

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: 5E-14.105
 RULE TITLE: Contractual Agreements in Public's Interest – Control and Preventive Treatment for Wood-Destroying Organisms

PURPOSE AND EFFECT: The purpose and effect of the proposed rules are to add amendments to the rule regarding contracts for wood destroying organisms that would require the signature on these contracts, would require a master contract for treatment of multiple properties owned by a single owner, require periodic reinspections, require the use of a Department form for informing consumers when a second contract for the same wood destroying organism control is offered, and require a damage repair warranty when a protection contract is offered but no treatment is performed.

SUBJECT AREA TO BE ADDRESSED: Contractual Agreements in the Public's Interest-Control and Preventive Treatment for Wood Destroying Organisms.

SPECIFIC AUTHORITY: 482.051 FS.

LAW IMPLEMENTED: 482.051(3) FS.

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

DATE AND TIME: June 15, 2007, 10:00 a.m.

PLACE: Mid-Florida Research and Education Center, 2725 S. Binion Road, Apopka, FL 32703-8504

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mr. Steve Dwinell, Division of Agricultural Environmental Services, 3125 Conner Blvd., Tallahassee, Florida 32399. Telephone (850)488-7447

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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

(1) Each licensee must enter into a written contract with the property owner or his authorized agent for each treatment for control or prevention of or offer of protection from wood-destroying organisms.

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

(k) The signature of the licensee or his authorized representative, and the signature, ~~or when unavailable the verbal consent~~, of the property owner or authorized agent.

(3) Contracts covering treatments for the prevention of subterranean termites for new construction:

(a) Shall clearly set forth that should subterranean termite infestation occur to the structure treated during the warranty period, additional treatment shall be performed to control the infestation. The warranty shall show either the date of initial or final treatment and shall be issued to the property owner or agent within 30 days of the date of initial or final treatment, whichever is specified on the contract, and shall be for a period no less than one year from date of treatment specified on the contract, and

(b) The property owner at the time of each renewal, if a previous renewal was purchased, shall have the option of extending the warranty annually after the first year for no less than 4 additional years. The contract shall conform with Section 482.227, F.S., and contain information required by paragraphs 5E-14.105(2)(a), (b), (c), (d), (e), (f), (g), (h), (i), (j), and (k), F.A.C., and

(c) For treatment of multiple properties for a single owner, a licensee shall enter into a master contract with the owner or authorized agent prior to treatment that provides for the fulfillment of the requirements of paragraph (a) above.

(d) This section applies only to treatment for the prevention of subterranean termites for new construction which does not physically attach to or adjoin existing structures.

(4) through (5) No change.

(6) ~~When P~~periodic reinspections ~~shall be or retreatments~~ are specified in wood-destroying organisms preventive or control contracts, and the licensee shall furnish the property owner or his authorized agent, after each reinspection ~~or retreatment~~, a signed report of the condition of the property with respect to presence or absence of wood-destroying organisms covered by the contract and whether retreatment was made. A copy of the inspection report shall be retained by the licensee for a period of not less than three (3) years.

(7) A structure shall not be knowingly placed under a second contract for the same wood-destroying organism control or preventive treatment in disregard of the first contract, without first obtaining specific written consent in using DACS form (number to be specified) letter form signed by property owner or authorized agent.

(8) No change.

(9) Contracts offered for protection from WDO for which no treatment is performed within one year of the issuance of the contract shall include a damage repair warranty.

Specific Authority 482.051 FS. Law Implemented 482.051(3) FS. History–New 1-1-77, Joint Administrative Procedures Committee Objection Withdrawn – See FAW Vol. 3, No. 30, July 29, 1977, Amended 6-27-79, 10-25-90, Formerly 10D-55.105, Amended 8-11-93, 4-17-03, 6-1-06, _____.

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."

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NO.: 18-21.004
RULE TITLE: Management Policies, Standards, and Criteria

PURPOSE AND EFFECT: To ensure that applications for sovereignty submerged lands authorization with significant changes to authorized projects are given thorough review and are noticed to the public, the Board proposes to treat applications for significant changes as new applications. If an application is approved as a new application, it will be given a new term and updated conditions of authorization.

SUBJECT AREA TO BE ADDRESSED: Treating applications for sovereignty submerged lands authorization with significant changes as new applications; defining significant changes.

SPECIFIC AUTHORITY: 253.03 FS.

LAW IMPLEMENTED: 253.77 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: Kerry Drakes, Bureau of Appraisal, MS 110, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2658, Kerry.Drakes@dep.state.fl.us

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

STATE BOARD OF ADMINISTRATION

RULE NO.: 19-8.010
RULE TITLE: Reimbursement Contract

PURPOSE AND EFFECT: To address proposed amendments to Rule 19-8.010, F.A.C., the annual Reimbursement Contract.

SUBJECT AREA TO BE ADDRESSED: The proposed amendment to this rule addresses the changes made to Section 215.555, F.S., by the Legislature during the special and regular legislative sessions.

SPECIFIC AUTHORITY: 215.555(3) FS.

LAW IMPLEMENTED: 215.555 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: Tracy Allen, Senior FHCF Attorney, State Board of Administration of Florida, P. O. Box 13300, Tallahassee, FL 32317-3300, by e-mail at tracy.allen@sbafla.com or by telephone (850)413-1341

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

STATE BOARD OF ADMINISTRATION

RULE NO.: 19-15.001
RULE TITLE: Insurance Capital Build-Up Incentive Program

PURPOSE AND EFFECT: The Legislature made changes to the Insurance Capital Build-Up Incentive Program, Section 215.5595, F.S., during the 2007 Special Legislative Session and during the regular 2007 Legislative Session. Due to this legislation, amendments to Rule 19-15.001, F.A.C. are necessary.

SUBJECT AREA TO BE ADDRESSED: The rule addresses the changes that need to be made as the result of legislative changes to the Governing Act.

SPECIFIC AUTHORITY: 215.5595 FS.

LAW IMPLEMENTED: 215.5595 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: Tracy Allen, Senior FHCF Attorney, State Board of Administration of Florida. Mailing Address: P. O. Box 13300, Tallahassee, FL 32317-3300, e-mail address: tracy.allen@sbafla.com, telephone: (850)413-1341

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-302.1031
 RULE TITLE: Correctional Probation Officers: Appointment and Responsibility

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to incorporate the responsibilities of correctional probation officers and the Department’s policy on violating offenders.

SUBJECT AREA TO BE ADDRESSED: Responsibility of Correctional Probation Officers.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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:

33-302.1031 Correctional Probation Officers: Appointment and Responsibility.

Officers are appointed by the State of Florida under the authority of the Department of Corrections and are responsible for supervision and control of offenders, including the enforcement of conditions of supervision, conducting investigations and initiating arrest of offenders under their supervision as appropriate with or without warrant. Officers will notify the sentencing or releasing authority whenever the officer has reasonable grounds to believe that a willful violation of any condition of supervision has occurred.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History–New _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-2.091
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: To extend the application date and basin expiration date for the Lake Okeechobee Basin. The irrigation permit application date for the Lake Okeechobee Basin is proposed to be extended until October 30, 2008 and the expiration date is proposed to be extended until February 28, 2009.

SUBJECT AREA TO BE ADDRESSED: Section 1.7.3.3 of the Basis of Review for Consumptive Use Permit Applications within the South Florida Water Management District.

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.

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

DATE AND TIME: June 20, 2007, 1:30 p.m. – 3:30 p.m.

PLACE: South Florida Water Management District, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

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, 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: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, (800)432-2045, ext. 6299 or (561)682-6299, email: 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 – April 23, 2007”, 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, 4-23-07, _____.

1.7.3.3 Basin Expiration and Application Dates

A through C. No change.

D. The following table identifies the Irrigation Permit Expiration Basins and states the applicable Basin Application Dates and Basin Expiration Dates.

<u>Irrigation Permit Expiration Basin</u>	<u>Basin Application Date</u>	<u>Basin Expiration Date</u>
Lake Okeechobee Basin	<u>October 30, 2008</u>	<u>February 28, 2009</u>
	<u>June 30, 2007</u>	<u>October 30, 2007</u>

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-20.091
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: To extend the application date and basin expiration date for the Lake Okeechobee Basin. The irrigation permit application date for the Lake Okeechobee Basin is proposed to be extended until October 30, 2008 and the expiration date is proposed to be extended until February 28, 2009.

SUBJECT AREA TO BE ADDRESSED: Section 1.7.3.3 of the Basis of Review for Consumptive Use Permit Applications within the South Florida Water Management District.

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.

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

DATE AND TIME: June 20, 2007, 1:30 p.m. – 3:30 p.m.

PLACE: South Florida Water Management District, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

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, 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: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-20.091 Publications Incorporated by Reference.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – April 23, 2007” 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, 4-23-07, _____.

1.7.3.3 Basin Expiration and Application Dates
 A through C. No change.
 D. The following table identifies the Irrigation Permit Expiration Basins and states the applicable Basin Application Dates and Basin Expiration Dates.

<u>Irrigation Permit Expiration Basin</u>	<u>Basin Application Date</u>	<u>Basin Expiration Date</u>
Lake Okeechobee Basin	<u>October 30, 2008</u> June 30, 2007	<u>February 28, 2009</u> October 30, 2007

DEPARTMENT OF ELDER AFFAIRS

Division of Statewide Community Based Services

RULE NO.: 58N-1.021
 RULE TITLE: Medicaid Pending Procedures

PURPOSE AND EFFECT: The purpose of the proposed rule is to develop the process by which individuals designated as “Medicaid pending” is completed by the Comprehensive Assessment and Review for Long-Term Care Services (CARES) staff, and the participating diversion providers’ contractual responsibilities in serving those individuals.

SUBJECT AREA TO BE ADDRESSED: CARES staff and diversion providers’ responsibilities in regards to referral of “Medicaid pending” individuals.

SPECIFIC AUTHORITY: 430.705(10) FS.

LAW IMPLEMENTED: 430.705(5) FS.

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

DATE AND TIME: June 12, 2007, 1:00 p.m. – 4:30 p.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Abbie Messer, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; Telephone: (850)414-2000, SunCom 994-2000; E-mail: messera@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Abbie Messer, 4040 Esplanade Way, Tallahassee, Florida 32399-7000; Telephone: (850)414-2000, SunCom 994-2000; E-mail: messera@elderaffairs.org

THIS WORKSHOP IS BEING CONDUCTED IN CONJUNCTION WITH A MEETING SCHEDULED ON THE MORNING OF JUNE 12, 2007 AND A RULE DEVELOPMENT WORKSHOP SCHEDULED ON THE MORNING OF JUNE 13, 2007. THOSE NOTICES ARE PUBLISHED IN THIS SAME PUBLICATION OF THE

FLORIDA ADMINISTRATIVE WEEKLY UNDER SECTION VI, "NOTICES OF MEETINGS, WORKSHOPS AND PUBLIC HEARINGS."

