1,295.55 feet to the Point of Beginning; Course No. 4: South 41°00'02" East, 449.45 feet; Course No. 5: North 89°16'33" East, 98.30 feet; Course No. 6: South 41°00'02" East, 862.54 feet; thence South 48°59'58" West, 225.55 feet to the northeasterly right-of-way of said County Road 210; thence North 68°42'23" West, along said northeasterly right-of-way, 922.85 feet; thence North 23°54'33" West, 70.96 feet; thence North 20°53'17" East, 132.02 feet to the point of curvature of a curve leading northerly; thence northerly along and around the arc of said curve, concave westerly, having a radius of 310.00 feet, an arc distance of 334.85 feet, said arc being subtended by a chord bearing and distance of North 10°03'22" West, 318.81 feet to a point of tangency of last said curve; thence North 41°00'02" West, 37.36 feet; thence North 41°31'41" West, 115.11 feet; thence North 48°28'19" East, 279.45 feet to the Point of Beginning. Containing 13.02 acres, more or less.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New

42DDD-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: Paul Leikert, Jason Eisner, Robert Krief, Mark Newton, and Wayne Janzik.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Jerry McDaniel, Florida Land and Water Adjudicatory Commission, Room 1801, The Capitol, Tallahassee, Florida 32399-0001

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Jerry McDaniel, Florida Land and Water Adjudicatory Commission, Room 1801, The Capitol, Tallahassee, Florida 32399-0001

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 10, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 16, 2007

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.230
 RULE TITLE: Physician Services

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference update May 2007 to the Florida Medicaid Physician Services Coverage and

Limitations Handbook. The handbook was revised to include the Medicaid Hospitalist Program policies. The Medicaid Hospitalist Program is being implemented in Miami-Dade and Palm Beach counties. The effect will be to incorporate by reference in rule update May 2007 to Florida Medicaid Physician Services Coverage and Limitations Handbook.

In the Notice of Rule Development published in the Vol. 33, No. 5, February 2, 2007 issue of the Florida Administrative Weekly, we stated that the Florida Medicaid Physician Services Coverage and Limitations Handbook update was effective April 2007. We changed the effective date to May 2007.

SUMMARY: The purpose of this rule amendment is to incorporate by reference update May 2007 to the Florida Medicaid Physician Services Coverage and Limitations Handbook. The effect will be to incorporate by reference in rule update May 2007 to Florida Medicaid Physician Services Coverage and Limitations Handbook.

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

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.907, 409.908, 409.9081 FS.

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

DATE AND TIME: Wednesday, May 23, 2007, 1:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room B, Tallahassee, Florida
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Diane Weller, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)410-3037

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.230 Physician Services.

(1) No change.

(2) All physician services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Services Coverage and Limitations Handbook, January 2007, updated January 2007 and May 2007, which is 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 Enrollment at (800)377-8216.

(3) through (4) No change.

(5) The following forms that are included in Chapter 5 of the Florida Medicaid Physician Services Coverage and Limitations Handbook are incorporated by reference: Hospitalist Enrollment Notification Letter, AHCA Med Serv Form 010, May 2007, two pages; and Hospitalist Enrollment Notification Letter, AHCA Med Serv Form 010-Spanish, May 2007, two pages. The Enrollment Notification Letters may be photocopied from Chapter 5 in the Florida Medicaid Physician Services Coverage and Limitations Handbook.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.907, 409.908, 409.9081 FS. History–New 1-1-77, Revised 2-1-78, 4-1-78, 1-2-79, 1-1-80, Amended 2-8-82, 3-11-84, Formerly 10C-7.38, Amended 1-10-91, 11-5-92, 1-7-93, Formerly 10C-7.038, Amended 6-29-93, 9-6-93, Formerly 10P-4.230, Amended 6-13-94, 2-9-95, 3-10-96, 5-28-96, 3-18-98, 9-22-98, 8-25-99, 4-23-00, 8-5-01, 2-20-03, 8-5-03, 8-3-04, 8-18-05, 8-31-05, 10-26-06, 2-11-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Diane Weller

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Christa Calamas

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 2, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.0021
RULE TITLE: Certification and Registration of Business Organizations

PURPOSE AND EFFECT: The Board proposes the rule amendment to change the Bond amount.

SUMMARY: The rule amendment will consider changes to Bond amounts.

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

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

SPECIFIC AUTHORITY: 498.108 FS.

LAW IMPLEMENTED: 455.213, 489.105, 489.107, 489.115, 489.119, 489.1195, 489.143 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: G. W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-1039

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-15.0021 Certification and Registration of Business Organizations.

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

(b) If the business organization has a financially responsible officer, the financially responsible officer, rather than the qualifying contractor, shall complete the Financial Responsibility Acknowledgment Statement contained in the DBPR/CILB/021, Financially Responsible Officer Application, supplied by the Department. In addition, the financially responsible officer shall comply with the requirements of Rules 61G4-15.005 and 61G4-15.006, F.A.C., except that the financially responsible officer shall also demonstrate a personal or business organization net worth of at least \$10,000 regardless of the category of contractor's license held by any other qualifier for the business organization, \$10,000 cash and a bond in form acceptable to the Board's Executive Director made payable to the Florida Homeowners' Construction Recovery Fund as reimbursement in the amount of ~~\$100,000~~ 500,000. For purposes of Section 489.105(14), F.S., a "person" means a human being who is at least eighteen (18) years of age.

(c) through (d) No change.

(4) through (7) No change.

Specific Authority 489.108 FS. Law Implemented 455.213, 489.105, 489.107, 489.115, 489.119, 489.1195, 489.143 FS. History–New 12-6-83, Formerly 21E-15.021, Amended 3-29-88, 8-8-88, 9-24-92, 12-28-92, Formerly 21E-15.0021, Amended 7-18-94, 7-5-95, 11-12-95, 2-6-96, 7-1-96, 9-3-96, 11-27-96, 11-13-97, 9-15-98, 7-7-05, 1-23-06, 10-22-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Construction Industry Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 16, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 23, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE NO.: 61G18-11.002
RULE TITLE: Examination and Licensure

PURPOSE AND EFFECT: The proposed rule amendment acknowledges the name change of the referenced “Physician’s Manual” to the “Practitioner’s Manual.”

SUMMARY: The proposed rule amendment updates and corrects the reference of the term “Physician’s Manual” to “Practitioner’s Manual.”

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

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

SPECIFIC AUTHORITY: 455.217, 474.206, 474.2065, 474.207 FS.

LAW IMPLEMENTED: 455.217, 474.2065, 474.207 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: Juanita Chastain, Executive Director, Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

THE FULL TEXT OF THE PROPOSED RULE IS:

61G18-11.002 Examination and Licensure.

(1) through (2) No change.

(3) Effective on November 1, 2000, there shall be two examinations. The first examination will be the North American Veterinary Licensing Examination (NAVLE) developed by the National Board of Veterinary Medical Examiners. The second examination concerns laws and rules related to the practice of veterinary medicine. The context of the second test shall include the following subjects: The Veterinary Medical Practice Act, Chapter 474, F.S.; Chapter 455, F.S., relating to the Department of Business and Professional Regulation; Chapter 61G18, F.A.C., the rules promulgated by the Board of Veterinary Medicine; Chapters 465, 499, 585, 828 and 893, F.S.; and the most recent revision of the “Practitioner’s Physician’s Manual,” an informational outline of the Controlled Substances Act of 1970, published by the Drug Enforcement Administration of the United States Department of Justice.

(4) through (6) No change.

Specific Authority 455.217, 474.206, 474.2065, 474.207 FS. Law Implemented 455.217, 474.2065, 474.207 FS. History–New 11-14-79, Amended 5-11-80, 7-9-80, 5-4-81, 12-10-81, 12-5-82, 5-15-83, 11-5-84, 5-7-85, 11-5-85, Formerly 21X-11.02, Amended 3-1-88, 11-24-88, 4-3-89, 4-13-92, 3-30-93, 7-13-93, Formerly 21X-11.002, Amended 7-4-94, 3-20-95, 3-29-95, 5-1-95, 5-27-99, 12-25-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Veterinary Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 6, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE NO.:	RULE TITLE:
61G18-12.019	Reinstatement of a Null and Void Licensee Fee

PURPOSE AND EFFECT: The purpose and effect of the rule is to establish the fee amount for reinstatement of a null and void license.

SUMMARY: The rule establishes a fee of \$260.00 which is to be utilized in the reinstatement of a null and void license.

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

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

SPECIFIC AUTHORITY: 474.206, 474.215, 455.219 FS.

LAW IMPLEMENTED: 474.215, 455.219, 455.271 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: Juanita Chastain, Executive Director, Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

THE FULL TEXT OF THE PROPOSED RULE IS:

61G18-12.019 Reinstatement of a Null and Void License Fee.
Reinstatement of a null and void license must be accompanied by payment of a fee of \$260.00.

Specific Authority 474.206, 474.215, 455.219 FS. Law Implemented 474.215, 455.219, 455.271 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Veterinary Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2006
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 9, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-6.016 RULE TITLE: Voluntary Certification Categories
 PURPOSE AND EFFECT: The proposed rule amendment updates and provides modifications in relation to the voluntary certification category of Modular Inspector and Modular Plans Examiner.

SUMMARY: The proposed rule amendment modifies and updates the voluntary certification category of Modular Inspector and Modular Plans Examiner.

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

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

SPECIFIC AUTHORITY: 468.606, 468.609(10) FS.

LAW IMPLEMENTED: 468.609(10) 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-6.016 Voluntary Certification Categories.

The following voluntary certification categories are created.

(1) through (3) No change.

(4) Modular Inspector. This license is required for inspection of all modular buildings constructed to the Florida Building Code and administered under Chapter 553, Part I, F.S., unless otherwise provided for in Florida Statutes.

(a) Modular Inspector means a person who is authorized to inspect any manufactured (modular) building and systems incorporated therein designed and built to comply with the Florida Building Code pursuant to Part 1, Chapter 553, Florida Statutes, and is qualified to inspect and determine that modular buildings and structures are constructed in accordance with the provisions of the governing building codes and state accessibility laws. A person shall be entitled to take the examination for certification as a modular inspector if the person has three (3) years experience as an inspector with local

government and/or state government or three years experience as an inspector with an independent inspection/plans review agency under contract with a state agency or three (3) years experience as a registered or certified state general, building, or residential contractor or job superintendent, project manager or quality control manager, the latter as provided for in Chapter 9B-1, F.A.C., in a supervisory capacity that included operational control and direction of building, mechanical, electrical and plumbing personnel or subcontractors on residential or commercial projects.

(b) Responsibilities: Verify the state approved plans are in the factory. Assure the buildings being manufactured comply with the approved plans and the applicable Florida Building Code building codes. Compare the approved plans to the modular building and identify any deviations. Determine the reason for the deviations and investigate repetitive deviations in other buildings. Discuss the deviations with the in-plant quality control supervisor and establish a procedure to resolve the deviations. Verify the appliances and equipment installed in the building are consistent with those identified in the quality control manual. Verify the data plates have all the information as required ~~for the data plate~~ in Chapter 9B-1, F.A.C. Assure the state insignia is affixed to the correct building. The modular inspector shall monitor quality control procedures to verify the in-plant quality control personnel are conducting quality control reviews at the proper times. The modular inspector shall notify the Department of Community Affairs contracted inspection agency of any problems with the in-plant quality control procedures. The inspector shall follow-up on quality control procedures to verify that the in-plant quality control inspector is making the inspection of the buildings at the proper time. Persons qualified as one and two family dwelling inspectors may also inspect one and two family modular residences regulated under Chapter 9B-1, F.A.C. Persons qualified as Standard Building Inspectors in all four disciplines of building, electrical, mechanical and plumbing may also inspect all modular buildings regulated under Chapter 9B-1, F.A.C.

(5) Modular Plans Examiner. This license is required for plans reviews of all modular buildings constructed to the Florida Building Code and administered under Chapter 553, Part I, F.S., unless otherwise provided for in Florida Statutes.

(a) Modular Plans Examiner means a person who is authorized to review plans for any manufactured (modular) building and systems incorporated therein designed and built to comply with the Florida Building Code pursuant to Part 1, Chapter 553, Florida Statutes, and has three (3) years experience as a plans examiner with local and/or state government. As an alternative, the applicant must have three (3) years experience as a plans examiner with an independent inspection/plans review agency under contract with a state department or three (3) years experience as a registered or certified state general, building, or residential contractor or job

superintendent, project manager or quality control manager, the latter as provided for in Chapter 9B-1, F.A.C., in a supervisory capacity that included operational control and direction of building, mechanical, electrical and plumbing personnel or subcontractors on residential or commercial projects.

(b) Responsibilities: Examine building construction plans for compliance with the applicable Florida Building Code building codes. Assure compliance with Florida’s Manufactured Buildings Act, Chapter 553, Part IV, F.S., along with Chapter 9B-1, F.A.C. Resolve code problems with the local personnel on behalf of the agency’s clients. Research the code changes upon adoption of the current edition of the codes. Review the proposed amendments to Chapter 9B-1, F.A.C., and provide input accordingly. Persons qualified as a one and two family dwelling plans examiner may also review and approve plans for one and two family modular residences regulated under Chapter 9B-1, F.A.C. Persons qualified as Standard Building Plans Examiners in all four disciplines of building, electrical, mechanical and plumbing may also review all modular buildings regulated under Chapter 9B-1, F.A.C.

(6) No change.

Specific Authority 468.606, 468.609(10) FS. Law Implemented 468.609(10) FS. History–New 7-5-95, Amended 7-7-96, 8-6-97, 6-25-98, 12-28-00, 2-28-02, 4-7-03, 9-3-03, 3-7-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 23, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-9.003
 RULE TITLE: Registration of Course Providers

PURPOSE AND EFFECT: The proposed rule amendment clarifies the renewal date which is applicable to course providers.

SUMMARY: The proposed rule amendment clarifies the renewal date of May 31 of every odd year as the renewal date for course providers.

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

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

SPECIFIC AUTHORITY: 468.606, 468.627(7) FS.

LAW IMPLEMENTED: 468.627 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-9.003 Registration of Course Providers.

(1) Registration for Course Providers is required May 31 of every odd year. All providers are required to register with the Board, before providing continuing education courses, on Board-approved registration form DBPR/BCAI/10 Rev. 04/01. The instructions and form, entitled Provider Approval Application, which is hereby incorporated by reference and will be effective June 5, 2001, may be obtained from the Board office. Renewal for course providers is required May 31 of every odd year.

(2) through (8) No change.

Specific Authority 468.606, 468.627(7) FS. Law Implemented 468.627 FS. History–New 5-23-94, Amended 11-28-95, 10-1-97, 6-5-01,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 23, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-9.006
 RULE TITLE: Course Syllabus

PURPOSE AND EFFECT: The proposed rule amendment clarifies the components of a provider’s course syllabus.

SUMMARY: The proposed rule amendment clarifies the components of a provider’s course syllabus.

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

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

SPECIFIC AUTHORITY: 468.606 FS.

LAW IMPLEMENTED: 468.627 FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-9.006 Course Syllabus.

(1) Each course provider shall prepare a course syllabus for each course. The syllabus shall state the name of the course, the course number assigned by the Board, the name and address of the course provider and a detailed description or outline with timeframes of the contents of the course.

(2) No change.

Specific Authority 468.606 FS. Law Implemented 468.627 FS. History New 5-23-94, Amended 4-23-01,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 23, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NO.: 61G19-9.011
RULE TITLE: Continuing Education Course Provider Fees

PURPOSE AND EFFECT: The proposed rule amendment clarifies the applicability of the fee for a continuing education provider.

SUMMARY: The proposed rule amendment clarifies the fee requirements for registration and renewal as a continuing education provider.

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

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

SPECIFIC AUTHORITY: 468.606 FS.

LAW IMPLEMENTED: 455.2179(3), 455.219, 468.627 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-9.011 Continuing Education Course Provider Fees.

(1) The fee for registering or renewing each continuing education provider shall be \$ 100.00.

(2) through (3) No change.

Specific Authority 468.606 FS. Law Implemented 455.2179(3), 455.219, 468.627 FS. History-New 5-23-94, Amended 4-12-95, 4-23-01,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 23, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 2, 2007

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: 64B12-9.017
RULE TITLE: Eligibility of Individuals Practicing in a State in Which Licensure is Not Required

PURPOSE AND EFFECT: The proposed rule amendment will clarify requirements for individuals licensed or practicing in another state.

SUMMARY: The proposed rule amendment will clarify requirements of individuals licensed or practicing in another state.

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

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

SPECIFIC AUTHORITY: 484.005 FS.

LAW IMPLEMENTED: 484.007(1)(d)3. FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-9.017 Eligibility of Individuals Practicing in a State in Which Licensure is Not Required.

(1) For purposes of determining eligibility for examination of an individual pursuant to Section 484.007(1)(d)2. and 3., Florida Statutes, the Board shall interpret the phrase "immediately preceding application" to mean that the individual must apply for the examinations set forth in subsections 64B12-9.001(1), (3) and (4), F.A.C., for licensure in Florida within two (2) years of ceasing the actual practice of opticianry in the other state upon which the eligibility is claimed.

(2) Applicants for examination pursuant to Section 484.007(1)(d)3., F.S., shall submit with the application documentation that they have actively practiced opticianry for a period of more than 5 years immediately preceding application. Periods of apprenticeship or training in opticianry shall not be considered to constitute any portion of the required years of practice. The applicant must establish independent engagement in all aspects of the practice of opticianry during the period for which actual practice is claimed. Such documentation shall include the following:

(a) Tax records and business records which establish that the applicant has actually engaged in the practice of opticianry. Affidavits from eye-care business people or professionals which state the method by which the affiant has knowledge of the applicant's practice of opticianry, the extent of the affiant's knowledge of the applicant's actual practice and a detailed statement of the applicant's professional acts or experience of which the affiant has personal knowledge.

(b) An affidavit by the applicant which states with specificity the professional acts or experiences engaged in during the five-year period during which the applicant claims the actual practice of opticianry occurred.

(c) Current certification of ABO and NCLE and verification of licensure status from another state, when applicable.

(3) For the purposes of this rule, an affidavit is defined to mean a written statement of facts which the affiant has confirmed by oath or affirmation taken before a person authorized by law to administer the oath or affirmation and which bears the signature and official seal of the officer or person before whom the affidavit was taken.

Specific Authority 484.005 FS. Law Implemented 484.007(1)(d)3. FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 14, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 22, 2006

DEPARTMENT OF HEALTH

Council of Medical Physicists

RULE NO.: 64B23-7.001 RULE TITLE: Definitions

PURPOSE AND EFFECT: To establish standards of practice for medical physicists and physicists-in-training.

SUMMARY: Direct supervision is defined as requiring physical presence, personal review, and immediate availability. SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 483.901(6)(a) FS.

LAW IMPLEMENTED: 483.901(6)(j) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Executive Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3250

THE FULL TEXT OF THE PROPOSED RULE IS:

64B23-7.001 Definitions.

Direct supervision of a physicist-in-training means onsite personal supervision by a Florida licensed medical physicist who is in the building when all activities are being performed, personally reviews and accepts responsibility for the tasks performed, and who is in all instances immediately available to assist the physicist-in-training.