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-296.341
 RULE TITLE: Regional Haze – Reasonable Progress

PURPOSE AND EFFECT: The proposed rule development involves amendments to rule Chapter 62-296, F.A.C., to implement the reasonable progress portion of the U.S. Environmental Protection Agency's (EPA's) regional haze regulations. Pursuant to these regulations, the department is required to ensure that certain sources of visibility-impairing pollutants in Florida limit their emissions such that reasonable progress is made toward the goal of achieving natural visibility conditions in federal Class I areas. New Rule 62-296.341, F.A.C., is created to set forth procedural requirements by which reasonable progress determinations will be made for affected sources. 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 June 6, 2007: <http://www.dep.state.fl.us/Air/rules/regulatory.htm>.

SUBJECT AREA TO BE ADDRESSED: The proposed new rule section addresses air permitting and control technology requirements for sources subject to the reasonable progress portion of EPA's regional haze regulations.

SPECIFIC AUTHORITY: 403.061 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087 FS.

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

DATE AND TIME: Thursday, June 14, 2007, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Rd., 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 Scearce, (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: Mr. Tom Rogers, (850)921-9554 or tom.rogers@dep.state.fl.us

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-347.100
 RULE TITLE: Purpose

PURPOSE AND EFFECT: The Department, in coordination with the water management districts, proposes to develop a new Chapter 62-347, F.A.C., to develop updated stormwater quality treatment design and performance standards. These design and performance standards will update the existing criteria and reflect new research on design and performance standards, and particularly today's understanding of the impact of nutrient discharges from surface water management systems on water quality. The goal of the rule is to provide stormwater quality treatment design and performance standards that can be applied state-wide. The proposed rule will apply to new systems.

SUBJECT AREA TO BE ADDRESSED: Develop updated stormwater quality treatment design and performance standards for surface water management systems, with particular emphasis on standards that will reduce nutrient discharges.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.418, 403.805(1) FS.

LAW IMPLEMENTED: 373.042, 373.409, 373.413, 373.4142, 373.4145, 373.416, 373.4132, 373.426, 373.429 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Alice 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 Web Site at: <http://www.dep.state.fl.us/water/wetlands/erp/rules/rulestat.htm>. (OGC No. 07-0552)

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

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-5.001	Purpose and Scope
63E-5.002	Definitions
63E-5.003	Administration
63E-5.004	Sanitation
63E-5.005	Safety and Security
63E-5.006	Continuity of Operations Planning
63E-5.007	Youth Admission
63E-5.008	Youth Intake
63E-5.009	Orientation
63E-5.010	Case Management
63E-5.011	Behavior Management
63E-5.012	Youth Services
63E-5.013	Construction
63E-5.014	Program Monitoring and Evaluation
63E-5.015	Research Projects

PURPOSE AND EFFECT: The rule is intended to implement standards and requirements described in Section 985.48, F.S., establishing program standards and monitoring for juvenile sexual offender commitment programs.

SUBJECT AREA TO BE ADDRESSED: The rule details the elements of a sex offender treatment program, including administration, intake, orientation, safety and security, conditions of confinement, service delivery, program evaluation, and the procedures by which research may be conducted.

SPECIFIC AUTHORITY: 985.48, 985.64, 20.316 FS.

LAW IMPLEMENTED: 985.48 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., Ste. 312, General Counsel's Conference Room, 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 JUVENILE JUSTICE

Residential Services

RULE NO.:	RULE TITLE:
63E-6.003	Admission Criteria

PURPOSE AND EFFECT: Amending the requirement that the preadmission comprehensive evaluation be conducted no more than six months prior to program commencement. The amendment runs the six-month period from the point at which the youth is referred to the program. This ensures that once

youth are deemed eligible for the program based upon a timely comprehensive evaluation, they will be referred, and later admitted, without the need for the program to perform a second review of the evaluation at the time of admission.

SUBJECT AREA TO BE ADDRESSED: The rule amendment addresses the timeliness of a comprehensive evaluation needed for admission to a Sheriff's Training and Respect Program.

SPECIFIC AUTHORITY: 985.4891, 985.64 FS.

LAW IMPLEMENTED: 985.4891(2), (7)(a) FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., Ste. 312, General Counsel's Conference Room, 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 JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-7.006	Quality of Life and youth Grievance Process
63E-7.007	Youth Hygiene and Dress Code
63E-7.008	Facility and Food Services
63E-7.009	Behavior Management

PURPOSE AND EFFECT: The rule establishes the requirement for the administration and operation of state operated and contracted residential commitment programs for juvenile offenders.

SUBJECT AREA TO BE ADDRESSED: The rule governs various conditions of confinement, including quality of life, youth grievances, visitation, mail and telephone access, hygiene, food and behavior management.

SPECIFIC AUTHORITY: 985.64, 985.601, 20.316 FS.

LAW IMPLEMENTED: 985.601, 985.03(44), 985.441 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., Ste. 312, General Counsel's Conference Room, 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 HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-5.004
 RULE TITLE: Technician

PURPOSE AND EFFECT: The purpose of the rule amendments is to clarify and define the requirements for licensure as a technician.

SUBJECT AREA TO BE ADDRESSED: The academic qualifications of clinical laboratory personnel technicians.

SPECIFIC AUTHORITY: 483.805(4), 483.811(2), 483.823 FS.

LAW IMPLEMENTED: 381.0034, 483.800, 483.809, 483.811(2), 483.815, 483.823 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B3-5.004 Technician.

(1) General Qualifications. Degrees or semester hours of academic credit required in this section shall be obtained at a regionally accredited college or university, or by foreign education equated pursuant to subsection 64B3-6.002(6), F.A.C. In order to be licensed as a laboratory technician, which includes the categories of microbiology, serology/immunology, chemistry, hematology, immunohematology, histology, molecular pathology, andrology and embryology, an applicant shall have a Board approved 2-hour course relating to the prevention of medical errors, which shall include root-cause analysis, error reduction and prevention, and patient safety.

(2) No change.

(3) In addition, at least one of the following requirements must be met for specific areas of licensure. In some cases there are multiple options for meeting the requirement.

Specialty (a) through (b) No change.	Option	Education	Training/Experience	Examination
Specialty (c) Andrology/Embryology	Option 1	Education	Training/Experience Approved clinical/medical laboratory training program.	Examination MLT(AAB) <u>for specialty sought.</u>
	<u>2</u>	<u>Bachelors Degree</u>	<u>Six months of pertinent clinical laboratory experience.</u> Five years pertinent clinical laboratory experience.	MLT(AAB) <u>for specialty sought.</u>
	<u>3</u>	<u>Associate Degree Bachelor's Degree</u>	<u>Five years of pertinent clinical laboratory experience.</u> Six months pertinent clinical laboratory experience.	MLT(AAB) <u>for specialty sought.</u>
Specialty (d) Molecular Pathology	Option <u>1</u>	Education	Training/Experience	Examination MLT (AAB) <u>MOLECULAR DIAGNOSTICS EXAMINATION</u>

Specific Authority 483.805(4), 483.811(2), 483.823 FS. Law Implemented 381.0034, 483.800, 483.809, 483.811(2), 483.815, 483.823 FS. History—New 12-6-94, Amended 7-12-95, 12-4-95, Formerly 59O-5.004, Amended 5-26-98, 1-11-99, 8-31-99, 9-27-00, 12-26-00, 4-29-02, 10-29-02, 2-11-03, 4-20-04, _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-25.340
 RULE TITLE: Meetings and Workshops

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the name of the national association of the Boards of Pharmacy.

SUBJECT AREA TO BE ADDRESSED: Meetings and Workshops.

SPECIFIC AUTHORITY: 456.011(4) FS.

LAW IMPLEMENTED: 456.011(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-25.340 Meetings and Workshops.

The following are considered to be official meetings of the Board:

(1) through (8) No change.

(9) All participation in Board authorized meetings with professional associations of which the Board is a member or invitee. This would include all meetings of ~~the National Associations~~ of Boards of Pharmacy of which the Board is a member as well as Board authorized participation in meetings of national or professional associations or organizations involved in educating, regulating and reviewing the profession over which the Board has statutory authority.

(10) No change.

Specific Authority 456.011(4) FS. Law Implemented 456.011(4) FS. History--New 9-30-81, Amended 11-13-81, 12-31-81, Formerly 21S-10.05, 21S-10.005, Amended 7-30-91, Formerly 21S-25.340, 61F10-25.340, 59X-25.340, Amended _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.203
 RULE TITLE: Licensure by Examination;
 Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove the requirement for applicants by examination to have completed an HIV/AIDS course as part of the application.

SUBJECT AREA TO BE ADDRESSED: Removal of the requirement for HIV/AIDS course.

SPECIFIC AUTHORITY: 456.033, 465.005 FS.

LAW IMPLEMENTED: 456.013(1), (7), 456.025(3), 456.033, 465.007, 465.022 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.203 Licensure by Examination; Application.

Applicants who are at least 18 years of age and a recipient of a degree from a school or college of pharmacy accredited by an accrediting agency recognized and approved by the United States Offices of Education may apply to take the licensure examination.

(1) No change.

(2) The applicant must submit proof of having met the following requirements:

(a) No change.

~~(b) Completion of an HIV/AIDS course of no less than 3 contact hours covering the subject listed in Rule 64B16-26.602, F.A.C. For those applicants who apply within one year following receipt of their pharmacy degree, completed academic course work on HIV/AIDS will be accepted by the Board as an education course under this section, provided such course work is no less than 3 contact hours and that it covers the subjects listed in Rule 64B16-26.601, F.A.C., as evidenced by a letter attesting to subject matter covered from the Dean of the University.~~

~~(b)(e)~~ No change.

(3) through (4) No change.

Specific Authority 456.033, 465.005 FS. Law Implemented 456.013(1), (7), 456.025(3), 456.033, 465.007, 465.022 FS. History--New 10-17-79, Formerly 21S-12.04, 21S-12.004, Amended 7-31-91, 10-14-91, Formerly 21S-26.203, 61F10-26.203, Amended 7-1-97, Formerly 59X-26.203, Amended 8-17-99, 10-15-01, 1-2-02, 1-12-03, 1-11-05, _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.204
 RULE TITLE: Licensure by Endorsement

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove the requirement for applicants by endorsement to have completed an HIV/AIDS course as part of the application.

SUBJECT AREA TO BE ADDRESSED: Removal of the requirement concerning HIV/AIDS course.