Specific Authority 483.901(6)(a) FS. Law Implemented 483.901(6)(j) FS. History—New _____.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NOS.:	RULE TITLES:
40C-4.091	Publications Incorporated by Reference
40C-4.302	Additional Conditions for Issuance of Permits

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 8, February 23, 2007 issue of the Florida Administrative Weekly. A Notice of Proposed Rule was published in the Florida Administrative Weekly on February 23, 2007, to amend paragraph 40C-4.091(1)(b) and subsection 40C-4.302(2), F.A.C., and Section 10.1.2, Applicant’s Handbook: Management and Storage of Surface Waters (which Handbook is incorporated by reference in paragraph 40C-4.091(1)(a), F.A.C., to incorporate by reference and amended the Operating Agreement Concerning Regulation Under Part IV, Chapter 373, F.S., between St. Johns River Water Management District and Department of Environmental Protection (FDEP). As a result of discussions with FDEP, a further revision is being proposed to the Operating Agreement. This revision was presented to and approved by the Governing Board of the St. Johns River Water Management District on April 10, 2007. This revision provides that the District will have regulatory responsibility for Environmental Resource Permit (ERP) projects for certain activities relating to an industrial wastewater facility that are not fully contained within an industrial wastewater site. Under the amended operating agreement, FDEP handles ERPs for all industrial wastewater facility sites and all activities located on those sites. This proposed revision clarifies that the District will have regulatory responsibility for projects containing land application of treated wastewater from dairies, food processing plants, and truck washes that are “not fully contained” on an industrial wastewater site. Under FDEP subsection 62-620.200(22), F.A.C., wastewater from dairies, food processing plants, and truck washes is considered “industrial wastewater.” Notably, under the amended operating agreement, the District handles ERPs for projects that are “part of a larger plan of other commercial or residential development” under an exception within Section II.A.1.i. This revision will clarify that such incidental land application of industrial wastewater on a larger ERP project would not change the intended division of ERP regulatory responsibility. FDEP will continue to have ERP responsibility for wastewater sites for which the stormwater system or activity is “fully contained” within that wastewater site.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers’ Board

RULE NO.:	RULE TITLE:
61G3-16.005	Endorsement

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in accordance with Section 120.54(3)(d)1., F.S., published in Vol. 33, No.14, of the April 6, 2007, issue of the F.A.W. The correction is as follows:

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0790 instead of Sue Foster, Executive Director, Board of Dentistry/MQA, 4050 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.:	RULE TITLE:
64B10-16.002	Preceptor

CORRECTED NOTICE OF CHANGE

The Board of Nursing Home Administrators hereby gives notice that the Notice of Change which published for the above-referenced rule in Vol. 33, No. 14, of the April 6, 2007, Florida Administrative Weekly shall be corrected to reflect that the rule originally published in Vol. 33, No. 4, of the January 26, 2007, issue of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

FINANCIAL SERVICES COMMISSION

Office of Financial Regulation

RULE NO.:	RULE TITLE:
69W-600.016	Net Capital Requirements for Dealers and Investment Advisers

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 8, February 23, 2007 issue of the Florida Administrative Weekly has been withdrawn.

Section IV Emergency Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67ER07-01	General
67ER07-02	Definitions
67ER07-03	Application Procedures
67ER07-04	Applicant Administrative Appeal Procedures
67ER07-05	Farmworker Housing Recovery Program (FHRP)
67ER07-06	Special Housing Assistance and Development Program (SHADP)
67ER07-07	Loan Terms
67ER07-08	Credit Underwriting and Loan Procedures
67ER07-09	Sale or Transfer of a Development
67ER07-10	Construction Disbursements and Permanent Loan Servicing

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Recent hurricane seasons created the need for both short term and long term affordable housing needs in Florida. Among the overall housing needs are specialized needs that are not easily met by previously approved hurricane relief programs. To address these needs and to implement recommendations of the Governor's Hurricane Housing Work Group, the following programs are established: The Farmworker Housing Recovery Program (FHRP) for the purpose of providing affordable housing options for extremely low income migrant farmworkers in Florida; and the Special Housing Assistance and Development Program (SHADP) to provide financing for acquisition, rehabilitation and new construction of developments targeted to hard-to-serve households which include, frail elders, persons with a disability and homeless people.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Florida Housing Finance Corporation has been granted Emergency Rulemaking authority for these programs under Chapter 2006-69, L.O.F. The rule for FHRP and SHADP shall be effective immediately upon filing with the Florida Department of State.

SUMMARY: The purpose of this rule chapter is to establish the procedures by which the Corporation shall administer the Application process, determine loan amounts, make and service mortgage loans for the construction or Rehabilitation of affordable rental units utilizing funds authorized by Chapter 2006-69, L.O.F.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULES IS: Robert Dearduff, Special Programs Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301 or call (850)488-4197

THE FULL TEXT OF THE EMERGENCY RULES IS:

67ER07-01 General.

This rule chapter is established to administer the implementation of the Farmworker Housing Recovery Program (FHRP) and the Special Housing Assistance and Development Program (SHADP) as established in Chapter 2006-69, L.O.F.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History—New 4-9-07.

Editorial Note: Formerly 67ER06-49.

67ER07-02 Definitions.

(1) "Affiliate" means any person that, (i) directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with the Applicant, (ii) serves as an officer or director of the Applicant or of any Affiliate of the Applicant, or (iii) is the spouse, parent, child, sibling, or relative by marriage of a person described in (i) or (ii) above.

(2) "Applicant" means any person or legally formed entity that is seeking a loan or funding from the Corporation by submitting an Application for one or more of the Corporation's programs.

(3) "Application" means the forms and exhibits created by the Corporation for the purpose of providing the means to apply for the program. A completed Application shall include additional supporting documentation provided by an Applicant.

(4) "Application Deadline" means 5:00 p.m., Eastern Time, on the final day of the Application Period for the program.

(5) “Application Period” means a period during which Applications shall be accepted as posted on the Corporation’s Website and with a deadline no less than thirty days from the beginning of the Application Period.

(6) “Board of Directors” or “Board” means the Board of Directors of the Corporation.

(7) “Calendar Days” means the seven (7) days of the week.

(8) “Compliance Period” means a period of time that the Development shall conform to all set-aside requirements as described further in this rule chapter and agreed to by the Applicant in the Application.

(9) “Corporation” means the Florida Housing Finance Corporation as defined in Section 420.503, F.S.

(10) “Credit Underwriter” means the independent contractor under contract with the Corporation having the responsibility for providing stated credit underwriting services.

(11) “Developer” means any individual, association, corporation, joint venturer, or partnership which possesses the requisite skill, experience, and credit worthiness to successfully produce affordable housing as required in the Application.

(12) “Development” means Project as defined in Section 420.503, F.S.

(13) “Development Cash Flow” means cash flow as calculated in the statement of cash flows prepared in accordance with generally accepted accounting principles (“GAAP”) and as adjusted for items including any distribution or payment to the Principal(s) or any Affiliate of the Principal(s) or to the Developer or any Affiliate of the Developer, whether paid directly or indirectly, which was not expressly disclosed in determining debt service coverage in the Board approved final credit underwriting report.

(14) “Development Cost” means the total of all costs incurred in the completion of a Development excluding developer fee, acquisition cost of existing developments, and total land cost as shown in the Development Cost line item on the development cost pro forma within the Application.

(15) “Draw” means the disbursement of funds to a Development.

(16) “Elderly” means Elderly as defined in Section 420.503, F.S.

(17) “ELI Household” means a household of one or more persons with an adjusted income equal to or below the percentage of area median income determined to constitute ELI for the county where the household is located per the ELI chart in the Application Instructions.

(18) “Farmworker” means Farmworker as defined in Section 420.503, F.S.

(19) “Frail Elders” means with respect to an older individual who is determined to be functionally impaired because the individual:

(a) is unable to perform at least two activities of daily living without substantial human assistance, including verbal reminding, physical cueing, or supervision; or

(b) due to a cognitive or other mental impairment, requires substantial supervision because the individual behaves in a manner that poses a serious health or safety hazard to the individual or to another individual.

(20) “General Contractor” means a person or entity duly licensed in the state of Florida with the requisite skills, experience and credit worthiness to successfully provide the units required in the Application.

(21) “Homeless” means, as defined in Section 420.621, F.S., an individual or family who lacks a fixed, regular, and adequate nighttime residence or an individual or family who has a primary nighttime residence that is:

(a) A supervised publicly or privately operated shelter designed to provide temporary living accommodations, including welfare hotels, congregate shelters, and transitional housing;

(b) An institution that provides a temporary residence for individuals intended to be institutionalized; or

(c) A public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings. For purposes of this rule, the term homeless does not include any individual imprisoned or otherwise detained pursuant to an Act of the Congress or a State law.

(22) “Housing Assistance Payment” means the monthly assistance payment by a public housing authority, which includes:

(a) A payment to the owner for rent to the owner under the family’s lease; and

(b) An additional payment to the family if the total assistance payment exceeds the rent to owner pursuant to 24CFR982.4.

(23) “Local Government” means Local government as defined in Section 420.503, F.S.

(24) “LURA” or “Land Use Restriction Agreement” means an agreement between the Corporation and the Applicant which sets forth the set-aside requirements and other Development requirements under a Corporation program.

(25) “Migrant Farmworker” means a person who travels across state or county boundaries to do agricultural work of a seasonal or other temporary nature, and who is required to be absent overnight from his or her permanent place of residence. Exceptions to this definition are immediate family members of an agricultural employer or a farm labor contractor.

(26) “Migrant Farmworker Housing” means the improvements located or to be located in the state, including real property, buildings, and any other real and personal property, designed and intended for the primary purpose of providing safe, sanitary and affordable residential housing for Migrant Farmworkers.

(27) “Mortgage” means Mortgage as defined in Section 420.503, F.S.

(28) “Non-Profit” means a qualified non-profit entity as defined in Section 42(h)(5)(C), subsection 501(c)(3) or 501(c)(4) of the IRC and organized under Chapter 617, F.S., if a Florida Corporation, or organized under similar state law if organized in a jurisdiction other than Florida, to provide housing and other services on a not-for-profit basis, which owns at least 51% of the ownership interest in the Development held by the general partner or managing member entity and which entity is acceptable to federal and state agencies and financial institutions as a Sponsor for affordable housing, as further described in Rule 67-48.0075, F.A.C.

(29) “Note” means a unilateral agreement containing an express and absolute promise to pay to the Corporation a principal sum of money on a specified date, which provides the interest rate and is secured by a Mortgage.

(30) “Persons with a Disability” means, pursuant to the Americans with Disabilities Act of 1990, Public Law 101-336, with respect to an individual:

(a) A physical or mental impairment that substantially limits one or more of the major life activities of such individual;

(b) A record of such an impairment; or

(c) Being regarded as having such impairment.

(31) “Principal” means an Applicant, any general partner of an Applicant, and any officer, director, or any shareholder of any Applicant or shareholder of any general partner of an Applicant.

(32) “Project” or “Property” means Project as defined in Section 420.503, F.S.

(33) “Rehabilitation” means repairs or improvements which are needed for safe or sanitary habitation, correction of substantial code violations, or the creation of additional living space.

(34) “Received” as it relates to delivery of a document by a specified deadline means, unless otherwise indicated, delivery by hand, U.S. Postal Service or other courier service, in the office of the Corporation no later than 5:00 p.m., Eastern Time, on the deadline date.

(35) “Rent-Restricted Unit” means a unit for which the gross rent does not exceed thirty percent (30%) of the applicable income limitation imputed for unit type. For purposes of the foregoing, in the case of a unit that does not have a separate bedroom the applicable income limitation for one (1) individual is used and in the case of a unit that has one or more separate bedrooms the applicable income limitation for one and one-half (1.5) individuals for each separate bedroom is used.

(36) “Single Family Rental” means a single family home which may be occupied by 2 or more single persons consisting of common space and for facilities for group use by the

occupants of the unit. This also includes manufactured housing or modular housing built in accordance with the Code of Federal Regulations, 24 C.F.R. Part 92.251.

(37) “SRO” or “Single Room Occupancy” means housing, consisting of single room dwelling units, that is the primary residence of its occupant or occupants. An SRO does not include facilities for students. New Construction SRO units are required to contain either food preparation, sanitary facilities or both. For Rehabilitation of an existing residential structure, neither food preparation nor sanitary facilities are required to be in the unit. If the units do not contain sanitary facilities, the building must contain sanitary facilities that are shared by the tenants.

(38) “Total Development Cost” means the total of all costs incurred in the completion of a Development, all of which shall be subject to the review and approval by the Credit Underwriter and the Corporation pursuant to this rule chapter, and as further described in this rule chapter.

(39) “Unaccompanied Farmworker” means a person otherwise qualified as a Farmworker who seeks housing as a single individual and is not accompanied by spouse, children or other dependents.

(40) “Victim of Domestic Violence” means an individual who has been a victim of Domestic Violence.

(41) “Voucher” means a document issued by a Public Housing Authority to a family selected for admission to the voucher program. This document describes the program and the procedures for Public Housing Authority approval of a unit selected by the family. The voucher also states obligations of the family under the program pursuant to 24CFR982.4.

(42) “Website” means the Florida Housing Finance Corporation’s website, the Universal Resource Locator (URL) for which is www.floridahousing.org.

(43) “Youth Aging Out of Foster Care” means a youth eighteen years of age or older that is no longer eligible for foster care placement.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History—New 4-9-07.

Editorial Note: Formerly 67ER06-50.

67ER07-03 Application Procedures.

(1) To receive funds from the FHRP or SHADP, an Applicant shall submit a completed “Farmworker Housing Recovery and Special Housing and Development” Application (Form 67ER07App, effective April 2007) as adopted and incorporated by reference in this rule. Copies may be obtained at www.floridahousing.org.

(2) When submitting an Application, Applicants must utilize the Application Package in effect at the Application Deadline, unless provided otherwise.

(a) The Application Package consists of the forms and instructions, obtained from the Florida Housing Finance Corporation at 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329 or available on the Corporation's Website at www.floridahousing.org, which shall be completed and submitted to the Corporation in accordance with this rule chapter.

(b) All Applications must be complete, legible and timely when submitted. Corporation staff shall not assist any Applicant by copying, collating, or adding documents to an Application nor shall any Applicant be permitted to use the Corporation's facilities or equipment for purposes of compiling or completing an Application.

(3) Failure to submit an Application completed in accordance with the Application instructions and these rules shall result in the failure to meet threshold, rejection of the Application, a score less than the maximum available, or a combination of these results in accordance with the instructions in the Application and this rule chapter.

(4) Each submitted Application shall be evaluated and preliminarily scored using the factors specified in the Application Package and these rules. Preliminary scores shall be transmitted to all Applicants.

(5) Applicants who wish to notify the Corporation of possible scoring errors relative to another Applicant's Application must file with the Corporation, within eight (8) Calendar Days of the date the preliminary scores are sent by overnight delivery by the Corporation, a written Notice of Possible Scoring Error (NOPSE). Each NOPSE must specify the assigned Application number and the scores in question, as well as describe the alleged deficiencies in detail. Each NOPSE is limited to the review of only one Applicant's score. Any NOPSE that seeks the review of more than one Applicant's score will be considered improperly filed and ineligible for review. There is no limit to the number of NOPSEs that can be submitted. The Corporation's staff will review each written NOPSE Received timely.

(6) The Corporation shall transmit to each Applicant the NOPSEs submitted by other Applicants with regard to its Application. The notice shall also include the Corporation's decision regarding the NOPSE, along with any other items identified by the Corporation to be addressed by the Applicant.

(7) Within 11 Calendar Days of the date the notice set forth in subsection (6) above is sent by overnight delivery by the Corporation, each Applicant shall be allowed to cure its Application by submitting additional documentation, revised pages and such other information as the Applicant deems appropriate to address the issues raised pursuant to subsections (4) and (6) above that could result in rejection of the Application or a score less than the maximum available. Pages of the Application that are not revised or otherwise changed shall not be resubmitted, except that documents executed by third parties must be submitted in their entirety, including all

attachments and exhibits referenced therein, even if only a portion of the original document was revised. Where revised or additional information submitted by the Applicant creates an inconsistency with another item in that Application, the Applicant shall also be required in its submittal to make such other changes as necessary to keep the Application consistent as revised. The Applicant shall submit an original and three copies of all additional documentation and revisions. Only revisions, changes and other information Received by the deadline set forth herein will be considered. Any subsequent revision submitted prior to the deadline shall include a written request from the Applicant for withdrawal of any previously submitted revision(s).

(8) Within seven (7) Calendar Days of the deadline for receipt by the Corporation of the documentation set forth in subsection (7) above, all Applicants shall submit to the Corporation a Notice of Alleged Deficiencies (NOAD) in any other Application. Each NOAD is limited only to issues created by document revisions, additions, or both, by the Applicant submitting the Application pursuant to subsection (7) above. Each NOAD must specify the assigned Application number, the pages and the documents in question, as well as describe the alleged deficiencies in detail. Each NOAD is limited to the review of only one Applicant's submission. However, there is no limit to the number of NOADs which may be submitted. NOADs which seek the review of more than one Applicant's submission will be considered improperly filed and ineligible for review. The Corporation will only review written NOADs that are timely Received.

(9) The Corporation shall transmit a copy of all NOADs to the affected Applicant.

(10) Following the receipt and review by the Corporation of the documentation described in subsections (6), (7) and (8) above; the Corporation shall then prepare final scores. In determining such final scores, no Application shall be rejected or receive a point reduction as a result of any issues not previously identified in the notices described in subsections (4), (5) and (6) above. However, inconsistencies created by the Applicant as a result of information provided pursuant to subsections (7) and (8) above will still be justification for rejection or reduction of points, as appropriate. Notwithstanding the foregoing, any deficiencies in the mandatory elements set forth in subsection (15) below can be identified at any time prior to sending the final scores to Applicants and will result in rejection of the Application. The Corporation shall then transmit final scores to all Applicants.

(11) The availability of any remaining funds shall be noticed or offered to a Development as described in the Ranking and Selection Criteria section of the Application instructions.

(12) Applications shall be limited to one submission per subject property. Two or more Applications with the same Financial Beneficiary for Developments that are contiguous

with the property of another Application, or that are divided by a street or easement, or if it is readily apparent from the two Applications, proximity, chain of title, or other information available to the Corporation that the properties are part of a common or related scheme of development, will be considered to be submissions for the same Development site and the Corporation will reject all such Applications except the Application with the highest (worst) lottery number. The Application with the lowest lottery number will still be rejected even if the Applicant withdraws the Application with the highest (worst) lottery number.

(13) If the Board determines that any Applicant or any Affiliate of an Applicant:

(a) Has engaged in fraudulent actions;

(b) Has materially misrepresented information to the Corporation regarding any past or present Application or Development;

(c) Has been convicted of fraud, theft or misappropriation of funds;

(d) Has been excluded from federal or Florida procurement programs; or

(e) Has been convicted of a felony; and that such action substantially increases the likelihood that the Applicant will not be able to produce quality affordable housing, the Applicant and any of the Applicant's Affiliates will be ineligible for funding or allocation in any program administered by the Corporation for a period of up to two years, which will begin from the date the Board makes such determination. Such determination shall be either pursuant to a proceeding conducted pursuant to Sections 120.569 and 120.57, F.S., or as a result of a finding by a court of competent jurisdiction.

(14) The Corporation shall reject an Application if, following the submission of the additional documentation, revised pages and other information as the Applicant deems appropriate as described in subsection (7) above:

(a) The Development is inconsistent with the purposes of the Programs applied for or does not conform to the Application requirements specified in this rule chapter;

(b) The Applicant fails to achieve the threshold requirements as detailed in these rules, the applicable Application, and Application instructions;

(c) The Applicant fails to file all applicable Application pages and exhibits which are provided by the Corporation and adopted under this rule chapter or as provided for in the Application instructions;

(d) An Applicant or any Principal, Affiliate or Financial Beneficiary of an Applicant or a Developer is in arrears for any financial obligation it has to the Corporation or any agent or assignee of the Corporation. This paragraph does not include permissible deferral of interest.

(15) Notwithstanding any other provision of these rules, there are certain items that must be included in the Application and cannot be revised, corrected or supplemented after the Application Deadline. Failure to submit these items in the Application at the time of the Application Deadline shall result in rejection of the Application without opportunity to submit additional information. Any attempted changes to these items will not be accepted. Those items are as follows:

(a) Name of Applicant;

(b) Identity of each Developer, including all co-Developers;

(c) Site for the Development;

(d) Development Category;

(e) County;

(f) Total number of units;

(g) Loan Request Amount

(h) Submission of one original hard copy with the required number of photocopies of the Application by the Application Deadline;

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History—New 4-9-07.

Editorial Note: Formerly 67ER06-51.

67ER07-04 Applicant Administrative Appeal Procedures.

(1) At the conclusion of the review and scoring process established by this rule chapter, each Applicant will be provided with the final ranking scores and a notice of rights, which shall constitute the point of entry to contest any issue related to Applications for the FHRP or SHAD Programs.

(2) Each Applicant that wishes to contest the final scores must file a petition with the Corporation within 21 Calendar Days after the date Applicant receives its notice of rights. The petition must conform to subsection 28-106.201(2) or 28-106.301(2), and subsection 67-52.002(3), F.A.C., and specify in detail each issue and score sought to be challenged. If the petition does not raise a disputed issue of material fact, the challenge will be conducted pursuant to Section 120.57(2), F.S. If the petition raises one or more disputed issues of material fact, a formal administrative hearing will be conducted pursuant to Section 120.57(1), F.S. At the conclusion of any administrative hearing, a recommended order shall be entered by the designated hearing officer which will then be considered by the Board.

(3) Any Applicant who wishes to challenge the findings and conclusions of the recommended order entered pursuant to a Section 120.57(2), F.S., proceeding concerning its own Application shall be allowed the opportunity to submit written arguments to the Board. Any written argument should be typed and double-spaced with margins no less than one inch in either Times New Roman 14-point or Courier New 12-point font and may not exceed five pages. Written arguments must be filed with Florida Housing Finance Corporation's Clerk at 227

North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, no later than 5:00 p.m., Eastern Time, on the date contained in the recommended order. Failure to timely file a written argument shall constitute a waiver of the right to have a written argument considered by the Board. Parties will not be permitted to make oral presentations to the Board in response to recommended orders. The Board shall consider all recommended orders and written arguments and enter the appropriate final orders.

(4) No funding will be awarded until the conclusion of all litigation and appeal proceedings conducted pursuant to Sections 120.569, 120.57, and 120.68, F.S.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History—New 4-9-07.

67ER07-05 Farmworker Housing Recovery Program (FHRP).

(1) The program shall prioritize housing solutions for Migrant Farmworkers who shall be capable of paying minimal rents for part of the year.

(2) The funds shall be utilized for the construction, Rehabilitation or acquisition/ Rehabilitation of affordable, safe and sanitary rental housing units.

(3) Occupancy shall be limited to four beds per bedroom.

(4) Each unit must have a minimum of 50 square feet per bed for sleeping units only or 100 square feet per bed for units providing sleeping, cooking and living space.

(5) Developments shall commit to set aside 100% of the units for Farmworkers.

(6) Farmworker developments which set aside at least 60% of the units or beds for Migrant Farmworkers, for a minimum of 20 years, shall receive priority over developments that commit to set aside a lesser number of units for Migrant Farmworkers.

(7) Farmworker developments under the FHRP program shall commit to set aside a minimum of 25% of the units or beds for ELI Households for a minimum of 20 years.

(8) Developments shall commit to set-aside 100% of units or beds to households earning 60% or less of the area median income. Income for Unaccompanied Farmworkers shall be verified within ten days of initial occupancy of a set-aside unit. All other Farmworker income shall be verified upon initial occupancy.

(9) Developments shall be limited to a maximum of 60 units or 150 beds. There shall be 1 shower/bathtub for every 8 residents for new construction/renovation, 1 toilet for every 6 males/4 females.

(10) Developments shall provide the minimum unit features as described in the Application and instructions for FHRP.

(11) Eligible occupancy shall be limited to Unaccompanied Farmworkers or Farmworkers and their families, providing the eligible tenant earns not less than 51

percent of their annual income from agricultural employment or must have bona fide local agricultural employment at time of leasing.

(12) For Unaccompanied Farmworkers, rents shall be charged per bed and occupants shall not be required to sign a long term lease. For any area of the State, monthly rent (or weekly or daily prorated rent) per bed shall not exceed the lowest rent limit established by Florida Housing for 28 percent of the AMI for a 0 bedroom unit. For the current year, the limit per bed shall be \$216 per bed per month.

(13) For Non-Profit organizations committing to own and operate Developments with at least 25% of the units targeted to ELI, and in which all or part of land and infrastructure costs are paid for or donated by entities such as farmers and Local Governments, loans for the full cost of the units, not to exceed the \$3,000,000 limit, shall be allowed. In these cases, the loan shall be set at 0 percent interest and the principal shall be forgivable at a rate of 10 percent per year if the units stay targeted to ELI households for at least 20 years.

(14) Funding for Farmworker Developments shall be targeted to counties in tiers I and II as determined by the Corporation before counties in tier III; and Developments shall be located in agricultural areas where Farmworkers are known to live and that are proximate to essential services.

(15) If funds remain unencumbered in this program after two years, or if funds are returned to the Corporation after that time, they shall be utilized to fund developments in this program or in the Special Housing Assistance and Development Program or as the Board deems appropriate.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History—New 4-9-07.

Editorial Note: Formerly 67ER06-52.

67ER07-06 Special Housing Assistance and Development Program (SHADP).

(1) The program shall prioritize permanent housing solutions for Frail Elders, Persons with a Disability, Homeless people, Youth Aging Out of Foster Care, and/or Victims of Domestic Violence.

(2) The funds shall be utilized for the construction, rehabilitation or acquisition/rehabilitation of affordable, safe and sanitary permanent rental housing units.

(3) Occupancy shall be limited to two beds per bedroom. Each unit must have a minimum of 50 square feet per bed for sleeping units only or 100 square feet per bed for units providing sleeping, cooking and living space. For SRO developments, the minimum square footage is 110 per unit.

(4) Applicants shall commit to set aside units according to the selected demographic group. The set-aside requirements are:

(a) A minimum of 80% of the units in developments housing Elderly persons of which 50% shall be for Frail Elders; or

(b) A minimum of 50% of the units in developments for Homeless people; or

(c) A minimum of 50% of the units in developments for Persons With a Disability; or

(d) A minimum of 100% for Youth Aging Out of Foster Care; or

(e) A minimum of 100% for Victims of Domestic Violence.

(5) Applicants under the SHADP shall commit to set-aside a minimum of 25% of the units or beds for ELI households for a minimum of 20 years.

(6) Applicants shall commit to set-aside 100% of units or beds to households earning 60% or less of the area median income.

(7) Applicants shall be limited to a maximum of 60 units or 120 beds.

(8) Applicants shall commit to set-aside at least 5% of units as accessible in accordance with section 504 of the American Disabilities Act.

(9) Up to 10 percent of the funding for each development may be used for the construction of ancillary facilities to be used for community services that are also to be used by the population being targeted in the development.

(10) Funding for Developments shall be targeted to counties in tiers I and II as determined by the Corporation before counties in tier III.

(11) For Non-Profit organizations committing to own and operate Developments with at least 25% of the units targeted to ELI households, and in which all or part of land and infrastructure costs are paid for or donated by entities such as public housing authorities and Local Governments, loans for the full cost of the units shall be allowed. In these cases, the loan shall be set at 0 percent interest and the principal shall be forgivable at a rate of 10 percent per year if the units stay targeted to ELI Households for at least 20 years.

(12) If funds remain unencumbered in this program after two years, or if funds are returned to the Corporation after that time, they shall be utilized to fund developments in this program or in the Farmworker Housing Recovery Program or as the Board deems appropriate.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History—New 4-9-07.

Editorial Note: Formerly 67ER06-53.

67ER07-07 Loan Terms.

(1) The loans shall be in a first, second, or other subordinated lien position as approved by the Board.

(2) The loan shall be limited to the lesser of \$3,000,000 or 75% of the Total Development Cost, except as provided herein.

(3) The base loan shall be non-amortizing and shall have interest rates as follows:

(a) For properties financed through FHRP or SHADP, a 0% simple interest for Non-Profit Developers and public housing authorities. The loan shall be forgivable over a period of 10 years provided the Developer commits to maintain set-aside units at the level committed to in the Application for a period of 20 years.

(4) For properties financed through the FHRP or SHADP by Developers and owners other than Non-Profits, the interest rate shall be one percent, paid annually, with loan repayment due on sale or after 20 years, whichever is earlier.

(a) The Corporation's servicer shall issue a billing for interest due, when applicable, on the loan for the immediately preceding calendar year by January 31 of each calendar year of the loan.

(b) The Applicant shall remit the interest due to the Corporation's servicer no later than March 31 of each year of the loan term. The first payment of interest will be due no later than March 31 following the calendar year within which the first unit is occupied. The first payment of interest shall include all interest for the period which begins accruing on the date of the first Draw and ends on December 31 of the calendar year during which the first unit is occupied.

(5) After maturity or acceleration, the Note shall bear interest at the default interest rate, pursuant to the loan documents, from the due date until paid.

(6) Any sale, conveyance, assignment, or other transfer of interest or the grant of a security interest in all or any part of the title to the Development shall be subject to the Corporation's prior written approval.

(7) The loans shall be serviced either directly by the Corporation or by the servicer on behalf of the Corporation.

(8) The Corporation shall monitor compliance of all terms and conditions of the loans for the Compliance Period and shall require that certain terms and conditions be embodied in the Land Use Restriction Agreement (LURA) and recorded in the public records of the county wherein the Development is located. Violation of any term or condition of the documents evidencing or securing the loans shall constitute a default during the term of the loan. The Corporation shall take legal action to effect compliance if a violation of any term or condition relative to the set-asides committed to by the Applicant is discovered during the course of compliance monitoring or by any other means.

(9) The Corporation shall require adequate insurance to be maintained on the Development as determined by the first mortgage lender or the Corporation's servicer, but which shall, in any case, include fire, hazard and other insurance sufficient to meet the standards established in Part V, Section 106 of the Fannie Mae DUS Guide, effective November 3, 2003, which is adopted and incorporated herein by reference and available on the Corporation's Website at www.floridahousing.org.

(10) Upon maturity of the loan, the Corporation may renegotiate and extend the loan in order to extend the availability of housing for the target population. Such extensions shall be based upon:

(a) Performance of the Applicant during the loan term;

(b) Availability of similar housing stock for the target population in the area;

(c) Documentation and certification by the Applicant that funds are not available to repay the Note upon maturity;

(d) A plan for the repayment of the loan at the new maturity date; and

(e) Assurance that the security interest of the Corporation will not be jeopardized by the extension.

(11) After accepting a preliminary commitment, the Applicant shall not refinance, increase the principal amount, or alter any terms or conditions of any mortgage superior or inferior to the Mortgage without prior approval of the Corporation's Board of Directors. However, an Applicant may reduce the interest rate on any superior or inferior Mortgage loan without the Board's permission, provided that no other terms of the loan are changed. The Corporation must be notified of any such change. The Board shall deny requests for mortgage loan refinancing which require extension of the loan term or otherwise adversely affects the security interest of the Corporation.

(12) All loans shall be in conformance with applicable federal and state statutes, including the Fair Housing Act as implemented by 24 CFR Part 100, which is adopted and incorporated herein by reference and available at http://www.access.gpo.gov/nara/cfr/waisidx_05/24cfr100_05.html; and Titles II and III of the Americans with Disabilities Act of 1990 as implemented by 28 CFR Part 35, which is adopted and incorporated herein by reference and available at http://www.access.gpo.gov/nara/cfr/waisidx_04/28cfr35_04.html. The Corporation shall allow units dedicated to occupancy by the Frail Elders in a Development designed for occupancy by Frail Elders' households pursuant to authorization by HUD under the Fair Housing Amendments of 1988 as implemented by 24 CFR Part 100.

(13) All set-aside units or beds shall be Rent-Restricted Units.

(14) Units or beds set-aside for ELI households shall not be occupied by a household that holds a tenant based Voucher and receives Housing Assistance Payments from a public housing authority. This shall not include one-time assistance with security deposit, rent, or utilities.

(15) The documents creating, evidencing or securing each loan must provide that any violation of the terms and conditions described in this rule chapter constitutes a default under the loan documents allowing the Corporation to accelerate its loan and to seek foreclosure as well as any other remedies legally available to it.

(16) A failure to pay any principal or interest due under the terms of this section shall constitute a default on the loan, unless otherwise approved by the Board.

(17) The proceeds of the loan shall be expended within two years of the date of the firm commitment letter unless such date is extended by the Board.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History—New 4-9-07.

Editorial Note: Formerly 67ER06-54.

67ER07-08 Credit Underwriting and Loan Procedures.

The credit underwriting review shall include a comprehensive analysis of the Applicant, the real estate, the economics of the Development, the ability of the Applicant and the Development team to proceed, the evidence of need for affordable housing in order to determine that the Development meets the program requirements and determine a recommended loan amount, if any. As part of the credit underwriting review, the Credit Underwriter will consider the applicable provisions of this rule chapter.

(1) No funding will be awarded for the 2007 cycle of these Programs until the conclusion of all litigation and appeal proceedings conducted pursuant to Sections 120.569, 120.57, and 120.68, F.S. At the conclusion of such litigation and appeal proceedings, the Corporation shall offer all Applicants within the funding range an invitation to enter credit underwriting. The Corporation shall select the Credit Underwriter for each Development. The invitation to enter credit underwriting constitutes a preliminary commitment.

(2) A response to the invitation to enter credit underwriting must be received by the Corporation and the Credit Underwriter not later than 7 Calendar Days after the date of the letter of invitation.

(a) The Applicant shall submit the credit underwriting fee to the Credit Underwriter within 7 Calendar Days of the date of the letter of invitation. The credit underwriting fee is an eligible expense in the loan amount.

(b) Failure to submit the required credit underwriting fee by the specified deadline shall result in withdrawal of the invitation and issuance of an invitation to the next eligible Applicant as outlined in the Application instructions.

(3) The Credit Underwriter shall verify all information in the Application, including information relative to the Applicant, Developer, and General Contractor.

(4) The Credit Underwriter shall report any inconsistencies or discrepancies or changes made to the Applicant's Application during credit underwriting.

(5) The Applicant will be responsible for all fees in connection with the documentation submitted to the Credit Underwriter.

(6) If the Credit Underwriter determines that special expertise is required to review information submitted to the Credit Underwriter which is beyond the scope of the Credit Underwriter's expertise, the fee for such services shall be borne by the Applicant.

(7) A full or self-contained appraisal and a separate market study shall be ordered by the Credit Underwriter, at the Applicant's expense, from an appraiser qualified for the geographic area and product type not later than completion of credit underwriting. The Credit Underwriter shall review the appraisal to properly evaluate the proposed property's financial feasibility. Appraisals which have been ordered and submitted by the first mortgagee and which meet the above requirements and are acceptable to the Credit Underwriter may be used instead of the appraisal referenced above. The market study must be completed by a disinterested party who is approved by the Credit Underwriter. The Credit Underwriter shall consider the market study, the Development's financial impact on Developments in the area previously funded by the Corporation, and other documentation when making its recommendation of whether to approve or disapprove a loan. The Credit Underwriter shall also review the appraisal and other market documentation to determine if the market exists to support both the demographic and income restriction set-asides committed to within the Application.

(8) The Corporation's assigned Credit Underwriter shall require a guaranteed maximum price or stipulated sum construction contract, which may include change orders for changes in cost or changes in the scope of work, or both, if all parties agree, and shall order, at the Applicant's sole expense, a pre-construction analysis for all new construction or a physical needs assessment for Rehabilitation and a review of the Development's costs.

(9) In addition to operating expenses, the Credit Underwriter must include an estimate for replacement reserves and operating expense reserves deemed appropriate by the Credit Underwriter when calculating the final net operating income available to service the debt. A minimum replacement reserve amount of \$200 per unit must be used for all Developments. However, the amount may be increased based on a physical needs assessment. An Applicant may choose to fund a portion of the replacement reserves at closing. The amount cannot exceed 50% of the required replacement reserves for 2 years and must be placed in escrow at closing.

(10) The Credit Underwriter may request additional information, but at a minimum the following will be required during the underwriting process:

(a) For credit enhancers, audited financial statements for their most recent fiscal year ended, if published; otherwise the previous year's audited statements will be provided until the current statements are published or credit underwriting is

complete. The audited statements may be waived if the credit enhancer is rated at least "A-" by Moody's, Standard and Poor's or Fitch.

(b) For the Applicant, general partner(s), and guarantors, audited financial statements or financial statements compiled or reviewed by a licensed Certified Public Accountant for the most recent fiscal year ended, credit check, banking and trade references, and deposit verifications. If audited financial statements or financial statements compiled or reviewed by a licensed Certified Public Accountant are not available, unaudited financial statements prepared within the last 90 days and reviewed by the Credit Underwriter in accordance with Part III, Sections 604 through 607, of the Fannie Mae Multifamily Delegated Underwriting and Servicing (DUS) Guide, effective November 6, 2003, which is incorporated by reference and available on the Corporation's Website at www.floridahousing.org, and the two most recent year's tax returns shall be provided. If the entities are newly formed (less than 18 months in existence as of the date that credit underwriting information is requested), a copy of any and all tax returns with related supporting notes and schedules shall be provided.

(c) For the General Contractor, audited financial statements or financial statements compiled or reviewed by a licensed Certified Public Accountant for the most recent fiscal year ended, credit check, banking and trade references, and deposit verifications. The audited or compiled statements may be waived if a payment and performance bond equal to 100% of the total construction cost is issued in the name of the General Contractor by a company rated at least "A-" by AMBest & Co.

(11) The Credit Underwriter shall consider the following when determining the need for construction completion guarantees:

(a) Liquidity of the guarantor.

(b) Developer and General Contractor's history in successfully completing Developments of similar nature.

(c) Problems encountered previously with Developer or contractor.

(d) Exposure of Corporation funds compared to Total Development Cost. At a minimum, the Credit Underwriter shall require a personal guarantee for completion of construction from the Principal individual or the corporate general partner of the borrowing entity. In addition, a letter of credit or payment and performance bond will be required if the Credit Underwriter determines after evaluation of paragraphs (a)-(d) in this subsection that additional surety is needed. However, a completion guarantee will not be required if funds are not drawn until evidence of lien free completion is provided.

(12) The Developer fee and General Contractor's fee shall be limited to:

(a) The Developer fee shall be limited to 16% of Development Cost. A Developer fee on the building acquisition cost shall be limited to 4% of the cost of the building exclusive of land.

(b) The General Contractor's fee shall be limited to a maximum of 14% of the actual construction cost.

(13) In order for the General Contractor to be eligible for the maximum fee stated above, it must meet the following conditions:

(a) A Development superintendent must be employed by the General Contractor and the costs of that employment must be charged to the general requirements line item of the General Contractor's budget;

(b) Development construction trailer and other overhead must be paid directly by the General Contractor and charged to general requirements;

(c) Building permits must be issued in the name of the General Contractor;

(d) Payment and performance bond (or approved alternate security for General Contractor's performance, such as a letter of credit) must be issued in the name of the General Contractor by a company rated at least "A-" by AMBest & Co.;

(e) None of the General Contractor duties to manage and control the construction of the Development may be subcontracted; and

(f) Not more than 20 percent of the construction cost is subcontracted to any one entity unless otherwise approved by the Board for a specific Development.

(14) The Credit Underwriter shall require an operating deficit guarantee, to be released upon achievement of 1.10 debt service coverage for a minimum of 6 consecutive months for the combined loan and superior mortgages.

(15) Contingency reserves which total no more than 5% of hard and soft costs for new construction and no more than 15% of hard and soft costs for Rehabilitation may be included within the Total Development Cost for Application and underwriting purposes.

(16) The Credit Underwriter will review and determine if the number of loans and construction commitments of the Applicant and its Principals will impede its ability to proceed with the successful development of each proposed Corporation-funded Development.