SPECIFIC AUTHORITY: 456.033, 465.005 FS.
 LAW IMPLEMENTED: 456.013(1), (7), 456.033, 465.007, 465.0075, 465.022 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.204 Licensure by Endorsement.

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

(1) through (2) No change.

(3) The applicant must submit satisfactory proof of completion of the following:

~~(a) A Board approved course of no less than three (3) contact hours on HIV/AIDS covering the subjects set forth in Rule 64B16-26.6011, F.A.C. The course shall be completed no earlier than 12 months prior to application.~~

~~(a)(b)~~ No change.

(4) through (8) No change.

Specific Authority 456.033, 465.005, 465.0075 FS. Law Implemented 456.013(1), 456.033, 465.007, 465.0075, 465.022 FS. History--New 11-8-01, Amended 1-11-05,_____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.1001
 RULE TITLE: Examination and Application Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove references to the application fee for continuing education course approval.

SUBJECT AREA TO BE ADDRESSED: Removal of language concerning the application fee for continuing education course approval.

SPECIFIC AUTHORITY: 465.005, 465.009 FS.

LAW IMPLEMENTED: 456.025(7), 465.007, 465.0075, 465.009 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.1001 Examination and Application Fees.

(1) The non-refundable examination fee for licensure by examination shall be \$100, payable to the Board. Examination fees for the National Practice Examination and jurisprudence examination are payable to the examination vendor.

(2) The non-refundable application fee licensure by endorsement shall be \$100, payable to the Board.

(3) The non-refundable application fee for a continuing education provider seeking approved provider status shall be \$150, payable to the Board.

~~(4) The non-refundable application fee for a continuing education course approval shall be \$50 for each course submitted for approval, payable to the Board.~~

Specific Authority 465.005, 465.009 FS. Law Implemented 456.025(7), 465.007, 465.0075, 465.009 FS. History--New 1-11-05, Amended _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.1004
 RULE TITLE: Inactive License Election; Renewal; Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove references to the renewal fee as referenced in Rule 64B16-26.1003, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Removal of language concerning references to Rule 64B16-26.1003, F.A.C.

SPECIFIC AUTHORITY: 456.036, 465.005, 465.012, 465.0125, 465.0126 FS.

LAW IMPLEMENTED: 456.036, 456.065(3), 465.012, 465.0125, 465.0126 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B16-26.1004 Inactive License Election; Renewal; Fees.

(1) A licensee may elect:

(a) through (c) No change.

(d) At a time other than license renewal to change the inactive status license to active status, provided the licensee meets the continuing education requirements of Rule 64B16-26.103, F.A.C., for each biennium the license was on inactive status and submits the reactivation fee of \$70, a change of status fee of \$25 and ~~the current renewal fee set forth in Rule 64B16-26.1003, F.A.C., or~~ the difference between the inactive status renewal fee and the active status renewal fee, if any exists.

(2) A consultant pharmacist licensee may elect:

(a) through (c) No change.

(d) At a time other than license renewal to change the inactive status license to active status, provided the licensee meets the continuing education requirements of Rule 64B16-26.103, F.A.C., for each biennium the license was on inactive status, and submits the reactivation fee of \$25, a change of status fee of \$25, and the difference between the inactive status renewal fee and the active status renewal fee, if any exists ~~the active consultant pharmacist renewal fee set forth in Rule 64B16-26.1003, F.A.C.~~

(3) A nuclear pharmacist licensee may elect:

(a) through (c) No change.

(d) At a time other than license renewal to change the inactive status license to active status, provided the nuclear pharmacist licensee meets the continuing education requirements of Rule 64B16-26.304, F.A.C., for each biennium the license was on inactive status and by submitting a reactivation fee of \$50, a change of status fee of \$25, and ~~the active nuclear license renewal fee set forth in Rule 64B16-26.1003, F.A.C., or~~ the difference between the inactive status renewal fee and the active status renewal fee, if any exists.

Specific Authority 456.036, 465.005, 465.012, 465.0125, 465.0126 FS. Law Implemented 456.036, 456.065(3), 465.012, 465.0125, 465.0126 FS. History—New 1-11-05, Amended _____.

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NO.: 64B24-2.004 RULE TITLE: Licensure by Endorsement

PURPOSE AND EFFECT: To update the rule.

SUBJECT AREA TO BE ADDRESSED: Licensure by Endorsement.

SPECIFIC AUTHORITY: 467.005 FS.

LAW IMPLEMENTED: 467.0125 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: Department of Health, Council of Licensed Midwifery, 4042 Bald Cypress Way, Third Floor, Room 301, 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 five (5) days before the workshop/meeting by contacting: The Council of Licensed Midwifery, (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Rhonda Bryan, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

RULE NO.: 64B24-4.010 RULE TITLE: Four-month Pre-licensure Course

PURPOSE AND EFFECT: To update the rule.

SUBJECT AREA TO BE ADDRESSED: Four-month Pre-licensure Course.

SPECIFIC AUTHORITY: 456.004(5) FS.

LAW IMPLEMENTED: 467.0125 FS.

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

DATE AND TIME: Friday, June 8, 2007, 10:00 a.m.

PLACE: Department of Health, Council of Licensed Midwifery, 4042 Bald Cypress Way, Third Floor, Room 301, 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 five (5) days before the workshop/meeting by contacting: Rhonda Bryan. 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: Rhonda Bryan, Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

Section II Proposed Rules

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.:	RULE TITLE:
2A-8.005	Adjustments to Reflect Consumer Price Index

PURPOSE AND EFFECT: The proposed rule amendments are intended to reflect changes to benefits with regard to the recent changes in the Consumer Price Index.

SUMMARY: The proposed rule amendments reflect revised benefit payments in response to adjustments to the Consumer Price Index.

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: 112.19 FS.

LAW IMPLEMENTED: 112.19 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rick Nuss, Chief, Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-8.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.19(2)(j), Florida Statutes, requires the Bureau to adjust the statutory amount on July 1 of each year based on the Consumer Price Index for all urban consumers

published by the United States Department of Labor, using the most recent figures available. The Bureau will utilize the previous March Consumer Price Index published by the United States Department of Labor and the benefits shall be adjusted from the benefit amount of the year before.

(2) The Consumer Price Index amount in March ~~2006~~ 2007 was ~~2.8~~ 3.4 percent. Therefore, the statutory amount for the period July 1, ~~2007~~ 2006 through June 30, ~~2008~~ 2007, is:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); ~~\$57,398.52~~ \$55,835.12.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); ~~\$57,398.52~~ \$55,835.12.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); ~~\$172,195.47~~ \$167,505.33.

Specific Authority 112.19 FS. Law Implemented 112.19 FS. History—New 12-10-03, Amended 8-17-04, 7-26-05, 7-26-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rick Nuss, Chief, Bureau of Criminal Justice Programs

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rick Nuss, Chief, Bureau of Criminal Justice Programs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NO.:	RULE TITLE:
5F-5.001	Specifications, Tolerances, and Other Technical Requirements for Commercial Weighing and Measuring Devices

PURPOSE AND EFFECT: The purpose of this rule is to amend Rule 5F-5.001, F.A.C., to adopt the most recent national standards for weighing and measuring devices developed by the National Conference on Weights and Measures and published in the 2007 edition of National Institute of Standards and Technology Handbook 44. Adoption of the current national standards will make Florida's requirements uniform with the national requirements and facilitate interstate commerce and trade.

SUMMARY: Adopts the current national standards for specifications, tolerances and other technical requirements for commercial weighing and measuring devices as published in the latest edition of National Institute of Standards and Technology Handbook 44.

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: 531.40, 531.41(3) FS.

LAW IMPLEMENTED: 531.40 FS.

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

DATE AND TIME: Thursday, June 21, 2007, 10:00 a.m.

PLACE: Bureau of Weights and Measures, Doyle Conner Laboratory Complex, 3125 Conner Boulevard, Bldg. #2, Room 206, Tallahassee, Florida 32399-1650

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: Max Gray, Bureau Chief, Bureau of Weights and Measures, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, phone: (850)488-9140. 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: Max Gray, Bureau Chief, Bureau of Weights and Measures, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, phone: (850)488-9140

THE FULL TEXT OF THE PROPOSED RULE IS:

5F-5.001 Specifications, Tolerances, and Other Technical Requirements for Commercial Weighing and Measuring Devices.

(1) The specifications, tolerances, and other technical requirements for commercial weighing and measuring devices adopted by the National Conference on Weights and Measures and contained in National Institute of Standards and Technology (NIST) Handbook 44, 2007 ~~2006~~ Edition, are hereby adopted as rules for the requirements for commercial weighing and measuring devices of the Department of Agriculture and Consumer Services. A copy of NIST Handbook 44, 2007 ~~2006~~ Edition, may be obtained from the Superintendent of Documents, United States Government Printing Office, Washington, D.C. 20402, Phone (202)512-1800 or <http://ts.nist.gov/ts/htdocs/230/235/pubs.htm>.

(2) The violation of any of the provisions of these rules and regulations is subject to the penalties and remedies provided in the Weights, Measures, and Standards Law, Chapter 531, Florida Statutes.

Specific Authority 531.40, 531.41(3) FS. Law Implemented 531.40 FS. History—New 1-1-73, Amended 7-1-74, 4-18-75, 1-25-76, 1-17-77, 3-29-78, 2-15-79, 6-4-80, 4-5-81, 5-2-82, 6-30-83, 7-15-84, 8-11-85, Formerly 5F-5.01, Amended 7-7-86, 4-5-87, 4-27-88, 5-31-89, 8-21-90, 8-5-91, 12-10-92, 6-21-94, 8-16-95, 10-8-96, 8-27-98, 8-19-99, 7-3-00, 9-3-01, 6-23-02, 6-29-03, 6-21-04, 6-2-05, 5-23-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Max Gray, Bureau Chief, Bureau of Weights and Measures, Address: 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399-1650, phone: (850)488-9140

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Paul N. Driggers, Director, Division of Standards

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 15, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 13, 2007

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 Electrical Code (NEC) Handbook; the 2006 edition of the National Fire Protection Association 101, Life Safety Code; the 2006 edition of the American Society for Testing and Materials Standards E 543-06, Standard Practice for Agencies Performing Nondestructive Testing; the 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.

SUMMARY: This rule amends specific sections of Chapter 5F-8 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.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of regulatory costs has been prepared, as no costs are anticipated.

SPECIFIC AUTHORITY: 616.242 FS.

LAW IMPLEMENTED: 616.242 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: June 18, 2007, 10:00 a.m.