(17) All items required by the Credit Underwriter must be provided to the Credit Underwriter within 35 Calendar Days of notification from the Credit Underwriter. The Applicant will have an additional 25 Calendar Days to submit the appraisal, survey and final plans to the Credit Underwriter. Unless an extension is approved by the Corporation, failure to submit the required credit underwriting information by the specified deadlines shall result in withdrawal of the preliminary commitment and the funds will be made available as outlined in the Application instructions.

(18) If the Credit Underwriter requires additional clarifying materials in the course of the underwriting process, the Credit Underwriter shall request same from the Applicant and shall specify deadlines for the submission of same. Failure to submit required information by the specified deadline, unless a written extension of time has been approved by the Corporation, shall result in rejection of the Application. If the Application is rejected, the Corporation will make the funds available as outlined in the Application instructions.

(19) The Credit Underwriter shall complete its analysis and submit a written draft report and recommendation to the Corporation. Upon receipt, the Corporation shall provide to the Applicant the section of the written draft report consisting of supporting information and schedules. The Applicant shall review and provide written comments to the Corporation and Credit Underwriter within 48 hours of receipt. After the 48 hour period, the Corporation shall provide to the Credit Underwriter comments on the draft report and on the Applicant's comments. The Credit Underwriter shall then review and incorporate, if deemed appropriate, the Corporation's and Applicant's comments and release the revised report to the Corporation and the Applicant. The Credit Underwriter will provide a final report to the Corporation.

(20) The Credit Underwriter's recommendations will be sent to the Board for approval.

(21) After approval of the Credit Underwriter's recommendation for funding by the Board, the Corporation shall issue a firm loan commitment.

(22) Other mortgage loans related to the Development and the loan must close within 60 Calendar Days of the date of the firm loan commitment or the Program loan shall be de-obligated unless an extension is approved by the Board. All extension requests must be submitted in writing to the program administrator and contain the specific reasons for requesting an extension and shall detail the time frame to close the loan. The written request will then be submitted to the Corporation's Board for consideration.

(23) At least 5 Calendar Days prior to the loan closing:

(a) The Applicant must provide evidence of all necessary consents or required signatures from superior or subordinate mortgages to the Corporation and its counsel; and

(b) The Credit Underwriter must have received all items necessary to release its letter confirming that all closing contingencies have been met, including the finalized sources and uses of funds and Draw schedule.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History-New 4-9-07.

Editorial Note: Formerly 67ER06-55.

67ER07-09 Sale or Transfer of a Development.

(1) The loans shall be assumable upon sale or transfer of the Development if the following conditions are met:

(a) The proposed transferee meets all specific Applicant identity criteria which were required as conditions of the original loan;

(b) The proposed transferee agrees to maintain all set-asides and other requirements of the loans for the period originally specified or longer; and

(c) The proposed transferee and release of transferor receives a favorable recommendation from the Credit Underwriter and approval by the Board of Directors of the Corporation. In order for a Development to satisfy paragraphs (1)(a) and (b) above, the loan shall not be considered satisfied until the Corporation has received:

1. An appraisal prepared by an appraiser selected by the Corporation or the Credit Underwriter indicating that the purchase price for the Development is reasonable and consistent with existing market conditions;

2. A certification from the Applicant that the purchase price reported is the actual price paid for the Development and that no other consideration passed between the parties and that the Development Cash Flow reported to the Corporation during the term of the loan was true and accurate;

3. A certification from the Applicant that there are no Development funds available to repay the loan, including any interest due, and the Applicant knows of no source from which funds could or would be forthcoming to pay the loan; and

4. A certification from the Applicant detailing the information needed to determine the final billing for loan interest. Such certification shall require submission of financial statements and other documents that shall be required by the Corporation and its servicer.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History–New 4-9-07.

Editorial Note: Formerly 67ER06-56.

67ER07-10 Construction Disbursements and Permanent Loan Servicing.

(1) Loan proceeds shall be disbursed during the construction phase in an amount per Draw which does not exceed the ratio of the loan to the Total Development Cost, unless approved by the Credit Underwriter.

(2) Ten business days prior to each draw, the Applicant shall supply the Corporation’s servicer, as agent for the Corporation, with a written request executed by the Applicant for a Draw. The request shall set forth the amount to be paid and shall be accompanied by documentation specified by the Corporation’s servicer including claims for labor and materials to date of the last inspection.

(3) The Corporation and its servicer shall review the request for a Draw, and the servicer shall provide the Corporation with approval of the request or an alternative recommendation, after the title insurer provides an endorsement to the policy of title insurance updating the policy to the date of the current Draw and increasing the insurance

coverage to an amount equal to the sum of all prior Draws and the current Draw, without additional exceptions, except those specifically approved in writing by the Corporation.

(4) The Corporation will disburse construction Draws through Automated Clearing House (ACH). The Applicant shall request disbursement of construction Draws via a wire transfer. The Applicant will be charged a fee of \$10 for each wire transfer requested. This charge will be netted against the Draw amount.

(5) The Corporation shall elect to withhold any Draw or portion of any Draw, notwithstanding any documentation submitted by the Applicant in connection with the request for a Draw, if:

(a) The Corporation or the Corporation’s servicer determines at any time that the actual cost budget or progress of construction differs from that as shown on the loan documents; or

(b) The percentage of progress of construction of the improvements differs from that shown on the request for a Draw.

(6) All of the following fees are part of Development Cost and can be included in the Development Cost pro forma and paid with FHRP or SHADP loan proceeds: credit underwriting, compliance monitoring, financial monitoring, and construction inspection.

Specific Authority Chapter 2006-69, L.O.F. Law Implemented Chapter 2006-69, L.O.F. History–New 4-9-07.

Editorial Note: Formerly 67ER06-57.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: April 9, 2007

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN that on March 29, 2007, the Department of Education has issued an order.

In the case of Champion Schools, Inc. d/b/a Champion Preparatory Academy and Terry Greiner and Isabel Greiner, husband and wife, vs. Florida Department of Education, the Petition for a Temporary Variance or Waiver was denied as the Petitioners had failed to demonstrate that a literal application of the rules affect Petitioners in a manner significantly different from the way the rules affects other similarly situated persons.

A copy of the Order may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, FL 32399-0400, (850)245-9661.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN that on January 17, 2007, the Agency for Health Care Administration, received a petition for Variance or waiver of rule from Nadine Pazder, Rule 59A-10.032, F.A.C., Health Care Risk Manager.

A copy of the Petition may be obtained by contacting Isabelle Kalms at (850)922-0114.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on March 26, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Chick-fil-A located in Altamonte Springs. 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....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 24.

This variance request was approved April 3, 2007, and is contingent upon the Petitioner ensuring the public bathroom 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 twenty-four (24) which includes inside and 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, Florida Statutes.

NOTICE IS HEREBY GIVEN that on March 28, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(1), and 61C-4.010(6), Florida Administrative Code, from Chris Catering Service located in Palmetto. 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 FDA Food Code. They are requesting to do open air food service on two Mobile Food Dispensing Vehicles.

This variance request was approved April 3, 2007, and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain 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 Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the Section 2-201, 2001 FDA Food Code, 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 receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the 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. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and 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, Florida Statutes.

NOTICE IS HEREBY GIVEN that on March 28, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(1), and 61C-4.010(6), Florida Administrative Code, from Suzy Riggs Catering located in Clearwater. 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 FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

This variance request was approved April 3, 2007, and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain 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 Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the Section 2-201, 2001 FDA Food Code, 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 receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the 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. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and 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, Florida Statutes.

NOTICE IS HEREBY GIVEN that on March 29, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from The Bean Stalk located in Sarasota. 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.....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 22.

This variance request was approved April 3, 2007, and is contingent upon the Petitioner ensuring the public bathroom 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 twenty-two (22) which includes inside and 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, Florida Statutes.

NOTICE IS HEREBY GIVEN that on April 2, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Bela Napoli located in Port

Charlotte. 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.....The Petitioner requests to not have any accessible bathroom facilities available to the public.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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 April 2, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.0101(1), and 61C-4.010(6), Florida Administrative Code, from Robert Breckinridge located in Clearwater. 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 FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

This variance request was approved April 3, 2007, and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain 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 Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the Section 2-201, 2001 FDA Food Code, 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 receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the 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. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and 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, Florida Statutes.

NOTICE IS HEREBY GIVEN that on April 5, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Quizno's Subs located in Clermont. 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....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 22.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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 April 6, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraphs 61C-1.004(1)(a), 61C-1.004(1)(d) and subsection 61C-4.010(6), Florida Administrative Code (F.A.C.), from Espresso Caffè Express at Northpointe II located in Lake Mary. The above referenced F.A.C. state the water supply shall meet the standards provided in Chapters 64E-8, 62-550 and 62-555, F.A.C., that sewage shall be disposed of in a public sewerage system or other approved sewerage system in accordance with the provisions of Chapter 64E-6 or 62-601, F.A.C and physical facilities at public food service establishments shall be subject to the provisions of Chapter 6 of the Food Code. The Petitioner is requesting a variance to not have hard plumbing in their kiosks and use alternative methods for sewage disposal and obtaining potable water.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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 March 22, 2007, the Board of Professional Engineers, received a petition for Variance or Waiver filed on March 22, 2007 on behalf of Amr Sallam. Pursuant to Chapter 28-104, F.A.C. and Section 120.542, F.S., Petitioner seeks a waiver of the provisions of Rule 61G15-20.007, Florida Administrative Code, which is entitled "A Demonstration of Substantial Equivalency."

Specifically, the Petitioner requests, for reasons set forth in the petition, a waiver of those requirements under subsection 61G15-20.007(2), F.A.C., that govern the stated amount of credit hours required in the humanities and social sciences by either counting his additional hours in Engineering Science and Design as humanities and social sciences, or waive that particular requirement altogether.

This Petition will be considered by the Board at its meeting on April 19, 2007.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paul Martin, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301.

NOTICE IS HEREBY GIVEN that on March 29, 2007, the Board of Accountancy, received a petition for Abby J. Stafford, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, which has the requirement that the candidate must pass all four sections of the CPA examination within a rolling eighteen-month period, which begins on the date that the first test sections(s) passed is taken.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607, or by telephone at (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on February 23, 2007, the Board of Dentistry has issued an order.

The Board's Order grants the Petition for Variance or Waiver for Bilal Shammout, D.D.S., finding that Petitioner has complied with the requirements of Section 120.542(2), Florida Statutes. Specifically, Petitioner has demonstrated how the purpose of the underlying statute would be achieved or has been achieved by other means as evidenced by the following: his post graduate education and training; the acceptance of his foreign dental education as being equivalent to U.S. education by Nova Southeastern University; and his attainment of a license in two other states. Additionally, Petitioner has demonstrated that strict application of the rule would create a substantial hardship or violate principles of fairness. Moreover, Petitioner has complied with Sections 120.542(2), Florida Statutes and subsection 64B5-2.0146(2), Florida

Administrative Code. Based upon the foregoing, the Board determined that Petitioner is eligible for a waiver or variance of subsection 64B5-2.0146(2), F.A.C.

A copy of the Order may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

NOTICE IS HEREBY GIVEN that on February 23, 2007, the Board of Dentistry has issued an order.

The Board's Order grants the Petition for Variance or Waiver for Eduardo Nicolaievsky, finding that Petitioner has complied with the requirements of Section 120.542(2), Florida Statutes. Specifically, Petitioner has demonstrated how the purpose of the underlying statute would be achieved or has been achieved by other means as evidenced by the following: his post graduate education and training; the acceptance of his foreign dental education as being equivalent to U.S. education by the University of Miami; his attainment of specialty board certification in Oral and Maxillofacial Surgery; and his attainment of a license in another state. Additionally, Petitioner has demonstrated that strict application of the rule would create a substantial hardship or violate principles of fairness. Moreover, Petitioner has complied with Sections 120.542(2), Florida Statutes and subsection 64B5-2.0146(2), Florida Administrative Code. Based upon the foregoing, the Board determined that Petitioner is eligible for a waiver or variance of subsection 64B5-2.0146(2), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

NOTICE IS HEREBY GIVEN that on February 19, 2007, the The Board of Opticianry, received a petition for waiver or variance from Scott K. Seiler, pursuant to Rule 64B12-9.016, Florida Administrative Code, with respect to the eligibility of individuals practicing or licensed in another state.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN that on February 23, 2007, the The Board of Opticianry, received a petition for waiver or variance from William L. Burger pursuant to Rule 64B12-9.016, Florida Administrative Code, with respect to the two year period to apply for the licensing of an out of state optician. Comments on the petition should be filed with the Board of Opticianry.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Department of State, Division of Historical Resources** announces a public notice of the Historic Marker Conference Call to which all interested persons are invited.

DATE AND TIME: Wednesday, May 2, 2007, 10:00 a.m. (EDT)

PLACE: Room 409, R. A. Gray Building, 500 S. Bronough St., Tallahassee, FL 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Review Historical Marker applications.

A copy of the agenda may be obtained by writing to: Florida State Historical Marker Program, Bureau of Historic Preservation, Division of Historical Resources, 500 S. Bronough St., Tallahassee, FL 32399-0250.

Should any person wish to appeal any decision made with respect to the above referenced meeting, she or he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Section 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

The **Division of Library and Information Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Third Floor, Conference Room 307, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a meeting of the Library Services and Technology Act Advisory Council to review federal fiscal year 2007 grant applications for Library Services and Technology Act funds.

A copy of the agenda may be obtained by contacting Judith A. Ring, State Librarian at (850)245-6600, Suncom 205-6600, or TDD (850)922-4085.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting (850)245-6600, Suncom 205-6600, or TDD (850)922-4085. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Judith A. Ring, State Librarian at (850)245-6600, Suncom 205-6600, or TDD (850)922-4085.

The **Department of State, Division of Library and Information Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 21, 2007, 9:00 a.m. – 5:00 p.m.

PLACE: Third Floor, Conference Room 307, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review federal fiscal year 2007 grant applications for Library Services and Technology Act funds.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting (850)245-6600, Suncom 205-6600, or TDD (850)942-4085. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For additional information, contact Judith A. Ring, State Librarian at (850)245-6600, Suncom 205-6600, or TDD (850)922-4085.

The **Department of State, Division of Cultural Affairs** announces grant panel meetings, to which all persons are invited.

Visual Arts and Museums

DATE AND TIME: May, 1, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: Conference Room 307, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

Dance

DATE AND TIME: May 2, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: *Held via Teleconference, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

Vocal and Instrumental Music

DATE AND TIME: May 3, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: Conference Room 307, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

Multidisciplinary/Interdisciplinary

DATE AND TIME: May 8, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: Conference Room 307, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

Folk Arts and Literature

DATE AND TIME: May 9, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: *Held via Teleconference, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

Media Arts

DATE AND TIME: May 10, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: *Held via Teleconference, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

Theatre and Sponsor/Presenter

DATE AND TIME: May 15, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: *Held via Teleconference, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

International Cultural Exchange

DATE AND TIME: May 17, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: *Held via Teleconference, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

QA/AEG 1st Quarter

DATE AND TIME: May 21, 2007, 9:00 a.m. – 5:00 p.m. or until conclusion of business

PLACE: *Held via Teleconference, R. A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review grant applications for the 2007-2008 Arts in Education, Cultural Support, QA/AEG-1st Quarter and the International Cultural Exchange Grant Programs.

For more information, please contact: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399, (850)245-6470.

*Instructions for meetings held via Teleconference:

The panel meeting is a public process that any person may participate. If you would like to participate in the panel meeting, you may dial into the conference call by following the instructions below. Participation in the panel process is by no means required; however, there will be time during the meeting for update information and public comment. During the time when your application is being discussed and initially scored, the Chair will ask for update information and you may respond

and also answer direct questions by the panelists. Public comment will occur again after the initial scoring of all applications has been completed.

If you have previously sent us a Telephone Participation Form, be aware that we will not call you as described – you must call into the teleconference (toll free) and be ready to give update information or answer questions when your application number is announced. You are advised to dial in at 9:00 am. Once you have heard the initial scoring and discussion of your application, you may leave the conference if you wish (hang up) or remain to hear the final outcome.

If you have any questions about the new panel meeting format or if you would like additional assistance determining how to dial in, please do not hesitate to contact the Division at (850)245-6470.

Join the teleconference by dialing the ReadyTalk phone number: 1(866)740-1260. This is a toll-free call. Enter the 7-digit access code: 2456470 (You will be placed on hold until the Chairperson starts the conference).

*If you have problems joining the conference or if you need technical assistance, please contact the ReadyTalk Customer Care Line: 1(800)843-9166 or contact the Division of Cultural Affairs at (850)245-6470.

Please make sure that the appropriate people in your organization receive this important information.

INSTRUCTIONS FOR PANEL MEETINGS HELD IN ROOM 307:

Telephone Participation Procedures: As stated in the Grants Program Guidelines, organization grant applications may participate in the panel meetings by telephone. Applicants must submit a written request for telephone participation, which must be received by the Division no later than 4:00 p.m. (Eastern Standard Time), on the last business day immediately preceding the scheduled panel meeting. The request must contain the organization name and application number; the name and date of the panel meeting; the name of the person or persons designated to speak at the panel; and the complete telephone number, including the area code and extension. The request must be signed by an authorized official of the organization, with the name and title typed below the signature.

A copy of the meeting agenda may be obtained by writing to: Division of Cultural Affairs, 500 S. Bronough Street, R. A. Gray Building, 3rd Floor, Tallahassee, FL 32399-0250.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure a verbatim recording of the proceedings in order to provide a record for judicial review. To request special aids or services, contact Morgan Lewis with the division at least 48 hours prior to the above stated schedule at (850)245-6470. If you are hearing or speech impaired, please contact the Division by calling Florida Relay at 711.

Please note: These meetings are subject to cancellation or change, please call to confirm the meeting date and time.

The **Department of State, Division of Cultural Affairs** announces the following public meeting, to which all persons are invited.

COMMITTEE: Art Selection Committee

DATE AND TIME: Wednesday, May 2, 2007, 2:00 p.m.

PLACE: Moore House Conference Room, Mission San Luis, 2021 W Mission Road, Tallahassee, FL 32304, (850)487-1791
GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold a Proposal Review Meeting to review and evaluate the proposed design submitted by the selected artist for Art in State Buildings Project No. DOS 9929/5000, Mission San Luis Visitor's Center, Tallahassee, Leon County.

For more information or to obtain a copy of the agenda, please contact: Lee Modica, Arts Administrator, Art in State Buildings Program, 500 South Monroe St., Room 310A, Tallahassee, Florida 32399-0250, (850)245-6476.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Division of Cultural Affairs.

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 Morgan Barr at (850)245-6356. If you are hearing or speech impaired, please contact the Florida Relay at 711.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services, Division of Forestry (DOF)** and the Matanzas State Forest Management Plan Advisory Group announce two public meetings and a public hearing to which all persons are invited.

Public Meeting – Matanzas State Forest Management Plan Advisory Group

DATE AND TIME: Monday, May 14, 2007, 6:30 p.m.

PLACE: St. Johns County Cooperative Extension Service, Wind Mitigation Building, 3111 Agricultural Center Drive, St. Augustine, FL 32092

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Matanzas State Forest Management Plan Advisory Group to prepare for a public hearing the evening of May 14, 2007, and provide recommendations to the DOF to help in preparation of a management plan for the Lake Wales Ridge State Forest.

Public Hearing

DATE AND TIME: Monday, May 14, 2007, 7:00 p.m.

PLACE: St. Johns County Cooperative Extension Service, Wind Mitigation Building, 3111 Agricultural Center Drive, St. Augustine, FL 32092

GENERAL SUBJECT MATTER TO BE CONSIDERED: To solicit comments on management of the Matanzas State Forest. Comments may be presented orally or in writing at the hearing. Written comments may also be submitted to: DOF Bunnell District Office, 5001 U.S. Highway 1, N., Bunnell, FL 32110, to the attention of Mike Kuypers, and should be mailed so as to arrive at the office by the date of the public hearing.