PLACE: 3125 Conner Blvd., Suite N, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES 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 FULL TEXT OF THE PROPOSED RULES 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 Association 101, Life Safety Code, (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>

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

(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,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Robert H. Jacobs

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Paul Driggers, Director, Division of Standards, Suite E, Administration Building, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650; phone: (850)488-0645; Fax: (850)922-8971

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

DATE NOTICE OF PROPOSED DEVELOPMENT PUBLISHED IN FAW: April 20, 2007

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09401 RULE TITLE: Student Performance Standards

PURPOSE AND EFFECT: The purpose of this rule amendment is to amend the standards to align with current benchmarks and grade levels. The effect is consistency within standards, benchmarks, and grade levels.

SUMMARY: This rule is amended to provide consistency within current benchmarks and grade levels.

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: 1001.02 FS.

LAW IMPLEMENTED: 1001.03 FS.

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

DATE AND TIME: June 19, 2007, 8:30 a.m.

PLACE: Miami, Florida. For exact location please contact Lynn Abbott, Department of Education, 325 W. Gaines Street, Room 1514, Tallahassee, Fl 32399-0400; (850)245-9661

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kate Kemper, Department of Education, K-12 Public Schools, 325 West Gaines Street, Tallahassee, Florida

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.09401 Student Performance Standards.

(1) Standards to benchmark student achievement serve as guides to best practices for local curriculum designers to help schools implement school improvement strategies to raise student achievement. Beginning with the 2007-2008 school year, the reading and language arts benchmarked standards for reading and language arts referenced below in paragraph (1)(a), describe what students should know and be able to do at grade level progression. The benchmarked standards in paragraphs (1)(b)-(g) of this rule describe what students should know and be able to do at four progression levels (grades Pre-k-2, 3-5, 6-8, 9-12) in the subjects of the arts, health/physical education, foreign languages, mathematics, science, and social studies. Sunshine State Standards for Special Diploma as incorporated by reference in paragraph (1)(h) of this rule describe what certain students with a disability should be able to do at three (3) proficiency levels (independent, supported, and participatory). Public schools shall provide appropriate instruction to assist students in the achievement of these standards. These standards and benchmarks are contained in the following publications and are hereby incorporated by reference and made a part of this rule.

- (a) Sunshine State Standards – Reading and Language Arts, July 2007,
- (b) Sunshine State Standards – Mathematics, 1996,
- (c) Sunshine State Standards – Science, 1996,
- (d) Sunshine State Standards – Social Studies, 1996,
- (e) Sunshine State Standards – Foreign Languages, 1996,
- (f) Sunshine State Standards – The Arts, 1996, and
- (g) Sunshine State Standards – Health/Physical Education, 1996, and
- (h) Sunshine State Standards for Special Diploma, 1999.

Copies of these publications may be obtained from the Division of Public Schools, Department of Education, 325 West Gaines St., Tallahassee, Florida 32399-0400.

(2) Each district school board shall incorporate the Sunshine State Standards contained herein into the district Pupil Progression Plan.

(3) The Sunshine State Standards shall serve as the basis for statewide assessments.

Specific Authority 1001.02 FS. Law Implemented 1001.03 FS. History—New 6-18-96, Amended 9-28-99, 3-1-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Kate Kemper, Department of Education, K-12 Public Schools
 NAME OF SUPERVISOR OR PERSON WHO APPROVED
 THE PROPOSED RULE: Pam Smith, Deputy Chancellor,
 K-12 Public Schools, Department of Education
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: May 15, 2007
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: May 4, 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."

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
 33-602.210 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; amend form DC4-711A, Refusal of Health Care Services, to insert a signed statement by an interpreter or translator; and amend Forms DC4-701C, Emergency Room Record, and DC4-708, Diagram of Injury to provide that the forms are not to be amended, revised, or altered without approval by the Office of Health Services Administration.

SUMMARY: Amends the rule to clarify the requirements and procedures for video recording the administration of chemical agents on inmates creating disturbances in their cells; amend form DC4-711A, Refusal of Health Care Services, to insert a signed statement by an interpreter or translator; and amend Forms DC4-701C, Emergency Room Record, and DC4-708, Diagram of Injury to provide that the forms are not to be amended, revised, or altered without approval by the Office of Health Services Administration.

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: 944.09 FS.

LAW IMPLEMENTED: 776.07, 944.09, 944.35 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dorothy M. Ridgway, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.210 Use of Force.

(1) through (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 videorecorded 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 (c) No change.

(d) DC4-701C, Emergency Room Record, effective July 25, 2002.

(e) DC4-708, Diagram of Injury, effective March 2, 2006.

(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,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Sapp, Assistant Secretary of Institutions

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Laura Bedard, Ph.D., Deputy Secretary of Department of Corrections

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 20, 2007

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NOS.:	RULE TITLES:
40B-8.021	Definitions
40B-8.051	Minimum Surface Water Levels and Flows for the Waccasassa River and Estuary and Levy Blue Spring

PURPOSE AND EFFECT: The purpose of the rule development is to codify minimum flows and levels for the Waccasassa River and Levy Blue Spring within Chapter

40B-8, F.A.C. The effect of the rule will be to provide protection for these areas from significant harm resulting from uses of ground and surface water.

SUMMARY: This proposed rule development will establish minimum flows and levels for the Waccasassa River and Levy Blue Spring, in accordance with Rule 62-40.473, F.A.C., and Sections 373.042 and 373.0421, F.S.

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 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.103, 373.415 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: 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 RULES IS:

40B-8.021 Definitions.

(1) "Fanning Spring" means single spring vent located within Levy County, adjacent to the Suwannee River at 29^o degrees 33' minutes 14" seconds north latitude and 82^o degrees 56' minutes 07" seconds west longitude.

(2) "Flow Duration Curve" means a statistical representation of flows, actual or synthetic, and their recurrence probabilities over a determined period of record.

(3) "Historic period" means the period of record as documented in each technical report establishing minimum flow or level.

(4) "Levy Blue Spring" means a single spring vent located within Levy County, near the Town of Bronson, adjacent to the Waccasassa River at 29 degrees 27 minutes 03 seconds north latitude and 82 degrees 41 minutes 56 seconds west longitude.

(~~5~~) "Little Fanning Spring" means the single spring vent located within Levy County, adjacent to the Suwannee River at 29^o degrees 35' minutes 09" seconds north latitude and 82^o degrees 56' minutes 04" seconds west longitude.

(~~6~~) "Lower Suwannee River" means the river segment below the Wilcox gauge to the estuary.

~~(7)(6)~~ “Madison Blue Spring” means the single vent spring system located within Madison County, adjacent to the Withlacoochee River at 30^o degrees 28’ minutes 48” seconds north latitude and 83^o degrees 14’ minutes 40” seconds west longitude.

~~(8)(7)~~ “Manatee Spring” means the single spring vent located within Levy County, adjacent to the Suwannee River at 29^o degrees 29’ minutes 21” seconds north latitude and 82^o degrees 58’ minutes 37” seconds west longitude.

~~(9)(8)~~ “Minimum surfacewater flow” means a flow, expressed in cubic feet per second combined with a temporal element. The temporal element may be specifically expressed as a duration and return interval.

~~(10)(9)~~ “Minimum surfacewater level” means an elevation in feet NGVD combined with a temporal element. The temporal element, for purposes of this chapter, may be specifically expressed as a duration and return interval.

~~(11)(10)~~ “NGVD” means National Geodetic Vertical Datum of 1929.

~~(12)(11)~~ “Pinetta gauge” means stream flow measuring gauge number 02319000 located on the Withlacoochee River approximately 10 miles upstream from Madison Blue Spring at 30^o degrees 35’ minutes 43” seconds north latitude and 83^o degrees 15’ minutes 35” seconds west longitude.

~~(13)(12)~~ “Stage Duration Curve” means a statistical representation of stages, actual or synthetic, and their recurrence probabilities over a determined period of record.

~~(14)(13)~~ “Suwannee River” means the riverine waterbody which originates in south central Georgia and flows southeast and south into Florida discharging into the Gulf of Mexico north of Cedar Key.

~~(15)(14)~~ “Wilcox gauge” means stream flow measuring gauge number 02323500 located on the Suwannee River at 29^o degrees 05’ minutes 90” seconds north latitude and 82^o degrees 09’ minutes 37” seconds west longitude.

~~(16)~~ “Waccasassa River and Estuary” means the riverine waterbody which originates in Gilchrist and Alachua Counties and flows southwest discharging into the Gulf of Mexico between Cedar Key and Yankeetown.

~~(17)(15)~~ “Withlacoochee River” means the riverine waterbody which originates in south-central Georgia and flows southeast and south into Florida discharging into the Suwannee River at Ellaville.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.415 FS. History–New 9-15-05, Amended 8-7-06,_____.

40B-8.051 Minimum Surface Water Levels and Flows for Waccasassa River and Estuary and Levy Blue Spring. The Governing Board hereby establishes the following minimum surfacewater flows. The Governing Board finds that the following minimum surfacewater flows are the limit at which further withdrawals would be significantly harmful to the water resources or ecology.

(1) The minimum surfacewater flow for Levy Blue Spring is the flow that will maintain 90 percent of the historic flow regime for the Levy Blue Spring discharge as defined in “Technical Report – MFL Establishment for the Waccasassa River, Estuary and Levy (Bronson) Blue Spring, June 2006.”

(2) The minimum surfacewater flow for Waccasassa River and Estuary is the flow that will maintain 87.5 percent of the historic flow regime for the Waccasassa River discharge as measured at the United States Geological Survey (USGS) Gulf Hammock gage and further defined in “Technical Report- MFL Establishment for the Waccasassa River and Estuary and Levy (Bronson) Blue Spring, June 2006.”

Specific Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History–New_____.

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: May 10, 2007

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is: 1) to update instructions for obtaining District’s forms; and 2) to update District forms incorporated by reference to reflect changes in Service Center locations.

SUMMARY: The proposed rule amendments update instructions for obtaining District forms and updates Forms 0970 and 0971 to reflect changes in Service Center locations.

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: 120.53, 218.075, 373.044, 373.113, 373.4136, 373.416, 695.03, 704.06 FS.

LAW IMPLEMENTED: 120.53, 218.075, 373.113, 373.4135, 373.4136, 373.416, 704.06 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: July 12, 2007, 9:00 a.m.

PLACE: South Florida Water Management District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management District Clerk, (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 IS: Anita R. Bain, Division Director, Natural Resources Management Division, South Florida Water Management, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6866 or (561)682-6866, email: abain@sfwmd.gov. For procedural questions contact Jan Sluth, Paralegal, South Florida Water Management, 3301 Gun Club

Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov. Copies of the revised Forms 0970 and 0971 are also available upon request.

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-1.659 Forms and Instructions.

(1) The following forms and instructions are hereby incorporated by reference into this chapter and may be obtained without cost by contacting the Records Management Specialist, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, 1(800)432-8045, ext. 6436, or (561)682-6436 or at any of the District's Service Centers. Locations and contacts for the District's Service Centers may be obtained from the Records Management Specialist at the address and phone number provided herein or on the District's website at <http://www.sfwmd.gov>. These forms may also be obtained from the District's website at <http://www.sfwmd.gov>. "What We Do" then "Permitting/Regulation". On the "Permitting/Regulation" page, click on "Environmental Resource Permits" then "Forms".

Form No.	Date	Title
0050A	7-89	Application to the South Florida Water Management District for a Permit for Utilization of District Works or Modification of Existing Permit Works of the District No.
0108	3-91	Application for Release of Mineral, Canal, and Road Reservations Reserved Under Chapters 6456, 6957, 7305, 9131, 14717 and 20658, Laws of Florida
0113	8-95	Surface Water Management Permit No.
0115	8-95	Surface Water Management Permit Modification No.
0119	8-95	Wetland Resource Permit No.
0122	4-93	Application to the South Florida Water Management District for Authority to Utilize Works or Land of the District
0123	4-95	Well Construction Permit Application
0124	11-90	Well Completion Report
0145	8-95	Environmental Resource Permit No.
0157	8-95	Environmental Resource Permit Modification No.
0188-QMQ	8-03	Quarterly Report of Withdrawals
0188-MDQ	8-03	Monthly Report of Daily Withdrawals
0188-QASR	8-03	Quarterly Report of Injections and Withdrawals for Aquifer Storage and Recovery (ASR) Wells
0188-QMON	8-03	Quarterly Report of Monitoring Requirements
0188-QMQF	8-03	Quarterly Report of Withdrawals from Wells and Surface Water Pumps
0188-QCROP	8-03	Report of Planting and Harvest of Seasonal Crops
0188-QBWDR	8-03	Quarterly Report of Bulk Water Delivered and Received
0195	6-91	Public Water Supply Well Information and Classification
0196	10-89	Water Well Inspection Scheduling Card
0299	1-90	Water Use Permit No.
0444	8-95	Application for a Standard General Permit for Incidental Site Activities
0445	8-03	Mining/Dewatering Permit Application (RC-1A, RC-1W, RC-1G)
0483	9-04	Request for Environmental Resource, Surface Water Management, Water Use or Wetland Resource Permit Transfer
0645-W01	8-03	Water Use Permit Application (RC-1A, RC-1W, RC-1G)
0645-G60	8-03	Table A Descriptions of Wells
0645-G61-1	8-03	Table B Description of Surface Water Pumps
0645-G61-2	8-03	Table C Description of Culverts
0645-G65	8-03	Table D Crop Information
0645-G74	8-03	Table E Water Received From or Distributed to Other Entities
0645-G69	8-03	Table F Past Water Use & Table G Projected Water Use
0645-G70	8-03	Table H Projected Water Use (For Per Capita Greater than 200 GPD)
0645-G71	8-03	Table I Water Treatment Method and Losses

0645-G72	8-03	Table J Aquifer Storage and Recovery
0645-G73	8-03	Table K Water Supply System Interconnections
0779	5-92	Guidance for Preparing an Application for a "Works of the District" Permit in the Everglades/ Application for a Works of the District Permit
0830	4-94	Special Use Application and License
0881A	9-03	Environmental Resource/Surface Water Management Permit Construction Completion Certification
0881B	9-03	Environmental Resource/Surface Water Management Permit Construction Completion Certification For Projects Permitted Prior to October 3, 1995
0889	9-04	Certification of Waiver of Permit Application Processing Fee
0920	9-04	Request for Conversion of District Environmental Resource/Surface Water Management Permit from Construction Phase to Operation Phase and Transfer of Permit to the Operating Entity
0941	8-95	Environmental Resource Standard/Noticed General Permit No.
0942	8-95	Surface Water Management General Permit No.
0960	9-04	Environmental Resource/Surface Water Management Permit Construction Commencement Notice
0961	9-04	Environmental Resource/Surface Water Management Permit Annual Status Report for Surface Water Management System Construction
0970	2-04	Applicant Transmittal Form for Requested Additional Information
0971	8-95	Joint Application for Environmental Resource Permit/Authorization to Use State Owned Submerged Lands/Federal Dredge and Fill Permit
0972	8-95	Petition for a Formal Wetland and Surface Water Determination
0973	8-95	Above Ground Impoundment Inspection/Certification Report
0974	8-95	Notice of Intent to Construct a Minor Silvicultural System
0980	8-95	Notice of Intent to Use a Noticed General Environmental Resource Permit
1019	9-04	Mitigation Bank Performance Bond to Demonstrate Construction/Implementation Financial Assurance
1020	9-04	Mitigation Bank Irrevocable Letter of Credit to Demonstrate Construction/Implementation Financial Assurance
1021	9-04	Mitigation Bank Standby Trust Fund Agreement to Demonstrate Construction/Implementation Financial Assurance
1022	9-04	Mitigation Bank Trust Fund Agreement to Demonstrate Construction/Implementation Financial Assurance
1023	9-04	Mitigation Bank Trust Fund Agreement to Demonstrate Perpetual Management Financial Assurance
1024	9-04	Mitigation Bank Standby Trust Fund Agreement to Demonstrate Perpetual Management Financial Assurance
1105	6-02	Performance Bond to Demonstrate Financial Assurance
1106	6-02	Irrevocable Letter of Credit to Demonstrate Financial Assurance
1109	8-03	Water Use General Permit
1189	2-06	Notice of Environmental Resource or Surface Water Management Permit
1190	1-07	Deed of Conservation Easement (Standard)
1191	1-07	Deed of Conservation Easement (Standard Passive Recreational)
1192	1-07	Deed of Conservation Easement (Standard Riparian)
1194	1-07	Deed of Conservation Easement (Third Party Standard)
1195	1-07	Deed of Conservation Easement (Third Party Passive Recreational)
1196	1-07	Deed of Conservation Easement (Third Party Riparian)
1197	1-07	Restrictive Covenant (Standard)

(2) The forms and instructions listed in subsection (1) are available without cost from the following District Service Centers upon request:

(a) Florida Keys Service Center, 80431 Old Hwy., Islamorada, FL 33036;

(b) Ft. Myers Service Center, 2301 McGregor Blvd., Ft. Myers, FL 33901;

(c) Okeechobee Service Center, 205 North Parrott Ave., Suite 201, P. O. Box 2033, Okeechobee, FL 34973 2033;

(d) Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809;

(e) Miami/Dade Regional Service Center, 172A W. Flagler Street, Miami, FL 33130;

(f) Big Cypress Basin, 6089 Janes Lane, Naples, FL 34109; and

(g) West Palm Beach Service Center, 3301 Gun Club Road, West Palm Beach, FL 33406.

Specific Authority 120.53, 218.075, 373.044, 373.113, 373.4136, 373.416, 695.03, 704.06 FS. Law Implemented 120.53, 218.075, 373.113, 373.4135, 373.4136, 373.416, 704.06 FS. History—New 9-3-81, Amended 12-1-82, 3-9-83, Formerly 16K-1.90, Amended 7-26-87, 11-21-89, 1-4-93, Formerly 40E-1.901, Amended 5-11-93, 4-20-94, 10-3-95, 6-26-02, 8-14-02, 8-31-03, 9-16-03, 9-20-04, 2-12-06, 1-23-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anita R. Bain, Division Director, Natural Resources Management Division

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-4.041	Permits Required
40E-4.042	Formal Determination of Wetlands and Other Surface Waters
40E-4.091	Publications, Rules and Interagency Agreements Incorporated by Reference
40E-4.301	Conditions for Issuance of Permits
40E-4.302	Additional Conditions for Issuance of Permits
40E-4.361	Conversion from Construction Phase to Operation Phase
40E-4.381	General Conditions

PURPOSE AND EFFECT: The purpose of these rule amendments is to update rules referencing the “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District” (BOR) to reflect the current version of the BOR as incorporated in Rule 40E-4.091, F.A.C., and to update clerical errors to the BOR.

SUMMARY: The proposed rule amendments will update rules referencing the BOR to reflect the current version of the BOR as incorporated in Rule 40E-4.091, F.A.C., and correct minor errors in Sections 4.2.8 and Appendix 2 of the BOR.

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: 373.043, 373.044, 373.103(8), 373.113, 373.171, 373.406(5), 373.413, 373.4135, 373.414(9), 373.421(2), 373.441, 668.003, 668.004, 668.50, 704.06 FS.

LAW IMPLEMENTED: 373.103, 373.413, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441, 668.003, 668.004, 668.50, 704.06 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: July 12, 2007, 9:00 a.m.

PLACE: South Florida Water Management District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management District Clerk, (800)432-2045, ext. 2087, (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 RULES IS: Anita R. Bain, Division Director, Natural Resources Management Division, South Florida Water Management, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6866 or (561)682-6866, email: abain@sfwmd.gov. For procedural questions contact: Jan Sluth, Paralegal, South Florida Water Management, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

THE FULL TEXT OF THE PROPOSED RULES IS:

40E-4.041 Permits Required.

(1) through (3) No change.

(4) The District issues two types of mitigation bank environmental resource permits: conceptual approvals and individual permits, pursuant to Section 4.4 of the “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District – ~~November 1996~~”, incorporated by reference in Rule 40E-4.091, F.A.C. A conceptual approval does not authorize the establishment or operation of the mitigation bank. A mitigation bank individual permit authorizes the establishment and operation of a mitigation bank and constitutes authorization pursuant to Chapter 40E-4, 40E-40, or 40E-400, F.A.C., as applicable, to construct any surface water management system proposed as part of the mitigation bank.

Specific Authority 373.044, 373.113, 373.406(5) FS. Law Implemented 373.103, 373.413, 373.416, 373.426 FS. History—New 9-3-81, Amended 12-1-82, Formerly 16K-4.03(1), 16K-4.07(1), 16K-4.09(1), Amended 1-23-94, 4-20-94, 10-3-95, 4-1-96, 1-7-97, _____.

40E-4.042 Formal Determination of Wetlands and Other Surface Waters.

(1) through (2) No change.

(3) The process and procedures for filing a petition for a formal determination of wetlands and other surface waters are set forth in Section 4.5 of the “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District ~~August 1995~~”, and are incorporated by reference in Rule 40E-4.091, F.A.C. this rule.

(4) through (5) No change.

Specific Authority 373.043, 373.113, 373.421(2) FS. Law Implemented 373.421(2) FS. History—New 10-3-95, Amended _____.

40E-4.091 Publications, Rules and Interagency Agreements Incorporated by Reference.

(1) The following publications, rules and interagency agreements are incorporated by reference into this chapter, Chapters 40E-40, 40E-41 and 40E-400, F.A.C.:

(a) “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District – _____ ~~April 23, 2007~~”.