Public Meeting – Matanzas State Forest Management Plan Advisory Group

DATE AND TIME: Monday, May 14, 2007, 8:00 p.m.

PLACE: St. Johns County Cooperative Extension Service, Wind Mitigation Building, 3111 Agricultural Center Drive, St. Augustine, FL 32092

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Matanzas State Forest Management Plan Advisory Group to review comments from the public hearing of May 14, 2007, and provide recommendations to the DOF to help in preparation of a management plan for the Matanzas State Forest.

Copies of a working draft on the plan and the management plan prospectus are available by contacting the Division of Forestry in writing at the above address or contacting Mike Kuypers at (386)446-6785.

You are hereby notified in accordance with Section 286.0105, Florida Statutes, should you decide to appeal any decision made as a result of, or take exception to any findings of fact with respect to any matter considered at the hearing and meeting referred to above, you may need to ensure that a verbatim record of the proceedings is made. Such record shall include the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with a disabling condition should be requested in writing to: DOF Bunnell District office at the above listed address, at least 48 hours in advance of these proceedings.

The Board of Directors of **Florida Agriculture in the Classroom, Inc.** will hold its next meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, May 2, 2007, 10:00 a.m.

PLACE: Florida Farm Bureau, 5700 S. W. 34th St., Gainesville, FL 32608

The **Department of Agriculture and Consumer Services, Division of Licensing** announces a public meeting for private investigative agencies, security agencies, firearm instructors, security officer schools and training facility instructors to which all persons are invited.

DATE AND TIME: Wednesday, June 6, 2007, 8:30 a.m.

PLACE: Hawthorn Suites Orlando Airport, 7450 Augusta National Drive, Orlando, Florida, (407)438-2121

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Division will entertain discussion and receive input regarding recommended changes to the training curriculum for the Class “G” Firearms license.

A copy of the agenda may be obtained by writing to: Department of Agriculture and Consumer Services, Division of Licensing, Attention: April Howard, Post Office Box 6687, Tallahassee, Florida 32314-6687 or by calling April Howard at (850)245-5500.

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 5 days before the meeting by contacting April Howard at (850)245-5500. If you are hearing or speech impaired, please contact the agency by calling the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF EDUCATION

The **Florida Education Foundation** announces a public meeting to which all persons are invited.

DATE AND TIMES: April 20, 2007

- 8:30 a.m. – 9:30 a.m. Governance Committee Meeting
- 9:30 a.m. – 10:30 a.m. Finance & Audit Committee Meeting
- 10:30 a.m. – 11:30 a.m. Development Committee Meeting
- 11:30 a.m. – 12:00 Noon Lunch
- 12:15 p.m. – 4:00 p.m. Board Meeting (Or upon adjournment)

PLACE: Hilton St. Petersburg Bayfront, 333 First Street, South, St. Petersburg, Florida 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Foundation including but not limited to: Approval of minutes from August 23, 2006 meeting; committee reports; executive director’s report; Commissioner’s report; program updates; financial report; revision/update of Foundation policies and procedures; and general discussion of Foundation.

A copy of the agenda may be obtained by contacting tatiana.fernandez@fldoe.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting Office of Access and Equity, (850)245-9531 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Foundation Office at (850)245-9671.

The public is invited to a meeting of the **Board of Governors** of the State University System of Florida to which all interested persons are invited.

DATE AND TIME: May 4, 2007, 9:00 a.m. – 10:00 a.m.

PLACE: By Telephone Conference Call, 1605 Turlington Building, 325 W. Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of matters of interest to the Board of Governors being discussed by the 2007 Florida Legislature; and other matters pertaining to the Board of Governors.

A copy of the agenda may be obtained from the Board of Governors website at <http://www.flbog.org>.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The **Department of Education** announces a public meeting on Rule 6A-2.0010, F.A.C., Educational Facilities, to which all persons are invited.

DATE AND TIME: May 4, 2007, 2:00 p.m.

PLACE: Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed changes in Rule 6A-2.0010, Educational Facilities, and State Requirements for Educational Facilities.

A copy of the agenda may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, FL 32399-0400.

For more information, you may contact: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, FL 32399-0400.

The **Florida Conflict Resolution Consortium** and the Committee for a Sustainable Emerald Coast announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 23, 2007, 1:00 p.m. – 4:00 p.m.

PLACE: Learning Resource Center, Okaloosa Walton College, Niceville Campus, 100 College Blvd., Niceville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the subcommittee for Environmental Stewardship. Discussions to continue on environmental issues facing the region.

A copy of the agenda may be obtained by contacting Lisa Fowler at (850)644-7063.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 1 day before the workshop/meeting by contacting Lisa Fowler at (850)644-7063. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Conflict Resolution Consortium** and the Committee for a Sustainable Emerald Coast announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 9:00 a.m. – 3:00 p.m. (CST)

PLACE: Nature Walk at Seagrove Beach, 2063 S. County Hwy. 395, Santa Rosa Bch, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the subcommittee for Sustainable Growth and Development.

A copy of the agenda may be obtained by contacting Lisa Fowler at (850)644-7063.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Lisa Fowler at (850)644-7063. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Conflict Resolution Consortium** and the Committee for a Sustainable Emerald Coast announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 9:00 a.m. – 12:00 Noon (CST)

PLACE: Bob Sikes Center, Okaloosa Walton College, Crestview Campus, 805 E. Hwy. 90, Crestview, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the subcommittee for Education, Health Care and Culture. The focus of the meeting will be on education in the region.

A copy of the agenda may be obtained by contacting Lisa Fowler at (850)644-7063.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Lisa Fowler at (850)644-7063. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Conflict Resolution Consortium** and the Committee for a Sustainable Emerald Coast announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 1:00 p.m. – 4:00 p.m. (CST)

PLACE: Beach Community Bank, 17 Elgin Parkway, S. E., Ft. Walton Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the subcommittee for Economic Diversity and Prosperity. The focus of the meeting will be tourism in the region.

A copy of the agenda may be obtained by contacting Lisa Fowler at (850)644-7063.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Lisa Fowler at (850)644-7063. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **USF Center for Urban Transportation Research** announces a public meeting on Rule 6C4-12.002, F.A.C., Exemptions from General Accounting and Purchasing Procedures, to which all persons are invited.

DATE AND TIME: Tuesday, April 24, 2007, 1:30 p.m.

PLACE: CUTR Building, University of South Florida, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the CUTR Advisory Board.

A copy of the agenda may be obtained by contacting Beth Manning at (813)974-3120.

The **University of South Florida**, Louis de la Parte Mental Health Institutes announces the Florida Medicaid Drug Therapy Management Program for Behavioral Health, Executive/Operations Committee meeting to which all persons are invited.

DATE AND TIME: Friday April 27, 2007, 10:00 a.m. – 1:00 p.m.

PLACE: Florida Agency for Healthcare Administration, 2727 Mahan Drive, AHCA Building 3, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Report and updates on the activities of the program and their impact.

Accommodations for Disabilities: Person with a documented disability requesting reasonable accommodations should contact Marie McPherson, Department of Mental Health Law and Policy, 13301 Bruce B. Downs Blvd., Tampa, FL 33612, (813)974-5378 or email mmcperson@fmhi.usf.edu at least 5 days in advance of the meeting. Persons with hearing or speech

impairments should also contact Marie McPherson by using the Florida Relay System, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The Board of Directors of the Florida Public Archaeology Network (FPAN), **University of West Florida**, will hold a meeting to which all persons are invited.

DATE AND TIME: Friday, May 11, 2007, 8:00 a.m. (EST) and will last approximately four hours

PLACE: The University Center, South Florida Community College, 600 W. College Drive, Avon Park, FL 33825

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regular meeting of the Board of Directors in which the operation of the Network is to be reviewed. Regional Directors will make their quarterly presentations.

CONTACT PERSON: Cheryl Phelps, FPAN at (850)595-0050, cphelps@uwf.edu

Information on the FPAN can be obtained at www.flpublicarchaeology.org. An agenda for this meeting will be posted on this Web site at least seven days in advance of the meeting and can also be obtained by contacting the FPAN as detailed below.

Pursuant to the provisions of the Americans with Disabilities Act, any persons requiring special accommodations to attend these meetings is requested to advise UWF by contacting the UWF ADA Office at (850)857-6114 (TTY), at least 48 hours before each meeting.

The **Commission for Independent Education** announces a workshop on Rule 6E-4.001, Fees and Expenses, F.A.C., to which all persons are invited.

DATE AND TIME: May 7, 2007, 1:00 p.m. – 3:00 p.m.

PLACE: The Florida Hotel and Conference Center, 1500 Sand Lake Road, Orlando, Florida 32809, (407)859-1500

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Rules Committee is seeking public input and discussion to revisions to Rule 6E-4.001, F.A.C., Fees and Expenses.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 23, 2007, 1:00 p.m.

PLACE: The Florida Hotel and Conference Center, 1500 Sand Lake Road, Orlando, Florida 32809, (407)859-1500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission meeting.

A copy of the agenda may be obtained by contacting: Mrs. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Program, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32303, (850)410-8600.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mrs. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Program, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32303, (850)410-8600. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mrs. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Program, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32303, (850)410-8600.

DEPARTMENT OF TRANSPORTATION

The **Department of Transportation**, District 4 announces a hearing to which all persons are invited.

DATE AND TIMES: Thursday, May 17, 2007, Open House 6:00 p.m.; Formal Presentation 7:15 p.m.

PLACE: Best Western, 8797 20th Street, Vero Beach, Florida 32966

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being conducted to afford persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of Financial Project ID Numbers 413063-2-22-01/413064-1-22-01, Federal Aid Numbers 0951-604-I/0951-601-I otherwise known as the I-95 PD&E Study in St. Lucie and Indian River Counties, Florida. The limits of the project corridor are from 1 mile south of the SR 614 (Indrio Road) interchange in St. Lucie County to 1.26 miles north of the CR 512 (Fellsmere Road) interchange in Indian River County.

A copy of the agenda may be obtained by contacting: Mr. Nicholas Danu, P.E., Project Manager, FDOT District Four by calling (954)777-4324 or toll free 1(866)336-8435, ext. 4324 or by writing to: Mr. Nicholas Danu, 3400 W. Commercial Blvd., Fort Lauderdale, Florida 33309 or by e-mailing Mr. Danu at nicholas.danu@dot.state.fl.us.

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

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

The Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas, acting as staff to the **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 16, 2007, 6:00 p.m.

PLACE: Guana Tolomato Matanzas NERR, Environmental Education Center, 505 Guana River Rd., Ponte Vedra Beach, FL 32086

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Management Advisory Group (MAG) for the Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR) will hold its next meeting on Wednesday, May 16, 2007, 6:00 p.m. The MAG provides advisory input to the Office of Coastal and Aquatic Managed Areas for the management of the GTMNERR.

A copy of the agenda may be obtained by contacting Annette Odom, (904)823-4500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Annette Odom at (904)823-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 9, 2007, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Rd., Bldg. C, Tallahassee, Florida 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release matters as well as other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, 2601 Blair Stone Rd., Bldg. C, Tallahassee, Florida 32399-2450.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Florida Parole Commission, 2601 Blair Stone Rd. Bldg. C, Tallahassee, Florida 32399-2450. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Parole Commission, 2601 Blair Stone Rd., Tallahassee, Florida 32399-2450.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its Internal Affairs meeting to which all interested persons are invited.

DATE AND TIME: *May 7, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Office of Commission Clerk, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website at <http://www.psc.state.fl.us/agendas/internalaffairs/>

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: May 8, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresce Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

A copy of the agenda may be obtained by any person who requests a copy and pays the reasonable cost of the copy (\$1.00, see Copying Charges for Commission Records), by contacting the Office of Commission Clerk at (850)413-6770 or writing to: Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Website, at <http://www.florida.psc.com>, at no charge.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Office of Commission Clerk, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 10, 2007, 10:00 a.m.

PLACE: South Seas Island Resort, 5400 Plantation Road, Captiva, FL 33924

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket Number: 060368-WS – Application for increase in water and wastewater rates in Alachua, Brevard, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc. To provide customers an opportunity to present testimony and other evidence before the Florida Public Service Commission concerning the Utility's proposed rates or service. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

Emergency Cancellation of Service Hearing

If a named storm or other disaster requires cancellation of the service hearing, the Commission will attempt to give timely direct notice to the parties. Notice of cancellation of the service hearing will also be provided on the Commission's website <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 11, 2007, 10:30 a.m.

PLACE: Palm Beach County Library System, Green Acres Branch, 3750 Jog Road, Green Acres, FL 33467

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket Number: 060368-WS – Application for increase in water and wastewater rates in Alachua, Brevard, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc. To provide customers an opportunity to present testimony and other evidence before the Florida Public Service Commission concerning the Utility’s proposed rates or service. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

Emergency Cancellation of Service Hearing

If a named storm or other disaster requires cancellation of the service hearing, the Commission will attempt to give timely direct notice to the parties. Notice of cancellation of the service hearing will also be provided on the Commission’s website <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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

For more information, you may contact: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

REGIONAL PLANNING COUNCILS

The **Northeast Florida Regional Council**, Planning and Growth Management Policy Committee announces the following public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 3, 2007, 8:30 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending planning and growth management issues.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **Northeast Florida Regional Council**, Personnel, Budget, and Finance Policy Committee announces the following public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 3, 2007, 9:00 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss pending personnel, budget, and finance policy matters.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **Northeast Florida Regional Council** announces the following public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 3, 2007, 10:00 a.m.

PLACE: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly meeting.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

Individuals needing materials in alternate format, sign language interpreter, or other meeting information, call Angi Giles at (904)279-0880, extension 145, at least three working days prior to the meeting. Hearing-impaired callers use Florida Relay Service, 1(800)955-8771.

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.

The **Local Emergency Planning Committee** announces a public meeting on Rule 29D-1.001, F.A.C., Organization, to which all persons are invited.

DATE AND TIME: May 23, 2007, 10:00 a.m.

PLACE: Northeast Florida Regional Council

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Northeast Florida Regional Council Local Emergency Preparedness Committee announces the following public meeting to which all persons are invited. 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.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Jennifer Bodine at (904)279-0885, ext. 167. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Jennifer Bodine at (904)279-0885, ext. 167 or email: jbodine@nefrc.org

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 18, 2007, 10:00 a.m.

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751 (Please call (407)623-1075 to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the East Central Florida Regional Planning Council. The Executive Committee will meet at 9:00 a.m., to review the meeting agenda.

A copy of the agenda may be obtained by writing to: Ruth Little, Administrative Assistant, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751 or by visiting www.ecfrpc.org.

The ECFRPC desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Section 286.26, Florida Statutes, 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.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 27, 2007, 10:00 a.m.

PLACE: ECFRPC Offices, 631 North Wymore Road, Suite 100, Maitland, FL 32751 (Please 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.

A copy of the agenda may be obtained by writing to: Ruth Little, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751 or by visiting www.ecfrpc.org.

The ECFRPC desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Section 286.26, Florida Statutes, 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.

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 2, 2007, 9:30 a.m. – 12:00 Noon

PLACE: Meeting: Cuyler Park, 2329 Harry T. Moore Ave., Mims, FL

Tour: Seminole Ranch Conservation Area (immediately follows meeting)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Central Region Recreational Public Meeting (CRRPM) will review land management and land acquisition activities in the Central Region.

The CRRPM will begin at 9:30 a.m. The Management Review Team Tour will immediately follow the meeting; please meet at Loughman Lake Lodge, off SR 46, 1955 Hatbill Rd, Mims, FL, to participate. Please RSVP at (386)329-4855 if attending tour.

A copy of the agenda may be obtained by contacting Terri Mashour at (386)329-4855.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Karen Davis at (386)329-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, May 3, 2007, 6:00 p.m. – Projects & Land Committee Public Meeting Forum; Friday, May 4, 2007, 8:00 a.m. – Projects & Land Committee business meeting followed by tour of St. Johns River Middle Basin (SJRMB) projects

PLACE: Seminole County Administration Building, County Commission Chambers, 1101 East First Street, Sanford, FL 32771

GENERAL SUBJECT MATTER TO BE CONSIDERED: May 3, 2007, public meeting topics will include Middle St. Johns River Basin update and Seminole County Stormwater Retrofit Projects. May 4, 2007, business meeting is for consideration of District agenda items including regulatory and non-regulatory matters. Tour of SJRMB projects will follow business meeting.

A copy of the agenda may be obtained by contacting St. Johns River Water Management District, Attention: Hazel Hinton, by mail or phone (386)329-4347 or website www.sjrwmd.com.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Hazel Hinton at (386)329-4347. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIMES: Tuesday, May 8, 2007

- 8:15 a.m. Chairmen’s Meeting
- 8:45 a.m. Finance & Administration Committee
- 10:00 a.m. Regulatory Committee
- 1:00 p.m. Governing Board Meeting and Public Hearing on land Acquisition followed by Budget Planning Session for Fiscal Year 2007-2008

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of District business including regulatory and non-regulatory matters. Staff may recommend approval of external budget amendments which affect the adopted budget. Note: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting St. Johns River Water Management District by mail, or calling (386)329-4500 or on website www.sjrwmd.com

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting District Clerk, (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 8, 2007, 1:00 p.m. – Budget Planning Session for Fiscal Year 2007-2008 to begin immediately following Governing Board meeting

PLACE: District Headquarters, 4049 Reid St. (Hwy. 100 West), Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Planning session for development of District budget for Fiscal Year 2007-2008 (schedule, guidelines, objectives, priorities, revenue projections, etc.). One or more Governing Board members may attend and participate in the meeting by means of communications media technology.

A copy of the agenda may be obtained by contacting Office of Budget and Management Reporting at (386)329-4217.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting District Clerk at (396)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

Workshop to Weight Environmental Performance Measures for the Kissimmee Basin Modeling and Operations Study

DATE AND TIME: May 2, 2007, 1:00 p.m. – 4:00 p.m.

PLACE: Osceola County Extension Services, Osceola Heritage Park, 1921 Kissimmee Valley Lane, Kissimmee, FL 34744

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Kissimmee Basin Modeling and Operations Study Environmental Performance Measures have been developed to evaluate existing and alternative operating criteria for water control structures in the Kissimmee Basin. The South Florida Water Management District is seeking input from stakeholders to determine how to weight the Environmental Performance Measures. The South Florida Water Management District's consultant will conduct a survey during the meeting and use the results to develop a consultant's recommendation on how to weight performance measures to assist in the selection of a preferred alternative plan for modifying existing Kissimmee Basin operations.

A copy of the agenda may be obtained by contacting Bridgett Tolley at 1(800)250-4250, ext. 3806, seven (7) days before the meeting.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Bridgett Tolley at 1(800)250-4250, ext. 3806. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact District Clerk's office at (561)682-2087.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The **Florida Commission for the Transportation Disadvantaged** announces an Executive-Personnel Committee meeting to which all persons are invited.

DATE AND TIME: Friday, April 20, 2007, 4:00 p.m. – 5:00 p.m.

PLACE: Conference Call: (850)414-4971, 1(866)374-3368 Ext. 4971 (toll free number), Commission Business Office, 2740 Centerview Drive, Suite 1A, Tallahassee, FL, (850)410-5700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Committee of the Florida Commission for the Transportation Disadvantaged will hold a conference call to discuss legislative issues that affect the Transportation Disadvantaged Program.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Nikki Smith at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435.

The meeting is subject to change upon chairperson's request.

The **Florida Commission for the Transportation Disadvantaged** announces an Executive-Personnel Committee meeting to which all persons are invited.

DATE AND TIME: Friday, April 27, 2007, 4:00 p.m. – 5:00 p.m.