(b) through (k) No change.

(2) No change.

Specific Authority 373.044, 373.103(8), 373.113, 373.171, 373.413, 373.441, 668.003 668.004, 668.50, 704.06 FS. Law Implemented 373.413, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441, 668.003, 668.004, 668.50, 704.06 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.035(1) Amended 5-1-86, 7-1-86, 3-24-87, 4-14-87, 4-21-88, 11-21-89, 11-15-92, 1-23-94, 4-20-94, 10-3-95, 1-7-97, 12-3-98, 5-28-00, 8-16-00, 1-17-01, 7-19-01, 6-26-02, 6-26-02, 4-6-03, 4-14-03, 9-16-03, 12-7-04, 2-12-06, 10-1-06, 11-20-06, 1-23-07, _____.

(The following are proposed changes to the “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District”, incorporated by reference in Rule 40E-4.091, F.A.C.)

4.2.8 Cumulative Impacts

1st paragraph – No change.

When adverse impacts to water quality or adverse impacts to the functions of wetlands and other surface water, as referenced in the paragraph above, are not fully offset within the same drainage basin as the impacts, than an applicant must provide reasonable assurance that the proposed system, when considered with the following activities, will not result in unacceptable cumulative impacts to water quality or the functions of wetlands and other surface waters, within the same drainage basin:

(a) through (b) No change.

Paragraphs 3 and 4 – No change.

Appendix 2

SFWMD – ALLOWABLE DISCHARGE FORMULAS

<u>Canal</u>	<u>Allowable Runoff</u>	<u>Design Frequency</u>
C-1	$Q = \frac{(112 + 31) A}{\sqrt{A}}$ $Q = (112 + 31) A$	10 year
C-2	Essentially unlimited inflow by gravity connections southeast of Sunset Drive:	200 year +
C-4	54 CSM northwest of Sunset Drive Essentially unlimited inflow by gravity connections east of S.W. 87th Avenue	200 year +
C-6	Essentially unlimited inflow by gravity connections east of FEC Railroad	200 year +
C-7	Essentially unlimited inflow by gravity connection	100 year +
C-8	Essentially unlimited inflow by gravity connection	200 year +
C-9	Essentially unlimited inflow by gravity connection east of Red Road; 20 CSM pumped, unlimited gravity with development limitations west of Red Road or Flamingo Blvd.	100 year +
C-10	-----	200 year +
C-11	20 CSM west of 13A; 40 CSM east of 13A	-----
C-12	90.6 CSM	25 year
C-13	75.9 CSM	25 year
C-14	69.2 CSM	25 year
C-15	70.0 CSM	25 year

C-16	62.6 CSM	25 year
C-17	62.7 CSM	25 year
C-18	41.6 CSM	25 year
C-19	57.8 CSM	-----
C-23	31.5 CSM	10 year
C-24	30.25 CSM	10 year
C-25	$Q = (47 + 28) A$ (Under Review)	10 year
	\sqrt{A}	
	$Q = (47 + 28) A$ (Under Review)	
	A	
C-38	31.1 CSM (subject to restrictions of Basin Rule)	10 year
C-40, 41, 41A	35.4 CSM	10 year
Hillsboro Canal (east of S-39)	35 CSM	25 year
North New River (east of S-34)	70.8 CSM	25 year
Everglades Ag. Area (all canals)	20 CSM	5 year
L-28	11.8 CSM	-----
C-51	35 CSM east of Turnpike; 27 CSM west of Turnpike (subject to restrictions of Basin Rule)	10 year
C-100, 100A, 100B, 100C, 100D:	$Q = (104 + 43) A$	10 year
	\sqrt{A}	
	$Q = (104 + 43) A$	
	A	
C-102	$Q = (119 + 25) A$	10 year
	\sqrt{A}	
	$Q = (119 + 25) A$	
	A	
C-103N, C103-S	$Q = (107 + 39) A$	10 year
	\sqrt{A}	
	$Q = (107 + 39) A$	
	A	
C-110	$Q = (137 + 9) A$	10 year
	\sqrt{A}	
	$Q = (137 + 9) A$	
	A	
C-111	$Q = (117 + 29) A$	10 year
	\sqrt{A}	
	$Q = (117 + 29) A$	
	A	
C-113	$Q = (104 + 3) A$	10 year
	\sqrt{A}	
	$Q = (104 + 3) A$	
	A	

Definitions:

Q = Allowable runoff in cfs
(cubic feet per second)

CSM = cfs per square mile

A = Drainage area in square miles

40E-4.301 Conditions for Issuance of Permits.

(1) No change.

(2) If the applicant is unable to meet water quality standards because existing ambient water quality does not meet standards, the applicant must comply with the requirements set forth in subsection 4.2.4.5 of the "Basis of Review for

Environmental Resource Permit Applications Within the South Florida Water Management District ~~November 1996~~, incorporated by reference in Rule 40E-4.091, F.A.C.

(3) The standards and criteria, including the mitigation provisions, and the provisions for elimination or reduction of impacts, contained in the "Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District ~~November 1996~~", incorporated ~~adopted~~ by reference in Rule 40E-4.091, F.A.C., shall determine whether the reasonable assurances required by subsection 40E-4.301(1) and Rule 40E-4.302, F.A.C., have been provided.

(4) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.413, 373.416, 373.426 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.035(2), 16K-4.30, Amended 7-1-86, 3-24-87, 4-14-87, 7-9-87, 4-21-88, 4-20-94, 10-3-95, 4-1-96, 1-7-97, _____.

40E-4.302 Additional Conditions for Issuance of Permits.

(1) No change.

(a) Located in, on, or over wetlands or other surface waters will not be contrary to the public interest, or if such an activity significantly degrades or is within an Outstanding Florida Water, that the activity will be clearly in the public interest, as determined by balancing the following criteria as set forth in subsections 4.2.3. through 4.2.3.7 of the “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District”, incorporated by reference in Rule 40E-4.091, F.A.C.

1. through 7. No change.

(b) Will not cause unacceptable cumulative impacts upon wetlands and other surface waters as set forth in subsections 4.2.8. through 4.2.8.2 of the “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District”, incorporated by reference in Rule 40E-4.091, F.A.C.

(c) Located in, adjacent to or in close proximity to Class II waters or located in Class II waters or Class III waters classified by the Department as approved, restricted or conditionally restricted for shellfish harvesting as set forth and incorporated in Chapter 62R-7, F.A.C., will comply with the additional criteria in subsection 4.2.5 of the “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District”, incorporated adopted by reference in Rule 40E-4.091, F.A.C.

(d) Which constitute vertical seawalls in estuaries or lagoons, will comply with the additional criteria provided in subsection 4.2.6 of the “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District”, incorporated adopted by reference in Rule 40E-4.091, F.A.C.

(2) No change.

Specific Authority 373.044, 373.113, 373.171, 373.414(9) FS. Law Implemented 373.042, 373.409, 373.413, 373.414, 373.416, 373.426, 380.23 FS. History—New 10-3-95, Amended 1-7-97, 12-3-98, 5-28-00, _____.

40E-4.361 Conversion from Construction Phase to Operation Phase.

(1) No change.

(a) through (b) No change.

(2) No change.

(a) No change.

(b) The professional engineer or other individual authorized by law shall certify that:

1. The system has been constructed substantially in accordance with approved plans and specifications, or;

2. Any deviations from the approved plans and specifications will not prevent the system from functioning in compliance with the requirements of this rule and Section 10.0 of the “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District ~~April 2003~~”, incorporated by reference in Rule 40E-4.091, F.A.C. The professional engineer or other individual authorized by law shall note and explain substantial deviations from the approved plans and specifications and provide two copies of as-built drawings to the District; and

(c) No change.

(3) A conversion to the operational phase shall not occur until a responsible entity meeting the requirements in Section 9.0, of the “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District ~~April 2003~~”, incorporated by reference in Rule 40E-4.091, F.A.C., has been established to operate and maintain the system. The entity must be provided with sufficient ownership, legal or equitable interest so that it has control over all water management facilities authorized by the permit.

(4) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.413, 373.416 FS. History—New 10-3-95, Amended 1-7-97, 4-14-03, 9-16-03, _____.

40E-4.381 General Conditions.

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

(g) The operation phase of this permit shall not become effective: until the permittee has complied with the requirements of paragraph (f) above, has submitted a Request for Conversion of Environmental Resource/Surface Water Management Permit from Construction Phase to Operation Phase and Transfer of Permit to the Operating Entity Form No. 0920, incorporated by reference in Rule 40E-1.659, F.A.C.; the District determines the system to be in compliance with the permitted plans and specifications; and the entity approved by the District in accordance with Sections 9.0 and 10.0 of the “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District”, incorporated by reference in Rule 40E-4.091, F.A.C., accepts responsibility for operation and maintenance of the system. The permit shall not be transferred to such approved operation and maintenance entity until the operation phase of the permit becomes effective. Following inspection and approval of the permitted system by the District, the permittee shall initiate transfer of the permit to the approved responsible operating entity if different from the permittee. Until the permit is transferred pursuant to Rule 40E-1.6107, F.A.C., the permittee shall be liable for compliance with the terms of the permit.

(h) No change.

(i) For those systems that will be operated or maintained by an entity that will require an easement or deed restriction in order to enable that entity to operate or maintain the system in conformance with this permit, such easement or deed restriction must be recorded in the public records and submitted to the District along with any other final operation and maintenance documents required by Sections 9.0 and 10.0 of the "Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District", incorporated by reference in Rule 40E-4.091, F.A.C., prior to lot or unit sales or prior to the completion of the system, whichever occurs first. Other documents concerning the establishment and authority of the operating entity must be filed with the Secretary of State where appropriate. For those systems which are proposed to be maintained by the county or municipal entities, final operation and maintenance documents must be received by the District when maintenance and operation of the system is accepted by the local government entity. Failure to submit the appropriate final documents will result in the permittee remaining liable for carrying out maintenance and operation of the permitted system and any other permit conditions.

(j) through (s) No change.

(2) No change.

Specific Authority 373.044, 373.113, 373.171, 668.003, 668.004, 668.50 FS. Law Implemented 373.116, 373.229, 373.413, 373.416, 373.421, 373.422, 373.426, 668.003, 668.004, 668.50 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.07(3), 16K-4.38, Amended 7-1-86, 4-20-94, 10-3-95, 1-7-97, 4-14-03, 9-16-03, 10-1-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Anita R. Bain, Division Director, Natural Resources Management Division

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-4.051 RULE TITLE: Exemptions From Permitting

PURPOSE AND EFFECT: To establish specific Exemptions for minor roadway safety projects and recreational paths.

SUMMARY: The proposed rule amendments establish specific Exemptions from Environmental Resource Permitting requirements for minor roadway safety projects with no wetlands for: 1) sidewalks; 2) intersection improvements and turnlanes less than 0.25 miles; and 3) road widening and

shoulder paving that do not create additional lanes. The proposed Exemptions are also for recreational paths (with no wetlands) 8 feet or less for unidirectional and 12 feet or less for bidirectional, and no motorized vehicles except for maintenance or emergency.

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: 373.406, 373.413, 373.416, 403.813(2) FS.

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

DATE AND TIME: July 12, 2007, 9:00 a.m.

PLACE: South Florida Water Management District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

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 hours 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, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Damon Meiers, Deputy Department Director, Environmental Resource Regulation Department, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6876 or (561)682-6876, email: dmeiers@sfwmd.gov. For procedural questions contact Jan Sluth, Paralegal, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-4.051 Exemptions From Permitting.

(1) through (10) No change.

(11) Minor Roadway Safety Projects.

The construction of the following minor roadway safety projects provided that the capacity of existing swales, ditches, or other stormwater management systems is not reduced; the projects are not located within wetlands or other surface waters; and the projects include best management practices during construction to prevent secondary impacts in adjacent wetlands or other surface waters due to erosion and sedimentation:

(a) Sidewalks.

(b) Turnlanes less than 0.25 miles in length and other intersection improvements.

(c) Road widening and shoulder paving projects which do not result in the creation of additional traffic lanes.

(12) Recreational Paths.

Recreational paths that are not located within wetlands or other surface waters; include best management practices during construction to prevent secondary impacts in adjacent wetlands or other surface waters due to erosion and sedimentation; that have a width of eight feet or less for unidirectional paths and twelve feet or less for bidirectional paths; and which do not allow motorized vehicles powered by internal combustion engines except for maintenance and emergency vehicles.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.406, 373.413, 373.416, 403.813(2) FS. History—New 9-3-81, Amended 1-31-82, 3-9-83, Formerly 16K-4.02, Amended 4-20-94, 10-3-95, 5-28-00, 9-2-01, 4-14-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Damon Meiers, Deputy Department Director, Environmental Resource Regulation Department

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-7.669	Definitions
40E-7.670	Competitive Solicitation Preferences
40E-7.674	Certification Review Procedures

PURPOSE AND EFFECT: Since the implementation of the Small Business Enterprise Rule, staff has discovered several areas of the rule that require clarification of the intent of the rule and so that the public will clearly understand the elements of the rule and its procedure. Therefore, staff is seeking to initiate rulemaking to clarify these inconsistencies.

SUMMARY: First, the bid equalization is a process that enables the District to place SBE's on a more level playing field when bids are submitted to the District. The proposed change in the bid equalization restructures the application of the bid equalization process.

Secondly, the Sheltered Market Program provides designated procurement opportunities where only SBE's bid. The proposed change redefines how the District designates a Sheltered Market. The proposed change will enhance the Districts efforts in providing increased opportunities for small

business enterprise firms to compete in its procurement and contracting activities, and creating an environment to promote the growth and development of small business enterprises.

Thirdly, subcontracting requirements for proposals involves contracts awarded based on an evaluation criteria. The District would propose to change the current Rule language so that a firm seeking evaluation points designated for SBE participation would not receive evaluation points if they fail to submit the forms specified in the Rule.

Finally, the current certification review procedures allows applicants to submit a preliminary Small Business Enterprise Certification Application by facsimile machine; however, the signature page of the application, with the original signature of the owner, must be submitted to the District within thirty (30) days of facsimile submission. The proposed change is to remove this language thus requiring an original application with the original signature. This is more in line with other District processes such as permitting and Procurement Solicitations. Receiving completed applications and required support documents will ensure information is processed timely and efficiently.

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: 373.1135 FS.

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

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: Persons with disabilities or handicaps who need assistance may contact District Clerk, at (561)686-8800 at least two business days in advance to make appropriate arrangements. 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: Frank Hayden, South Florida Water Management District, Post Office Box 24680, Mail Stop Code 6611, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6043 or (561)682-6043 (internet:fhayden@sfwmd.gov). Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them

to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

THE FULL TEXT OF THE PROPOSED RULES IS:

40E-7.669 Definitions.

(1) through (5) No change.

(6) “Non SBE Prime” means a business not currently certified by the District as a small business enterprise which submits a bid or proposal for the purpose of being awarded a legally binding agreement as a Prime Contractor for the performance of work at a mutually agreed upon price in accordance with agreed upon terms and conditions with the District.

~~(7)(6)~~ “Prime Contractor” means any individual or contracting entity with whom the District has entered into a legally binding agreement for performance of ~~of~~ work at a mutually agreed upon price in accordance with agreed upon terms and conditions.

~~(8)(7)~~ “Responsible” means a business that is capable in all respects of fully performing the contract requirements and which has the integrity and reliability that will assure good faith performance.

~~(9)(8)~~ “Responsive” means a business’s bid or proposal conforms in all material respects to the invitation to bid or request for proposal.

~~(10)(9)~~ “District Small Business Enterprise (SBE)” means a business certified by the District, whose three (3) year average gross receipts, including affiliates, shall not exceed \$13 million if the business provides construction, \$5 million if the business provides commodities, and \$6 million if the business provides services. Additionally, a District Small Business Enterprise is licensed to do business in the State of Florida if the business requires a license.

(11) “SBE Prime” means a business certified by the District as a small business that submits a bid or proposal for the purpose of being awarded a legally binding agreement as a SBE Prime Contractor for the performance of work at a mutually agreed upon price in accordance with agreed upon terms and conditions with the District.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.1135 FS. History–New 8-3-06, Amended _____.

40E-7.670 Competitive Solicitation Preferences.

The Small Business Enterprise Contracting Rule in this part provides for three types of Competitive Solicitation Preferences designed to assist small businesses. The Bid Equalization, Sheltered Market and Subcontracting Requirements ~~are~~ as outlined below.

(1) Bid Equalization. This process enables the District to award a contract to a SBE Prime even though the SBE Prime was not the low bidder as long as the SBE Prime's bid was

within a predetermined percentage of the lowest Non-SBE Prime's responsive, and responsible bid. Bid Equalization preferences are used only in construction solicitations.

Prior to solicitation, the District must determine whether to use the Bid Equalization preference. Should the District choose to use this preference, the District must first obtain the District engineer's estimate for the construction work being contemplated in the solicitation. Based on the estimate, the District will establish the percentage preference to apply in the solicitation. The percentages will be applied as follows: A process that enables the District to place SBE's on a more level playing field when bids are submitted to the District. Often large businesses are able to submit bids at a lower cost than smaller businesses. When bids are submitted SBEs may receive up to a 10% downward adjustment on its bid for evaluation purposes only. For Solicitations where it is determined by the District to use a bid equalizations the District shall implement a one percent (1%), five percent (5%), and ten percent (10%) maximum bid adjustment. This bid adjustment will increase the likelihood that certified SBE's may be awarded the contract even though they are not the low bidder so long as the difference in the amount of the bids does not exceed the bid equalization percentage see TABLE 7.6 1.

~~(a) The maximum Bid Equalization percent shall be determined by the estimated contract value and the dollar ranges as stated in sections b, c and d.~~

~~(a)(b) For contracts with an estimated value of \$2,000,000 or more, the District shall implement a maximum bid adjustment of one percent (1%). If the adjusted lowest SBE's firms bid does not exceed the lowest non SBE firms unadjusted responsive and responsible bid by one percent (1%) then the award shall be made to the lowest responsive and responsible SBE firm.~~

~~(b)(e) For contracts with an estimated value of more than \$500,001 but less than \$2,000,000, the District shall implement a maximum bid adjustment of five percent (5%). If the adjusted lowest certified SBE's firms bid does not exceed the lowest non SBE firms unadjusted responsive and responsible bid by five percent (5%) then the award shall be made to the lowest certified responsive and responsible SBE firm.~~

~~(c)(d) For contracts valued at \$500,000 or less, the District shall implement a maximum bid adjustment of ten percent (10%). If the adjusted lowest certified SBE's firms bid does not exceed the lowest non SBE firms unadjusted responsive and responsible bid by ten percent (10%) then the award shall be made to the lowest certified responsive and responsible SBE firm.~~

(d) The solicitation language shall clearly state that based on the District's estimate, a certain percentage preference will be applied to an SBE Prime, if the SBE Prime meets all of the requirements for the preference. For example, if the District engineer's estimate for a construction project is \$100,000, the District shall establish a 10% preference for a SBE Prime. If a

Non-SBE Prime is the lowest responsive and responsible bidder at \$100,000 and the next lowest responsive and responsible bid is by an SBE Prime at \$103,000, the SBE would be provided the ten percent preference and be awarded the contract at \$103,000. The SBE Prime's bid was only \$3,000 greater than the Non-SBE Prime. Therefore the SBE Prime

was 3% over and well within 10% of the lowest Non-SBE Prime's responsive and responsible bid and able to take advantage of the preference to obtain the contract award.

(e) The Bid Equalization does not apply to bids let under the Sheltered Market Program or when all bids received are from SBE Primes firms.

TABLE 7.6-1
Bid Equalization Example using 10% as Incentive Bonus

Bid Incentive example	Lowest Non-Certified Firm	Lowest Certified SBE Firm
Bid	\$100,000	\$103,000*
Bid Equalization (10%)	0	<10,300>
Tabulation	\$100,000	\$92,700
Note:-		
*In this example, the District will pay the \$103,000 award, with the difference between the 100,000 bid and the 103,000 bid, being the cost the District is willing to incur to advance the SBE Program commitment.		

(2) Sheltered Market Program. The District shall provide for sheltered markets for only SBE's to bid on designated solicitations. The District shall be guided in designating a selecting sheltered market solicitations by selecting industries in which small businesses have usually not had an opportunity to compete for awards against larger businesses. Additionally In order to designate award a contract in a sheltered market the District must identify receive responses from at least 3 SBE's available to perform work within the industry identified in the solicitation. If no bid or response is received for a contract that has been designated for the Sheltered Market, the contract shall be competed pursuant to the District's Procurement Policy.

both the SBE subcontractor and the bidder and the form shall reflect the parties' intent to establish a business relationship as well as the type of work and percentage of work that the SBE subcontractor will perform. Failure to submit any of the information as required herein shall lead to the bid being deemed non-responsive.

Any bidder failing to meet the established goal shall be deemed non-responsive. If an SBE Prime intends to subcontract work to an SBE subcontractor, the SBE Prime must submit the aforementioned forms at the time of submitting its bid or be deemed non-responsive. If the SBE Prime intends to perform 100% of the work, the SBE Prime does not have to submit the aforementioned forms.