PLACE: Conference Call: (850)414-4971, 1(866)374-3368, Ext. 4971 (toll free number), Commission Business Office, 2740 Centerview Drive, Suite 1A, Tallahassee, FL, (850)410-5700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Committee of the Florida Commission for the Transportation Disadvantaged will hold a conference call to discuss legislative issues that affect the Transportation Disadvantaged Program.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Nikki Smith at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435.

The meeting is subject to change upon chairperson's request.

The **Florida Commission for the Transportation Disadvantaged** announces a Conference Awards Committee Meeting.

DATE AND TIME: Tuesday, May 8, 2007, 10:00 a.m. – until completion

PLACE: Conference Call: (850)414-4971, 1(866)374-3368, Ext. 4971 (toll free number), Commission Business Office, 2740 Centerview Drive, Suite 1A, Tallahassee, FL, (850)410-5700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To select award winners for the 2007 Annual Technology and Training Conference and to discuss other business.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Nikki Smith at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435.

The meeting is subject to change upon chairperson's request.

The Florida **Commission for the Transportation Disadvantaged** announces a Capitol Equipment Committee Meeting.

DATE AND TIME: Wednesday, May 9, 2007, 10:00 a.m. – until completion

PLACE: Conference Call: (850)414-4971, 1(866)374-3368, Ext. 4971 (toll free number), Commission Business Office, 2740 Centerview Drive, Suite 1A, Tallahassee, FL, (850)410-5700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To recommend the distribution of capital equipment money and to discuss other business.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Nikki Smith at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0450, (850)410-5700 or 1(800)983-2435.

The meeting is subject to change upon chairperson's request.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services** announces a public meeting to which all persons are invited.

DATE AND TIME: May 3, 2007, 10:00 a.m.

PLACE: The Capitol Building, Room 2103, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council on Efficient Government Meeting.

A copy of the agenda may be obtained by contacting Amy Houston at (850)414-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 48 hours before the workshop/meeting by contacting Amy Houston at (850)414-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Architecture and Interior Design** announces a public meeting to which all persons are invited.

DATES AND TIME: May 15, 2007; May 16, 2007, 9:00 a.m. (Eastern Time)

PLACE: Hampton Inn & Suites, 80 Beach Drive N. E., St. Petersburg, FL 33701, (727)892-9900

GENERAL SUBJECT MATTER TO BE CONSIDERED: May 15 – General Business including disciplinary cases, if time allows, to be followed by General Business discussion items – Architecture Profession, Interior Design Profession, Reports and Rules.

May 16 – General business including application reviews and discussion items – Architecture Profession, Interior Design Profession, Rules and Reports.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, FL 32399-0751.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Board of Architecture and Interior Design at (850)487-8304. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, FL 32399-0751, (850)487-8304.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting to which all interested persons are invited.

DATE AND TIMES: April 24, 2007, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing to: April Hammonds, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, or by phone at (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The **Board of Accountancy** announces the following public meetings to which all persons are invited.

DATES AND TIMES: Thursday, May 17, 2007, 9:00 a.m. – until all Probable Cause Panel business is concluded; Thursday, May 17, 2007, 1:00 p.m. – until all Long Range Planning business is concluded; Friday, May 18, 2007, 9:00 a.m. – until all Board Meeting business is concluded

PLACE: Sheraton Suites Tampa Airport, 4400 West Cypress Street, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public; however, there may be cases where probable cause was previously found which are to be reconsidered. The Board will meet to discuss Long Range Planning issues. This is a public meeting. The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports and other general business. This is a public meeting.

NOTE: Portions of the Probable Cause Panel meeting may be closed to the public.

A copy of any probable cause materials which are open to the public, any Long Range Planning materials and/or the Board agenda may be obtained by writing to: Veloria A. Kelly, Division Director, Division of Certified Public Accounting, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

If a person decides to appeal any decision made by the Board with respect to any matter considered at these meetings, 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 based.

Pursuant to the provisions of the Americans with Disabilities Act any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/

meeting by contacting Veloria A. Kelly at (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 1 (800)955-8711.

The Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a meeting to which all interested persons are invited.

DATE AND TIME: Monday, April 30, 2007, 9:30 a.m., or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public.

All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

NOTE: In accordance with the Americans with Disabilities Act, any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)481-5632 (between the hours of 9:00 a.m. – 4:00 p.m.), at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 9, 2007, 10:00 a.m.

PLACE: Orange County Public Library, Albertson Room, 101 East Central Boulevard, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the status of organics recycling in Florida, and to investigate ways to improve organics recycling in the future. This will also include discussions on whether changes may be needed to Chapter 62-709, Florida Administrative Code. Presentations by the Florida Organics Recycling Center for Excellence and Recycle Florida Today Organics Committee are scheduled.

A copy of the agenda may be obtained by contacting: Richard Tedder, Department of Environmental Protection, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8735, email Richard.Tedder@dep.state.fl.us

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Richard Tedder at (850)245-8735. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Richard Tedder, Department of Environmental Protection, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8735, email Richard.Tedder@dep.state.fl.us

DEPARTMENT OF HEALTH

The Florida **Department of Health** announces a public meeting on Rules 64-3.010, Authority; 64-3.020, Definition of a "Person With Special Needs"; 64-3.030, Guidelines for Special Needs Shelter Staffing Levels; 64-3.040, Definition of Special Needs Shelter Supplies and Equipment; 64-3.050, Special Needs Shelter Registration Process; 64-3.060, Addressing the Needs of Families; 64-3.070, Pre-event Planning Activities; 64-3.080, Service Reimbursement, F.A.C., to which all persons are invited.

DATE AND TIME: Monday, April 30, 2007, 1:00 p.m. – 5:00 p.m.

PLACE: Department of Health, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-1711

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Special Needs Shelter Interagency Committee meeting hosted by the Office of Public Health Nursing to develop and negotiate any necessary interagency agreement or policy related to improving the statewide response to special needs sheltering.

A copy of the agenda may be obtained by contacting Yvonne Dowling by phone (850)245-4444, extension 2055, by email Yvonne.Dowling@doh.state.fl.us or by mail: 4052 Bald Cypress Way, Bin #C27, Tallahassee, Florida 32399-1711. All materials, information, or comments must be submitted electronically.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting. If you are

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

The **Board of Nursing Home Administrators** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 27, 2007, 10:00 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, Meet Me Number 1(888)808-6959, when prompted, enter our Conference Code: 9849329103, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/nurshome/index.html

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.

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

The **Board of Optometry** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 11, 2007, 9:00 a.m.

PLACE: Homewood Suites, 8745 International Drive, Orlando, Florida 32819, (407)248-2232

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/optometry/index.html

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting. If you

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

The **Board of Optometry** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 11, 2007, commencing one hour following the adjournment of the board meeting

PLACE: Homewood Suites, 8745 International Drive, Orlando, Florida 32819, (407)248-2232

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion on Corporate Practice Issues.

A copy of the agenda item may be obtained by writing to: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/optometry/index.html

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.

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

The **Board of Orthotists and Prosthetists** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 30, 2007, 10:00 a.m.

PLACE: 4042 Bald Cypress Way, Bin #C07, Tallahassee, Florida, Meet Me Number: 1(888)808-6359, when prompted enter 9849329103 followed by #

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or accessing www.doh.state.fl.us/mqa/OrthPros/index.html

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting. If you

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

The **Department of Health** announces a meeting of the Research Review and Advisory Committee of the Bureau of Onsite Sewage Programs to which all persons are invited.

DATE AND TIME: May 8, 2007, 9:30 a.m.

PLACE: Sylvan Lake Park, 845 Lake Markham Road, Sanford, FL 32771

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and guide current, proposed, and potential future onsite sewage research projects, in particular related to the Wekiva Study Area. The draft report for the field work portion of the project will be discussed, as well as updates on other components of the Wekiva study.

A copy of the agenda may be obtained by contacting: Susan Polangin, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, by phone at (850)245-4070, or by e-mail at Susan_Polangin@doh.state.fl.us. Information on this meeting and previous meetings of the Research Review and Advisory Committee can be found at <http://www.doh.state.fl.us/ENVIRONMENT/ostds/research/research.htm>.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact Susan Polangin at the address above at least one week prior to the meeting.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a series of conference call meetings of its Barriers and Support Services, Data Collections, Supportive Housing Development, and Executive Committees, to which all persons are invited.

COMMITTEE: Barriers & Support Services

DATES AND TIME: 1st Tuesday, May 1, 2007; July 10, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code 9229760

COMMITTEE: Data Collection

DATES AND TIME: 1st Wednesday, May 2, 2007; June 6, 2007; July 11 2007, 10:00 a.m. – 11:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code 9229760

COMMITTEE: Executive

DATES AND TIMES: 1st Monday, May 7, 2007; July 2 2007, 3:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code 9229760

COMMITTEE: Supportive Housing
 DATES AND TIME: 2nd Thursday, May 10, 2007; June 14, 2007; July 12 2007, 2:00 p.m. – 3:00 p.m.
 PLACE: Conference Call: 1(888)808-6959, Conference Code 9229760

GENERAL SUBJECT MATTER TO BE CONSIDERED: These conference calls will address the committees' continued development of policy recommendations and work tasks to address the Council's Strategic Plan to reduce the number of persons who may be facing homelessness in Florida.

A copy of the agenda for the conference calls may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, Tom_Pierce@dcf.state.fl.us.

Pursuant to Section 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 this meeting.

The **Council on Homelessness** announces a meeting of the statewide Council on Homelessness to which all persons are invited.

DATE AND TIME: June 4, 2007, 9:00 a.m. – 1:00 p.m.
 PLACE: Key West at the Doubletree Grand Key Resort, 3990 S. Roosevelt Blvd., Key West, Florida 33040. For those who are unable to attend in person, access via a Conference Call is available by calling 1(888)808-6353, Conference Code Number 9229760.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council will review and approve its 2007 Strategic Plan.

A copy of the agenda for the meeting can be obtained from the Office on Homelessness, by calling (850)922-4691.

Pursuant to Section 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 at (850)922-4691, at least 48 hours in advance of the meeting.

The fifth meeting of the **Interagency Services Committee for Youth and Young Adults with Disabilities** established in law under SB 1278, to which all interested persons are invited.

DATE AND TIME: May 18, 2007, 8:30 a.m. – 3:00 p.m.
 PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will focus on the results of the Resource Mapping Survey and refining the work plan of the committee.

If you are a qualified individual with a disability as defined in the Americans with Disabilities Act, and need special accommodations to participate in this meeting, please, by no later than May 12, 2007. Contact Tammy Ferrell at (850)414-6513 or via email: Tammy_Ferrell@apd.state.fl.us

The Florida **Department of Children and Family Services** announces a revised schedule for the following District Eight Community-Based Care Alliance meeting to which all interested persons are invited.

Lee County Community Alliance Meeting
 DATES AND TIME: Thursday, May 3, 2007; Thursday, June 7, 2007; Thursday, July 5, 2007; Thursday, August 2, 2007; Thursday, September 6, 2007; Thursday, October 4, 2007; Thursday, November 1, 2007; Thursday, December 6, 2007, 9:00 a.m.

PLACE: Please contact Mary Lynn Smith with the Department of Children and Family Services at (239)338-1273 for the location of the Lee County Community Alliance Meetings, as the location rotates on a monthly basis.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Community-Based Care Alliance meeting.

The Shared Services Alliance of Okeechobee and the Treasure Coast of the **Department of Children and Family Services**, District 15, announces the following public meeting to which all persons are invited.

EXECUTIVE COMMITTEE
 DATE AND TIME: May 9, 2007, 9:00 a.m. – 11:00 a.m.
 PLACE: Clem C. Benton Bldg., Room 335, 337 North U.S. Highway #1, Fort Pierce, Florida 34950

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee Meeting.

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North U.S. Highway 1, Room 327C, Fort Pierce, Florida 34950, (772) 467-4177

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Shared Services Alliance of Okeechobee and the Treasure Coast of the **Department of Children and Family Services**, District 15, announces the following public meeting to which all persons are invited.

ALLIANCE MEETING
 DATE AND TIME: May 25, 2007, 8:30 a.m. – 10:30 a.m.
 PLACE: United for Families, 10570 South Federal Highway, Suite 300, Port St. Lucie, Florida 34952

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alliance Meeting.

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North U.S. Hwy. 1, Room 327C, Fort Pierce, Florida 34950, (772)467-4177.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: May 16, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Key Largo School, Middle School Media Center, 104801 Overseas Hwy., Key Largo, FL 33037

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct public workshops to gather public input regarding draft rule language developed by the Florida Fish and Wildlife Conservation Commission to aid commercial spiny lobster, stone crab, and blue crab fishers recover their traps following significant storm events.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

The **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: May 16, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Harvey Government Center, 1200 Truman Avenue, Key West, FL 33040

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct public workshops to gather public input regarding draft rule language developed by the Florida Fish and Wildlife Conservation Commission to aid commercial spiny lobster, stone crab, and blue crab fishers recover their traps following significant storm events.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting. The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

The **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: May 17, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Joseph P D'Alessandro Office Complex, 2295 Victoria Ave., Ft. Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct public workshops to gather public input regarding draft rule language developed by the Florida Fish and Wildlife Conservation Commission to aid commercial spiny lobster, stone crab, and blue crab fishers recover their traps following significant storm events.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

The **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: May 22, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: City Hall Council Chambers, 123 N. W. Hwy. 19, Crystal River, FL 34428

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct public workshops to gather public input regarding draft rule language developed by the Florida Fish and Wildlife Conservation Commission to aid commercial spiny lobster, stone crab, and blue crab fishers recover their traps following significant storm events.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle East Suite 201, Tallahassee, Florida 32301, (850)487-0554.

The **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: May 23, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: St. Marks Volunteer Fire Department, 32 Shell Island Road, St. Marks, FL 32355

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct public workshops to gather public input regarding draft rule language developed by the Florida Fish and Wildlife Conservation Commission to aid commercial spiny lobster, stone crab, and blue crab fishers recover their traps following significant storm events.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle East Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

DEPARTMENT OF FINANCIAL SERVICES

The **Division of Workers' Compensation** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 8, 2007, 2:00 p.m.

PLACE: 200 East Gaines Street, Room 116, Larson Bldg., Tallahassee, Florida 32399-0333

GENERAL SUBJECT MATTER TO BE CONSIDERED: Revisions to Sections VIII. B., VIII. E., IX. A., IX. D., IX. E., and X. B. of the proposed Workers' Compensation Reimbursement Manual for Hospitals, 2006 Edition.

A copy of the agenda may be obtained by contacting: Jim Watford, Actuary, Property and Casualty Product Review, Florida Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-4226, (850)413-3146.

Please note, that if a person decides to appeal any decision made by the three-member panel with respect to any matter considered at this meeting or hearing, the person will need a record of the proceedings, and for such purposes 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 Department intends to have a court reporter present to record the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Denielle Petty at (850)413-5312. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA SEAPORT TRANSPORTATION AND ECONOMIC DEVELOPMENT

NOTICE OF CANCELLATION – The **Florida Seaport Transportation and Economic Development Council** announces that the Project Review Group teleconference previously noticed and scheduled for all interested persons to attend.

DATE AND TIME: April 18, 2007, 10:00 a.m.

PLACE: Toll-Free Call In Number: 1(877)540-9892, Participant Code: 833035, Florida Ports Council, 502 E. Jefferson Street, Tallahassee, Florida 32301

General Business has been canceled. It will be rescheduled at a later date.

Information about the cancellation may be obtained by contacting: Toy Keller, Florida Ports Council, 502 East Jefferson Street, Tallahassee, Florida 32301, (850)222-8028.

FLORIDA INSURANCE GUARANTY ASSOCIATION

The **Florida Insurance Guaranty Association** announces a Board of Directors’ meeting to which all interested parties are invited to attend.

DATE AND TIME: April 24, 2007, 11:00 a.m. (Eastern Time) – recessing as soon as business has been concluded

PLACE: Marriott Tampa Airport Hotel, Tampa, Florida

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 at (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.

PRIDE ENTERPRISES

The **PRIDE Enterprises**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 10:30 a.m. – 3:00 p.m.

PLACE: PRIDE Enterprises Corporate Office, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance Committee.

A copy of the agenda may be obtained by contacting www.pride-enterprises.org

The **Pride Enterprises**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: April 26, 2007, 8:30 a.m. – 1:30 p.m.

PLACE: PRIDE Enterprises Corporate Office, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors Meeting.

A copy of the agenda may be obtained by contacting www.pride-enterprises.org.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The **Florida Atlantic Research and Development Authority** announces a meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, April 25, 2007, 12:30 p.m.

PLACE: The Incubator Conference Room, 3701 FAU Blvd., Suite 210

GENERAL SUBJECT MATTER TO BE CONSIDERED: New Tenants.

For information contact Scott Ellington, Executive Director, (561)416-6092, e-mail: scott@research-park.org.

FLORIDA PATIENT SAFETY CORPORATION

The **Florida Patient Safety Corporation**, Executive Committee announces a telephone conference call to which all persons are invited to call in.

DATE AND TIME: Tuesday, May 1, 2007, 9:00 a.m.

PLACE: To access the call, dial: 1(866)200-9760, Participant PIN 8938936#

For additional information contact: Florida Patient Safety Corporation, 2722 Waterford Glen Court, Tallahassee, Florida 32312, or call Susan Moore, (850)893-8936, or via e-mail at susan.a.moore@comcast.net.

NOTICE OF CANCELLATION – The **Florida Patient Safety Corporation**, Health Care Provider Advisory Committee announces its intent to cancel a teleconference scheduled for:

DATE AND TIME: Wednesday, June 20, 2007, 12:00 Noon

For additional information contact: Florida Patient Safety Corporation, 2722 Waterford Glen Court, Tallahassee, Florida 32312, or call Susan Moore at (850)893-8936, or via e-mail at susan.a.moore@comcast.net

FLORIDA WORKERS’ COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC. (FWCJUA)

The **FWCJUA** announces a Safety Committee teleconference meeting to which all interested parties are invited to attend.

DATE AND TIME: April 26, 2007, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FWCJUA Safety Committee agenda topics will include approval of the minutes and Cause, Frequency and Severity Analysis.

A copy of the agenda may be obtained from the FWCJUA's website, www.fwcjua.com or by contacting Kathy Coyne at (941)378-7408.

VISIT FLORIDA

The **VISIT FLORIDA**, Board of Directors announces a public meeting to which all interested persons are invited.

Meeting: VISIT FLORIDA Board of Directors

DATE AND TIME: Wednesday, May 2, 2007, 9:00 a.m.

PLACE: VISIT FLORIDA Corporate Offices, 661 East Jefferson Street, Tallahassee, FL 32301, (850)488-5607

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and approve the VISIT FLORIDA Business Plan and Budget for FY 2007-2008.

For further information contact: Susan Gale, VISIT FLORIDA, P. O. Box 1100, Tallahassee, Florida 32302-1100, (850)488-5607, ext. 334.

Any person requiring special accommodations at this meeting because of a disability should contact VISIT FLORIDA at least five business days prior to the meeting. Persons who are hearing or speech impaired can contact VISIT FLORIDA by using the Florida Relay Service, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

FLORIDA INDEPENDENT LIVING COUNCIL

The **Florida Independent Living Council** announces the following meetings to which all interested persons are invited.

MEETING: Points Meeting

DATE AND TIME: Wednesday, May 9, 2007, 10:00 a.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

MEETING: State Plan for Independent Living Public Forum

DATE AND TIME: Tuesday, May 15, 2007, 9:00 a.m. – 11:00 a.m.

PLACE: Independent Living Resource Center of Northeast FL, 2709 Art Museum Drive, Jacksonville, Florida 32207

MEETING: State Plan for Independent Living Public Forum

DATE AND TIME: Wednesday, May 16, 2007, 9:00 a.m. – 11:00 a.m.

PLACE: Center for Independent Living in Central Florida, 720 North Denning Drive, Winter Park, Florida 32789-3020

MEETING: State Plan for Independent Living Public Forum

DATE AND TIME: Thursday, May 17, 2007, 12:00 Noon – 3:00 p.m.

PLACE: Center for Independent Living of South Florida, 6660 Biscayne Bay Blvd., First Floor, Miami, Florida 33138

MEETING: Full Council Meeting

DATE AND TIME: Wednesday, June 20, 2007, 9:00 a.m.

PLACE: Embassy Suites Hotel, 3705 Spectrum Blvd., Tampa, Florida 33612

MEETING: Grassroots Forum 2007

DATES AND TIME: June 21-24, 2007, Time to be announced

PLACE: University of South Florida, 4202 East Fowler Ave., Tampa, Florida 33620

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or Toll Free 1(877)822-1993.

Notices of meetings and hearing must advise that a record is required to appeal. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or 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. (Florida Statutes, §286.0105)

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

OCHLOCKONEE RIVER SOIL AND WATER CONSERVATION DISTRICT

The **Ochlockonee River Soil and Water Conservation District** announces meetings to which all persons are invited.

DATES AND TIMES: May 14, 2007, 12:00 Noon; June 11, 2007, 4:00 p.m.

PLACE: Leon County Agricultural Extension Office, 615 Paul Russell Road, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meetings to discuss technical and administrative issues related to the District's activities.

An agenda will be available at least 7 days prior to each meeting. Contact Blas Gomez, Chair, (850)933-6268, to obtain copy of the agenda.

COMMISSION ON MARRIAGE AND FAMILY SUPPORT INITIATIVES

The **Commission on Marriage and Family Support Initiatives** announces a public meeting to which all persons are invited.

EXECUTIVE COMMITTEE

DATE AND TIME: Wednesday, June 6, 2007, 8:30 a.m. – 9:30 a.m.

PROGRAM COMMITTEE

DATE AND TIME: Wednesday, June 6, 2007, 10:00 a.m. – 11:30 a.m.

POLICY COMMITTEE

DATE AND TIME: Thursday, June 7, 2007, 9:00 a.m. – 11:00 a.m.

RESOURCE DEVELOPMENT COMMITTEE

DATE AND TIME: Thursday, June 7, 2007, 11:00 a.m. – 12:30 p.m.

PUBLIC AWARENESS COMMITTEE

DATE AND TIME: Friday, June 15, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Via Conference Call: 111 North Gadsden Street, Suite 100, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Commission Business.

A copy of the agenda may be obtained by contacting Heidi Rodriguez at hrodriguez@ounce.org or (850)488-4952, extension 135.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Heidi Rodriguez at hrodriguez@ounce.org or (850)488-4952, extension 135. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Heidi Rodriguez at hrodriguez@ounce.org or (850)488-4952, extension 135.

INDIAN RIVER COMMUNITY COLLEGE

The **Indian River Community College**, Criminal Justice Training Institute announces a public meeting for the Region XI Council, to which the public is invited.

DATE AND TIME: June 13, 2007, 10:00 a.m.

PLACE: Indian River Academy, Room 141, 5900 Tedder Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide update on training classes and any other issues involving the Region.

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

On December 26, 2006, the Department of Highway Safety and Motor Vehicles received a Petition for Declaratory Statement from James M. Barclay, Esquire, pursuant to Section 120.565, Florida Statutes. James Barclay sought a Declaratory Statement regarding the Department’s application of Section 320.645, Fla. Stat. (2006). Notice is given that on March 27, 2007, the Department rendered a Declaratory Statement, which may be summarized as follows:

Petitioner Toyota Tsusho American, Inc., is not prohibited from owning and operating Subaru automobile dealerships in the State of Florida by §320.645, Fla. Stat. (2006).

Copies of the request and the Declaratory Statement may be obtained by contacting: Michael J. Alderman, Assistant General Counsel, Department of Highway Safety and Motor Vehicles, Neil Kirkman Building, Room A-432, Tallahassee, Florida 32399-0504.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN THAT State of Florida, Department of Corrections has received the petition for declaratory statement from Monte R. Adams, DC #914886. The petition seeks the agency’s opinion as to the applicability of paragraph 33-601.210(4)(c), Florida Administrative Code, as it applies to the petitioner.

The petition seeks the agency’s opinion and interpretation as to the applicability of paragraph 33-601.210(4)(c), Florida Administrative Code, as it applies to the petitioner.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Dorothy M. Ridgway, Attorney Supervisor, Florida Department of Corrections, Office of General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN THAT State of Florida, Department of Corrections has issued an order disposing of the petition for declaratory statement filed by Monte R. Adams, DC #914886 on March 26, 2007. The following is a summary of the agency’s disposition of the petition:

On April 10, 2007, the Department issued a Final Order disposing of the petition because the petitioner lacked standing.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Dorothy M. Ridgway, Attorney Supervisor, Florida Department of Corrections, Office of General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Alcoholic Beverages, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Charles E. Bailes III d/b/a ABC Fine Wine & Spirits. The petition seeks the agency’s opinion as to the applicability of Section 561.424, Florida Statutes, as it applies to the petitioner.

Whether distributors may provide in-store servicing of distilled spirits to retailers under Section 561.424, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Lisa Livezey Comingore, Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal, has issued a Declaratory Statement on April 6, 2007, in RE: Petition for Declaratory Statement, Stephen M. Hodge, Case #87041.

The Declaratory Statement concludes that the local authority having jurisdiction can require the correction of fire safety deficiencies and can require compensation for fire safety inspections.

A copy of the Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340 or by e-mailing your request to Lesley.Mendelson@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 AGRICULTURE AND CONSUMER SERVICES

Notice of Bid/Request for Proposal

As a Contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Division of Forestry, hereinafter referred to as Owner, for the construction of building facilities at the Indian River County Forestry Station, 5245 41st Street, Vero Beach, Florida. The Project Budget is estimated to be: \$700,000.00.

The Department is seeking a Contractor for the construction of building facilities for the Indian River County Forestry Station and the School District of Indian River County Agricultural Facility. The contractor shall provide all materials, labor, equipment and inspection fees necessary for the construction of building facilities in accordance with the terms and conditions of the Invitation to Bid.

PROJECT NAME AND LOCATION: Construction of building facilities for the Indian River County Forestry Station and the School District of Indian River County Agricultural Facility, 5245 41st Street, Vero Beach, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, which includes specifications, may be viewed and downloaded from the Vendor Bid System at <http://myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number ITB/DF-06/07-110, or by calling the Purchasing Office at (850)487-3727.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held on May 2, 2007, 10:30 a.m., at 5245 41st Street, Vero Beach, Florida 32960. During the pre-bid conference a site visit will be held for prospective bidders. It is the bidders' responsibility to consider any and all site conditions or requirements for the project. Specifications will be available at the mandatory pre-bid conference/site visit.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount

provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor and Material Payment Bond are not required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: May 31, 2007, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, Room SB8, Mayo Building, Tallahassee, Florida 32399, (850)487-3727.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

DEPARTMENT OF EDUCATION

NOTICE TO CONSTRUCTION MANAGERS:

The University of Florida Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project: UF-303, College of Dentistry Naples Dental Clinic (Naples, Florida)

The project is for the design and construction of a 20,000 gross square foot, two story, dental clinic and educational facility on the campus of Edison College in Naples, Florida. Included is associated sitework, utilities, roads and parking to support the facility. The facility will provide dental education opportunities for students who reside in southwest Florida, clinical training for doctoral students and residents at the University of Florida, and continuing education opportunities for dentists in the region. The building is to be designed in the vernacular of the Edison College campus.

The total project budget is \$8,000,000, including site improvements, underground utilities, fees, surveys and tests, building commissioning, furnishings and equipment and contingencies. Construction shall be "fast-tracked" to be completed by September 2008, with an estimated construction budget of \$5,303,000. Silver LEED (Leadership in Energy and Environmental Design) accreditation by the U.S. Green Building Council is mandatory minimum.

The contract for construction management services will consist of two phases, pre-construction and construction. Pre-construction services will begin at the Schematic Design stage and will include production of cost studies and estimates; value engineering; analysis of the design documents for constructability, coordination, detailing, materials, and systems; development and maintenance of the construction schedule; production of detailed jobsite management plans; development of strategies for the procurement of trade contracts; and development of a Guaranteed Maximum Price (GMP) proposal based on 60% Construction Documents, for which the design/builder will be paid a fixed fee. If the GMP proposal is accepted and executed, the construction phase will be implemented. In this phase, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or failure to arrive at an acceptable GMP budget within the time provided in the agreement, may result in the termination of the construction manager's contract.

Applicants will be evaluated on the basis of their past performance, experience, personnel, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

Applicants desiring to provide construction management services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be limited to 40 single-sided, consecutively-numbered pages and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. Company information and signed certification.
3. A completed, project-specific "CM Qualifications Supplement" (CMQS) proposal. Applications on any other form will not be considered.
4. Resumes, copies of the applicant's contracting license, corporate charter(s) if applicable, proof of the firm's bonding capacity, LEED certification, and other pertinent credentials.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction manager must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Unsigned proposals or proposals containing expired or invalid licenses will be disqualified. Submittal materials will not be returned.

The project-specific CMQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Construction Standards, standard University of Florida Owner-CM agreement, and other project and process information can be found on the Facilities Planning and Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning & Construction office by 3:00 p.m. (Local Time), on Friday, May 18, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered.

Robert Scott Whiddon, Project Manager
 Facilities Planning & Construction
 232 Stadium / P. O. Box 115050
 Gainesville, FL 32611-5050
 Telephone: (352)392-1256, Fax: (352)392-6378
 Internet: www.facilities.ufl.edu

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

REGIONAL TRANSPORTATION AUTHORITIES

Notice of Bid/Request for Proposal
 REQUEST FOR PROPOSAL NO. 07-516
 GENERAL COUNSEL LEGAL SERVICES

The South Florida Regional Transportation Authority (SFRTA), an agency of the State of Florida, operates Tri-Rail, a seventy-two (72) mile commuter rail service with eighteen (18) stations in Miami-Dade, Broward, and Palm Beach counties.

THE PURPOSE of this Request for Proposal (RFP) is to contract with a qualified law firm for General Counsel legal services. General Counsel legal services shall be performed, managed and supervised by a designated Representative and such partners, associates and employees of General Counsel assigned to SFRTA matters. The term of the Agreement will be three (3) years with two (2) one (1) year option periods.

A REQUEST FOR DOCUMENTS should be directed to Mr. Robert Becker, SFRTA, 800 N. W. 33 Street, Suite 100, Pompano Beach, Florida 33064, (954)788-7909. The cost of the solicitation document is One Hundred Dollars (\$100.00) non-refundable. Checks or money orders made payable to SFRTA should be forwarded to Mr. Becker at the address above. Solicitation documents will be available on or about April 16, 2007.

A PRE-PROPOSAL CONFERENCE will be held in the SFRTA Board Room at the address above on April 25, 2007 at 10:00 a.m. The purpose of the meeting will be for SFRTA to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is recommended.

RECEIPT OF SEALED PROPOSALS: All proposals must be received as per the RFP instructions no later than 5:00 p.m. (Eastern Time), on May 18, 2007 at the SFRTA office in Pompano Beach.

SFRTA reserves the right to postpone, accept, or reject any and all proposals in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All proposals shall remain in effect for One Hundred Eighty (180) days from the RFP submission due date.

DBE PARTICIPATION: SFRTA solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBEs will be afforded full consideration of their responses and will not be subject to discrimination.

NOTIFICATION OF FEDERAL PARTICIPATION: A portion of this project is funded by a grant from the Federal Transit Administration. Any resultant Agreement shall be subject to all federal rules and regulations.

CONE OF SILENCE: Any verbal or written communications between any Proposer (potential or actual), or its representatives and any SFRTA Board Member, staff member, committee member, or consultant regarding this procurement are strictly prohibited from the date of the RFP advertisement through the date of execution of the contract. The only exceptions to this are: (1) written requests regarding information or clarification made to SFRTA's designated contract specialist during the allowable time period under the solicitation; (2) any communications at a publicly noticed meeting of SFRTA; and (3) any communications with the SFRTA Director of Procurement. Any violation of the

requirements set forth in this section shall constitute grounds for immediate and permanent disqualification of the Proposer/violator from participation in this procurement.

Christopher C. Bross, CPPO, FCPM
Director, Procurement

DEPARTMENT OF CORRECTIONS

BUREAU OF PROCUREMENT AND SUPPLY PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES

Project Name: Construction Management Services
Project Description: Expansion of Lowell Correctional Institution – Main Unit and Annex
Ocala, Florida

The Department of Corrections, Bureau of Procurement and Supply, requests qualifications from CONSTRUCTION MANAGEMENT firms to provide services for the construction of a Secure Housing Unit and an In-Patient Medical Unit at the existing Annex; and expansion and renovations of the Main Unit in Ocala, Florida. The total construction budget is estimated to be \$47,060,000 with the first phase, estimated to take 18 months and budgeted at \$17,060,000; and the second phase estimated at \$30,000,000 to be funded over a two year period beginning July 2008, pending Legislative appropriation of funds.

Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Chapter 60D-5, Florida Administrative Code, and the Request for Qualification procedures and criteria which may be obtained from Julyn Hussey at the address and phone number below. Firms interested in being considered for this project are encouraged to attend an information meeting at the Department of Corrections, Central Office, on the second floor in Classroom B, 2601 Blair Stone Road, Tallahassee, Florida on May 9, 2007 at 10:00 a.m. EDT.

To be considered, interested firms must submit an application in accordance with the Request for Qualifications by May 22, 2007 at 4:00 p.m. eastern daylight time (EDT), faxed submissions are not acceptable. Submit copies of your Statement of Qualification to the Department of Corrections, Attn., Julyn Hussey, Bureau of Procurement and Supply, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500, (850)410-4049.

The State of Florida's performance and obligation to contract for these services are contingent upon annual appropriations by the Legislature.

WATER MANAGEMENT DISTRICTS

Notice of Bid/Request for Proposal

RFP 06/07-025WR Surfacewater Quality Sample Collection
The Suwannee River Water Management District (DISTRICT) is requesting proposals from firms or companies (Contractor or Proposer) whose professional services encompass the disciplines of surfacewater sampling, flow measurement (discharge), water chemistry sampling, aquatic biology sampling and data analysis and management. This project is a continuation of the District's ongoing ambient water quality monitoring network of surface waters in the DISTRICT.

The document outlines the scope of services and all general and specific conditions associated with that scope. All proposals submitted to perform the requested services must be prepared in accordance with the RFP document.

Any work proposed by the District as part of this Request for Proposal (RFP) is subject to District Governing Board approval and funding.

A copy of this RFP is available at <ftp://ftp.srwmd.state.fl.us/pub/water-quality-RFPs/field-samples/> OR requests for the RFP document may be directed to:

Debbie Davidson, Administrative Assistant
Suwannee River Water Management District
9225 CR 49
Live Oak, FL 32060
(386)362-1001 or 1(800)226-1066 (Florida only)

A mandatory pre-proposal conference will be held at the District headquarters on May 4, 2007, at 10:00 a.m. All questions concerning the RFP must be emailed to Debbie Davidson at dad@srwmd.org or faxed to her at (386)362-1056 no later than 4:00 p.m., on May 18, 2007. To receive responses to questions sent to the District, a Contractor Registration Form must be emailed or faxed to the District no later than May 3, 2007, at 4:00 p.m. Responses to the questions will be emailed on May 25, 2007 no later than 5:00 p.m. to individuals as outlined in the RFP.

The proposals are due at SRWMD headquarters in Live Oak prior to 4:00 p.m., June 8, 2007.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Notice of Bid/Request for Proposal

FOR CONSTRUCTION MANAGEMENT SERVICES
CONTINUING CONTRACT

PROJECT NUMBER: DOH NO. 2006006

PROJECT NAME: Construction Management Continuing Contract

Northeast Florida Catchment Area and East Central Catchment

PROJECT

LOCATION: Northeast Florida Catchment Area and East Central Catchment Area Including Alachua, Baker, Bradford, Clay, Columbia, Duval, Flagler, Gilchrist, Levy, Nassau, St. Johns, Union Counties and, Brevard, Citrus, Hernando, Indian River, Lake, Marion, Martin, Okeechobee, Orange, Osceola, Putnam, Sumter, Seminole, St. Lucie, Volusia Counties and other locations as the Department may determine is in the best interest of the Department.

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction requests qualifications from construction management firms to provide construction management services for the project(s) listed below. Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application. The selection will be made in accordance with Section 255.29(3), F.S., and the procedures and criteria of Building Construction.

PROJECT DESCRIPTION: Multiple projects as required by the Department with individual project construction budgets not to exceed \$1,000,000. Depending on development of projects and funding, the possibility exists that the contract may expire with no projects being assigned. Work may include all aspects of construction projects to provide for construction of new facilities (satellite County Health Department facilities, support structures, etc.), repair and renovation to existing facilities, including but not limited to roofing work, code compliance modifications, reconfiguration of spaces, replacement of finishes, restoration and other minor works. Continuing Contracts selection is for a contract period of one year, renewable annually for up to two additional years at the discretion of the Department of Health. The Department reserves the right to contract with one or more of the selected

firms as the Department deems is in its best interest. For selection purposes, Ocala will be the point used to calculate the Distance from firm to site.

INSTRUCTIONS:

Submit four (4) bound copies with a Table of Contents and tabbed sections in the following order:

1. Letter of Interest detailing the firm's qualification to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor's Financial Statement, Form DBC5085, a copy of which may be obtained by calling (850)245-4066.
3. Résumés of proposed staff and staff organizations.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.
5. A description of the applicant's plan for Minority Business Enterprise and Women-Owned Business Enterprise.
6. Reference from prior clients received within the last five years.

RESPONSE DUE DATE: May 10, 2007, 4:00 p.m. (EST)

Applications are to be sent to: Mr. Thomas L. Matthias, Senior Architect, Florida Department of Health, Office of Design and Construction, 4052 Bald Cypress Way, Bin #B06, Tallahassee, Florida 32399-1734, Phone (850)245-4444, extension 3166.

SHORTLIST SELECTION PROCESS: From the proposals received, the Department shall shortlist a minimum of three (3) firms.

All proposal information submitted becomes the property of the Department of Health, will be placed on file, and not returned. Applications which do not comply with the instructions set forth above and/or do not include the qualification data required may not be considered.

The qualified, responsive Firm will be required to be registered with MyFloridaMarketPlace before a contract can be executed. However, they will be exempt from the one per cent fee.

Notice of Bid/Request for Proposal

**PROFESSIONAL SERVICES FOR ARCHITECTURE –
ENGINEERING CONTINUING CONTRACT**

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction announces that professional services are required for the project listed below. Applications are to be sent to: Mr. Thomas L. Matthias, Senior Architect, Florida Department of Health, Office of Design and Construction, 4052 Bald Cypress Way, Bin #B06, Tallahassee, Florida 32399-1734, Phone (850)245-4444, ext. 3166.

PROJECT NUMBER: DOH NO. 20070001

PROJECT NAME: Architectural/Engineering Continuing Contract, Northeast Florida Catchment Area

SERVICES TO BE PROVIDED: Architectural/Engineering Services

ESTIMATED CONSTRUCTION BUDGET: Multiple projects as required by the Department with individual project construction budgets estimated not to exceed \$1,000,000. Depending on development of projects and funding, the possibility exists that the contract may expire with no projects being assigned. Work may include all aspects of Architectural projects and attendant Engineering to provide for construction of new facilities and additions to existing facilities (satellite County Health Department Facilities, support structures, etc.), repair and renovation to existing facilities, including, but not limited to, roofing work code compliance modifications, reconfiguration of spaces, replacement of finishes, mechanical system modifications, electrical system modifications, site improvements and minor Studies (Study fee not to exceed \$50,000). Service Area shall be the Northeast Florida Catchment area and other locations as determined to be in the best interests of the Department of Health. The Northeast Florida Catchment area shall include the following counties: Alachua, Baker, Bradford, Clay, Columbia, Duval, Flagler, Gilchrist, Levy, Marion, Nassau, Putnam, St. Johns and Union Counties

For selection purposes, Jacksonville will be the point used to calculate distance from firm to site. Continuing Contracts selection is for a contract period of one year, renewable annually for up to two years at the discretion of the Department of Health. The Department reserves the right to contract with one or more of the selected firms as the Department deems is in its best interest.

RESPONSE DUE DATE: By 4:00 p.m., May 10, 2007 (Local Time)

INSTRUCTIONS:

Submit three (3) bound copies of the following:

1. Letter of interest.
2. A modified copy of Department of Management Services Professional Qualifications Supplement [October 1997 Edition of the Professional Qualifications Supplement (PQS)]. A copy can be obtained from the Department of Health by calling (850)245-4066. All forms provided are mandatory for qualification. Substitutions and attachments are not acceptable.
3. A copy of the firm's Florida Professional License renewal. (Proper registration at the time of application is required.)
4. (CORPORATIONS ONLY) Current Corporate Certification providing evidence of validation date and the designation of professional or professionals qualifying the corporation to practice Architecture and/or Engineering.
5. Completed new GSA Standard Form 330.
 - In Section F, list only projects designed, under construction, and/or completed within the past five (5) years.
6. A stamped self-addressed envelope if you desire notice of selection results.

- Applicants are urged to limit their submittal content to fifty (50) pages, excluding front and back covers and all section dividers. However, this is not a mandatory requirement.

All proposal information submitted becomes the property of the Department of Health, will be placed on file, and not returned. Applications that do not comply with the instructions set forth above and/or do not include the qualification data required will be considered improper and disqualified. Proposals submitted by qualified firms shall be evaluated in accordance with Section 287.055, Florida Statutes.

SHORTLIST SELECTION PROCESS: From the proposals received, the Department shall shortlist a minimum of three (3) firms.

The qualified, responsive Firm will be required to be registered with MyFloridaMarketPlace before a contract can be executed. However, they will be exempt from the one percent fee.

FLORIDA HOUSING FINANCE CORPORATION

Notice of Bid/Request for Proposal

The Florida Housing Finance Corporation invites all qualified entities wishing to act as financial advisor and to perform services for and on behalf of Florida Housing Finance Corporation to submit proposals for consideration. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Friday, May 18, 2007, to the attention of Robin L. Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Robin Grantham at (850)488-4197 or robin.grantham@floridahousing.org. To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror’s responsibilities, please submit your request to the attention of Robin L. Grantham, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/RequestForProposals.htm>

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

EARLY LEARNING COALITION OF PUTNAM AND ST. JOHNS COUNTIES

Notice of Bid/Request for Proposal

Request for Qualifications #2007-01 for external auditing. The Early Learning Coalition of Putnam and St. Johns Counties, Inc. is requesting qualifications for external auditing. The potential auditing firm will be responsible for providing a high level of service for a reasonable cost to the Coalition. The intent of the RFQ is to select an independent auditing firm to provide basic auditing services for the Coalition’s total annual budget of approximately \$13 million. The Request for

Qualifications released April 25, 2007, may be obtained at www.sunkidz.net, requested by e-mail tजारodixon@bell-south.net, or requested by phone (386)328-8225. The deadline for receipt of written questions is May 9, 2007. The deadline for receipt of proposals (no exceptions) is May 18, 2007, by 5:00 p.m. (Eastern Standard Time). Official notice of award will be mailed to all proposers. For more information contact Tajaro Dixon, (386)328-8225.

SARASOTA MEMORIAL HEALTH CARE SYSTEM

Notice of Bid/Request for Proposal

INTENT TO CONTRACT FOR EQUIPMENT PLANNING SERVICES FOR NEW BED TOWER

The Sarasota County Public Hospital Board of Sarasota County, Florida is accepting statements of qualifications from Equipment Planning Firms under the provisions of the Consultants’ Competitive Negotiation Act, Section 287.055, Florida Statutes. The scope of work may include the following but not limited to; Budgeting, planning, fixed equipment lists, movable equipment lists, Architectural and engineering coordination, shop drawing review, storage solutions, expediting, capital asset documents, installation supervision, accounts payable coordination and equipment specification books. The project is a new eight story bed tower approximately 250,000 sq. ft. at Sarasota Memorial Hospital. The site is located at 1700 S. Tamiami Tr., Sarasota FL 34239. Firms interested in being considered as candidates are required to submit three bound submittals of qualifications that include at least the following data, to be organized in the following order:

1. Proof of General and Professional Liability Insurability.
2. A separate statement as to whether the firm is a certified Small and/or Minority Business Enterprise as defined by the Florida Small and Minority Business Assistance Act of 1985.
3. Examples of related projects.
4. Any additional information to be included at the discretion of the submitting firm.
5. A schedule of how the projects will be completed within the specified timeline.

Comments:

1. The Hospital reserves the right to reject any or all submittals. No fewer than three qualified firms will be short listed.
2. Considerations in the selection of candidates include: the firm’s recent related experience, location and ability to respond rapidly, and qualifications of personnel.
3. Questions regarding submissions shall be directed to Robert Santos, Manager of Technology Assessment at (941)917-2446.
4. No submittals will be accepted by fax or email.

5. Submissions shall be titled "New Bed Tower" and shall be submitted no later than 12:00 P.M., Friday, April 30, 2007 to:

SARASOTA MEMORIAL HOSPITAL
 Attention; Robert Santos, Supply Chain
 1700 S. Tamiami Tr.
 Sarasota, FL. 34239-3555

6. Proposers, their agents, and associates shall not contact or solicit any Hospital Board member or Hospital Administrator regarding this RFQ during any phase of the RFQ process. Only those individual(s) listed as the contact person in the RFQ shall be contacted. Failure to comply with this provision may result in disqualification of the proposer, at the option of the Hospital.

Section XII Miscellaneous

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLID04-2007-005
 DATE RECEIVED: April 10, 2007
 DEVELOPMENT NAME: UNNAMED INDUSTRIAL PARK
 DEVELOPER/AGENT: Jackson-Shaw Company / Pappas Metcalf & Jenks
 DEVELOPMENT TYPE: 28-24.029, 28-24.031, 28-24.026, F.A.C.
 LOCAL GOVERNMENT: Baker County

DEPARTMENT OF TRANSPORTATION

Airport Site Approval Order

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:

Helirich, a private airport, in Jackson County, at Latitude 30° 45' 36" and Longitude 85° 07' 54", to be owned and operated by Mr. Mark Richards, 5643 Black Rd., Marianna, FL 32446. 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; 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 (2005), notice is given that Hardbikes, LLC, intends to allow the establishment of Treasure Coast Toy Store, LLC, as a dealership for the sale of Hardbikes motorcycles at 4515 Southeast Commerce Avenue, Stuart, (Martin County), Florida 34997, on or after March 31, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Treasure Coast Toy Store, LLC are dealer operator(s): James LeBar, 4515 Southeast Commerce Avenue, Stuart, Florida 34997; principal investor(s): James LeBar, 4515 Southeast Commerce Avenue, Stuart, Florida 34997.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Bob Kay, VP Sales and Marketing, Hardbikes, LLC, 2600 Kirila Road, Hermitage, Pennsylvania 16148.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Ford Motor Company, intends to allow the establishment of Bozard Ford Company, as a dealership for the sale of Lincoln vehicles at 540 Belz Outlet Mall Boulevard, St. Augustine (St. Johns County), Florida 32084, on or after June 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Bozard Ford Company are dealer operator(s): Fred H. Bozard, III, 1700 Ponce de Leon Boulevard, St. Augustine, Florida 32084 and Harold W. Shad, III, 1700 Ponce de Leon Boulevard, St. Augustine, Florida 32084; principal investor(s): Fred H. Bozard, III, 1700 Ponce de Leon Boulevard, St. Augustine, Florida 32084 and Harold W. Shad, III, 1700 Ponce de Leon Boulevard, St. Augustine, Florida 32084.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900, Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Eric Nelson, Market Representation Manager, Ford Motor Company, 101 Southhall Lane, Suite 300, Maitland, Florida 32751.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Ducati North America, Inc., intends to allow the establishment of Gulf Coast Motorcycles, LLC d/b/a Ducati of Fort Myers, as a dealership for the sale of Ducati motorcycles (DUCA) at 16090 South Tamiami Trail, Fort Myers (Lee County), Florida 33908, on or after May 7, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Gulf Coast Motorcycles, LLC, d/b/a Ducati of Fort Myers are dealer operator(s): Edward B. Gallo, 16090 South Tamiami Trail, Fort Myers, Florida 33908; principal investor(s): Edward B. Gallo, 16090 South Tamiami Trail, Fort Myers, Florida 33908.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Kristi Blanchard, Network Development Manager, Ducati North America, Inc., 10443 Bandlely Drive, Cupertino, California 95014.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Johnny Pag Motorcycles, intends to allow the establishment of Moto Mania Powersports, LLC, as a

dealership for the sale of Johnny Pag motorcycles (PAGS) at 3264 Southeast Dixie Highway, Stuart, (Martin County), Florida 34997, on or after April 3, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Moto Mania Powersports, LLC are dealer operator(s): William Talero, 5910 Loxahatchee Pines Drive, Jupiter, FLorida 33458; principal investor(s): Jorge A. Calvo, 2236 Southwest 156 Court, Miami, Florida 33185 and Camilo Zambrano, 11291 Southwest 26 Street, Miami, Florida 33165.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900, Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: JR Pag, Owner, Johnny Pag Motorcycles, 11754 Warm Springs Road, Riverside, California 92505.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of St. Augustine Cycle Center, Inc. d/b/a Vespa St. Augustine, as a dealership for the sale of Vespa and Piaggio motorcycles at 2590 US 1 South, St. Augustine, (St. John's County), Florida 32086, on or after March 13, 2007.

The name and address of the dealer operator(s) and principal investor(s) of St. Augustine Cycle Center, Inc. d/b/a Vespa St. Augustine are dealer operator(s): Joe Cegin, 2590 US 1 South, St. Augustine, Florida 32086 and Brad Knight, 2590 US 1 South, St. Augustine, Florida 32086; principal investor(s): Joe Cegin, 2590 US 1 South, St. Augustine, Florida 32086.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900, Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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

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

REGIONAL PLANNING COUNCILS

**PUBLIC AVAILABILITY OF HAZARDOUS MATERIAL
INFORMATION**

Pursuant to Section 324 of the Emergency Planning and Community Right-to-Know Act (EPCRA), the following information is available to the public upon request during normal working hours by the Northeast Florida Regional Council's Local Emergency Planning Committee, 6850 Belfort Oaks Place, Jacksonville, Florida 32216.

- Hazardous Chemical Inventory (Tier Two) Forms
- Material Safety Data Sheets (MSDS)
- Emergency Release Follow-up Reports
- Hazards Analyses for facilities with Extremely Hazardous Substances
- LEPC Hazardous Materials Emergency Response Plan
- How-to-Comply Information for Hazardous Materials Users
- Free Hazardous Materials Training for First Responders

“Are You Prepared for a Hazardous Materials Emergency?” Video and Brochure for the general public
 Other Public Education Materials
 Your Telephone Book may contain Hazardous Materials Emergency Information that you could be asked to follow in an actual emergency

The Northeast Florida Regional Council’s Local Emergency Planning Committee (Florida District 4 LEPC) serves Baker, Clay, Duval, Flagler, Nassau, Putnam, and St. Johns Counties. To obtain information on the above items, please contact Heather Golightly at (904)279-0880, x 113, e-mail hgolightly@nefrfc.org or visit www.nefrfc.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Healthcare Administration has received an application for service exemption from Martin Memorial Medical Center and premise, Martin Memorial Hospital South, both in Stuart pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The service category requested is Neurosurgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to: Agency for Health Care Administration, Attention: Teresa Wooten, 2727 Mahan Drive, MS # 31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail at wootent@ahca.myflorida.com.

NOTICE OF LITIGATION

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on March 30, 2007, 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)
- 9954 Denial, establish a hospice program, Escambia County, Odyssey Healthcare of Northwest Florida, Inc., (PRH) same as applicant
- 9955 Denial, establish a hospice program, Santa Rosa County, United Hospice of West Florida, Inc., (PRH) same as applicant
- 9961 Denial, establish a hospice program, Manatee County, HCR Manor Care Services of Florida, Inc., (PRH) same as applicant
- 9963 Denial, establish a hospice program, Manatee County, Odyssey Healthcare of Manatee County, (PRH) same as applicant
- 9964 Approval, establish a hospice program, Manatee County, The Hospice of the Florida Suncoast, Inc., (PRH) HCR Manor Care Services of Florida, Inc.
- 9965 Supports denial, establish a hospice program, Collier County, Evercare Hospice of Collier County, (PRH) Hope Hospice and Community Services, Inc. f/k/a Hope of Southwest Florida, Inc.
- 9966 Denial, establish a hospice program, Collier County, HCR Manor Care Services of Florida, (PRH) same as applicant
- 9966 Supports denial, establish a hospice program, Collier County, Odyssey Healthcare of Collier County, (PRH) Hope Hospice and Community Services, Inc. f/k/a Hope of Southwest Florida, Inc.
- 9967 Denial, establish a hospice program, Collier County, Hope Hospice and Community Services, Inc. f/k/a Hope of Southwest Florida, Inc., (PRH) same as applicant
- 9968 Denial, establish a hospice program, Collier County, Odyssey Healthcare of Collier County, Inc., (PRH) same as applicant
- 9969 Approval, establish a hospice program, Collier County, Vitas Healthcare Corporation of Florida, (PRH) Hope Hospice and Community Services, Inc. f/k/a Hope of Southwest Florida, Inc.
- 9969 Approval, establish a hospice program, Collier County, Vitas Healthcare Corporation of Florida, (PRH) HCR Manor Care Services of Florida, Inc.
- 9969 Supports approval, establish a hospice program, Collier County, Vitas Healthcare Corporation of Florida, (PRH) same as applicant
- 9971 Approval, establish a hospice program, Escambia County, Regency Hospice of Northwest Florida, Inc., (PRH) Covenant Hospice, Inc.

9971 Approval, establish a hospice program, Escambia County, Regency Hospice of Northwest Florida, Inc., (PRH) United Hospice of West Florida, Inc.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Florida State Clearing Housing

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comment deadlines and the address for providing comments are available at: <http://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On April 9, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Milagros Marciano, R.N. License number 9232497. 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.

Notice of Emergency Action

On April 2, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Melissa Vanessa Cobb, R.N., license number RN2982012. 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.

Notice of Emergency Action

On April 2, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Wyndi L. Padilla, L.P.N., license number PN 5167031. 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.

Notice of Emergency Action

On April 2, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of David Kenyon Holmes, L.P.N., license number PN 5164453. 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.

Notice of Emergency Action

On April 2, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of John Wayne Garner, L.P.N., license number PN 5145407. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 2, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Elaina K. Moza, C.N.A. License number 119851. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6),

Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 9, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Sandra Renee Barnett, R.N. License number 9228913. 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.

Notice of Emergency Action

On April 2, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Jessica M. Legere-Jamison, R.N., license number RN 9172222. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FINANCIAL SERVICES COMMISSION

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing.

However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., May 11, 2007):

APPLICATION FOR CONVERSION OF AN INTERNATIONAL AGENCY OFFICE TO A REPRESENTATIVE OFFICE

Applicant and Location: Banco Colpatría Red Multibanca Colpatría, S.A., 801 Brickell Avenue, Suite 2360, Miami, Florida 33131

With Title: Banco Colpatría Red Multibanca Colpatría, S.A.

Correspondent: Alcides I. Avila, Esquire, Holland & Knight LLP, 701 Brickell Avenue, Suite 3000, Miami, Florida 33131-2847

Received: April 9, 2007

EXPANDED FIELD OF MEMBERSHIP

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

Name and Address of Applicant: Campus USA Credit Union, Post Office Box 147029, Gainesville, FL 32614-7029

Expansion Includes: Association

Received: March 7, 2007

Name and Address of Applicant: First Coast Community Credit Union, 306 South Palm Avenue, Palatka, Florida 32177

Expansion Includes: Geographic areas

Received: April 4, 2007

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN April 2, 2007
 and April 6, 2007**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION
State Board of Education

6A-1.09531	4/5/07	4/25/07	33/9	
6A-3.0141	4/5/07	4/25/07	33/8	

WATER MANAGEMENT DISTRICTS
Southwest Florida Water Management District

40D-3.042	4/2/07	4/22/07	33/5	
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South Florida Water Management District

40E-2.091	4/3/07	4/23/07	33/9	
40E-2.301	4/3/07	4/23/07	33/9	
40E-2.321	4/3/07	4/23/07	33/9	
40E-2.331	4/3/07	4/23/07	33/9	
40E-2.381	4/3/07	4/23/07	33/9	
40E-8.421	4/3/07	4/23/07	33/9	
40E-20.011	4/3/07	4/23/07	33/9	
40E-20.091	4/3/07	4/23/07	33/9	
40E-20.301	4/3/07	4/23/07	33/9	
40E-20.302	4/3/07	4/23/07	33/9	
40E-20.321	4/3/07	4/23/07	33/9	
40E-20.331	4/3/07	4/23/07	33/9	
40E-20.381	4/3/07	4/23/07	33/9	

DEPARTMENT OF ELDER AFFAIRS
Administration of Federal Aging Programs

58A-2.0236	4/4/07	4/24/07	33/3	33/9
58A-2.025	4/4/07	4/24/07	33/3	33/9
58A-2.026	4/4/07	4/24/07	33/3	33/9

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid Program Office

59G-4.260	4/4/07	4/24/07	33/2	33/9
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-730.150	4/2/07	4/22/07	33/3	
62-730.186	4/2/07	4/22/07	33/3	33/10
62-730.900	4/2/07	4/22/07	33/3	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF HEALTH
Board of Pharmacy

64B16-28.605	4/2/07	4/22/07	31/4	31/10
64B16-28.607	4/2/07	4/22/07	31/4	33/1

Division of Environmental Health

64E-2.001	4/2/07	4/22/07	33/1	
64E-2.032	4/2/07	4/22/07	33/1	

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Domestic Violence

65H-2.001	4/6/07	4/26/07	32/29	32/37
65H-2.002	4/6/07	4/26/07	32/29	32/37
65H-2.003	4/6/07	4/26/07	32/29	32/37
65H-2.004	4/6/07	4/26/07	32/29	32/37
65H-2.005	4/6/07	4/26/07	32/29	32/37
65H-2.006	4/6/07	4/26/07	32/29	32/37
65H-2.007	4/6/07	4/26/07	32/29	32/37
65H-2.008	4/6/07	4/26/07	32/29	32/37
65H-2.009	4/6/07	4/26/07	32/29	32/37
65H-2.010	4/6/07	4/26/07	32/29	32/37
65H-2.011	4/6/07	4/26/07	32/29	32/37
65H-2.012	4/6/07	4/26/07	32/29	32/37

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

68A-6.0022	4/6/07	1/1/08	33/1	33/11
68A-6.003	4/6/07	1/1/08	33/1	33/11
68A-6.004	4/6/07	1/1/08	33/1	33/11
68A-6.007	4/6/07	1/1/08	33/1	33/11
68A-6.0071	4/6/07	1/1/08	33/1	33/11
68A-6.0072	4/6/07	1/1/08	33/1	33/11
68A-9.007	4/6/07	7/1/07	33/1	33/11

DEPARTMENT OF FINANCIAL SERVICES
Division of State Fire Marshal

69A-60.011	4/6/07	4/26/07	32/7	33/8
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