(3) Subcontracting Requirements.

(a) Bids – The District shall set subcontracting goals for all bids based on availability. Availability refers to vendors registered vendors with the District, including certified Small Business Enterprise (SBE) firms able to perform work within specific commodity codes. The formula for setting a goal is expressed as the total number of District certified (SBE) firms within specific commodity codes in a scope of work divided by the total number of vendors registered vendors with the District's Procurement Department within the same commodity codes at the time of the preparation of the solicitation. Numerically, this is expressed as:

$$\frac{\text{Total Number of District-Certified SBE's}}{\text{Total Number of District Registered Vendors}} = \text{Subcontracting Goal Percentage}$$

The maximum goal that will be applied to any solicitation will be 25%. When an SBE goal is set bidders shall may provide work to one or more District SBE's in order to meet the goal. At the time of submittal of its bid, the bidder shall identify all SBE firms which will be utilized as subcontractors, by using Form No. 0956, "SBE Subcontractor Participation Schedule" effective (August 3, 2006), which is hereby incorporated by reference and which can be obtained from the District upon request. All bids submitted where SBE participation is required, shall include Form No. 0957, "Statement of Intent to Perform as a SBE Subcontractor" effective (August 3, 2006), which is hereby incorporated by reference and can be obtained from the District upon request. This form shall be signed by

(b) Proposals – For contracts awarded based on an evaluation criteria, the District shall award points as reflected in Table 7.6-2. The maximum points will be awarded to the proposer if 25% or more of the total project work is performed by SBE firms. Percentages reflect the amount of the total contract value proposed to be assigned to SBE firms.

TABLE 7.6-2
EVALUATION POINT TABLE

10 POINTS FOR SBE PARTICIPATION	
≥25% =	10 points
≥23% =	9 points
≥21% =	8 points
≥19% =	7 points
≥17% =	6 points
≥15% =	5 points
≥13% =	4 points
≥11% =	3 points
≥9% =	2 points
≥7% =	1 points

(c) At the time the proposal is of submittal of its bid or proposal the proposer bidder or proposal shall identify all SBE firms (if any) which will be utilized as subcontractors, by using

Form No. 0956, "SBE Subcontractor Participation Schedule" effective (August 3, 2006), which is hereby incorporated by reference and which can be obtained from the District upon request. All ~~bids or~~ proposals with SBE subcontractor participation shall include Form No. 0957, "Statement of Intent to Perform as a SBE Subcontractor" effective (August 3, 2006), which is hereby incorporated by reference and can be obtained from the District upon request. ~~This form shall be signed by the SBE subcontractor and the bidder or proposer and the form shall reflect the parties' which confirms their intent to establish a business relationship as well as the type of work and percentage of work that the SBE subcontractor will perform. If a SBE Prime intends to subcontract work to an SBE subcontractor, the SBE Prime must submit the aforementioned forms at the time of submitting its proposal. Non SBE Primes will not receive points if they choose not to use SBE subcontractors. The District will not provide SBE points to a proposer if the District cannot establish the proposer's intent and confirms the SBE participation percentages. The proof of certification for all SBE's must be submitted to the District at the time of bid or proposal. Failure to submit any of the information required herein shall lead to the bid or proposal being deemed non-responsive.~~

Specific Authority 373.044, 373.113 FS. Law Implemented 373.1135 FS. History--New 8-3-06, Amended.

40E-7.674 Certification Review Procedures.

(1) Upon receipt by the District, all applications for SBE certification shall be screened to ensure appropriate signature and completeness. The application must be signed by the individual with the authority to bind the applicant. ~~If the application is submitted by means of a facsimile machine, the signature page of the application, with the original signature of the owner, must be submitted to the District within thirty (30) days of facsimile submission.~~

(2) Within thirty (30) days following receipt of the application, the District will request that the applicant business ~~to~~ furnish omitted items or additional information, if any. ~~If~~ All requested information must be ~~is not~~ received by the District within thirty (30) days from the date of the request, or the District will return the unprocessed application to the applicant business.

(3) Applicants determined eligible shall receive certification as an SBE from District staff. Once certified, an applicant shall remain certified for a period of three (3) years unless the applicant fails to follow this rule and is sanctioned pursuant to the Rule. The District retains the right to re-evaluate the certification of any business at any time.

(4) Applicants determined ineligible shall receive a notification from the District ~~staff~~. Applicants receiving this notification of ineligibility shall not be eligible to submit new applications until 180 days after the date of the notice denying certification.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.1135 FS. History--New 8-3-06, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Frank Hayden, Procurement Director
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Sandra Turnquest, Deputy Executive Director
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 10, 2007
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 30, 2007

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-40.051	Standard General Permit Authorization
40E-40.061	Delegation of Authority Pertaining to General Environmental Resource Permits, General Surface Water Management Permits and Associated Sovereign Submerged Lands Authorizations

PURPOSE AND EFFECT: To include Regulatory Manager as one of those delegated or appointed by the Governing Board to review and take final agency action on all general environmental resource and surface water management permits issued under Chapters 40E-1, 40E-40 and 40E-400, F.A.C., and associated Sovereign Submerged Lands Authorizations.

SUMMARY: The proposed rule amendments delegate the authority to review and take final agency action on all general environmental resource and surface water management permit applications issued under 40E-1, 40E-40, and 40E-400, F.A.C., and associated Sovereign Submerged Lands Authorizations, to the Regulatory Manager.

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: 120.53(1), 373.044, 373.113, 373.118 FS.

LAW IMPLEMENTED: 120.53, 373.016, 373.103(2), 373.103(6), 373.118, 373.427 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: July 12, 2007, 9:00 a.m.

PLACE: South Florida Water Management District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

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 RULES IS: Anita R. Bain, Division Director, Natural Resource Management Division, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6866 or (561)682-6866, email: abain@sfwmd.gov. For procedural questions, contact Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045 ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

THE FULL TEXT OF THE PROPOSED RULES IS:

40E-40.051 Standard General Permit Authorization.

(1) through (3) No change.

(4) For applications for standard general permits, the Governing Board delegates to and appoints the Executive Director, Deputy Executive Director, Environmental Resources Regulation Department Director, Environmental Resources Regulation Department Deputy Director, Natural Resource Management Division Director, Surface Water Management Division Director, Regulatory Managers and Service Center Directors, as its agents for the purposes of reviewing and issuing these permits.

(5) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.103(2), 373.103(6), 373.427 FS. History--New 10-3-95, Amended 4-1-96, 5-28-00,_____.

40E-40.061 Delegation of Authority Pertaining to General Environmental Resource Permits, General Surface Water Management Permits and Associated Sovereign Submerged Lands Authorizations.

(1) The Governing Board delegates to and appoints the Executive Director, Deputy Executive Director, Environmental Resources Regulation Department Director, Environmental Resources Regulation Department Deputy Director, Natural Resource Management Division Director, Surface Water Management Division Director, Regulatory Managers and Service Center Directors, as its agents to review and take final action on all general environmental resource and surface water management permit applications issued under Chapter 40E-40,

F.A.C. However, staff recommendations for denial of general permit applications shall be considered by the Governing Board.

(2) The Board of Trustees of the Internal Improvement Trust Fund, pursuant to Rule 18-21.0051, F.A.C., has delegated to the Governing Board the authority to review and take final agency action on certain applications to use sovereign submerged lands. Rule 18-21.0051, F.A.C., also provides that the Governing Board may delegate review and decision-making authority to District staff. Therefore, the Governing Board further delegates this authority to the Executive Director, Deputy Executive Director, Regulation Department Director, Regulation Department Deputy Director, Natural Resource Management Division Director, Surface Water Management Division Director, Regulatory Managers and Service Center Directors, when an application to use sovereign submerged lands involves an activity which is to be reviewed pursuant to the general permit procedures of Chapters 40E-1, 40E-40, or 40E-400, F.A.C.

Specific Authority 120.53(1), 373.044, 373.113, 373.118 FS. Law Implemented 120.53, 373.016, 373.118 FS. History--New 4-1-96, Formerly 40E-1.6015, Amended 5-28-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Anita R. Bain, Division Director, Natural Resources Management Division

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-400.443	General Permit for Minor Bridge Alteration, Replacement, Maintenance and Operation
40E-400.447	General Permit for Minor Activities Within Existing Rights-of-Way or Easements

PURPOSE AND EFFECT: To clarify the language for activities which qualify for general permits and to include the Florida Turnpike Enterprise and various transportation authorities defined in Chapters 343, 348 and 349, F.S., as entities to be granted these types of general permits.

SUMMARY: The proposed rule amendments clarify the language for activities which qualify for general permits and include the Florida Turnpike Enterprise and various transportation authorities defined in Chapters 343, 348 and 349, F.S., as entities to be granted these types of 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, 373.118 FS.

LAW IMPLEMENTED: 373.118, 373.413, 373.416, 373.426 FS.

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

DATE AND TIME: July 12, 2007, 9:00 a.m.

PLACE: South Florida Water Management District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

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, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Damon Meiers, Deputy Department Director, Environmental Resource Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6876 or (561)682-6876, email: dmeiers@sfwmd.gov, or for procedural issues, Jan Sluth, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, extension 6299, or (561)682-6299, email: jsluth@sfwmd.gov

THE FULL TEXT OF THE PROPOSED RULES IS:

40E-400.443 General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Bridge Alteration, Replacement, Maintenance and Operation.

(1) A general permit is hereby granted to the Florida Department of Transportation, Counties, and Municipalities, the Florida Turnpike Enterprise (§338.2215, F.S.), and the various Transportation Authorities defined in Chapters 343, 348 and 349, F.S., to conduct the activities described below:

(a) The replacement, ~~or~~ modification or maintenance of bridges and approaches where the combined total of dredging and filling, both temporary and permanent, in wetlands and other surface waters does not exceed 0.5 acre.

(b) No change.

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

(l) This general permit authorizes dredging and filling for the replacement, ~~or~~ modification or maintenance of a bridge and approaches for a specific crossing of a wetland or other surface water. Replacement of a bridge or modification of a bridge that includes changes in the configuration of the bridge or fill areas due to changes in materials, construction techniques, or meeting current construction codes or safety standards are authorized under this Permit. Any connecting road expansion or alteration associated with such replacement or modification must be authorized by a separate general or individual permit under Chapter 40E-4, 40E-40, or 40E-400, F.A.C., as applicable, before the start of construction; and

(m) No change.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.118, 373.413, 373.416, 373.426 FS. History–New 10-3-95, Amended _____.

40E-400.447 General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Activities Within Existing FDOT Rights-of-Way or Easements.

(1) A general permit is hereby granted to the Florida Department of Transportation, municipalities, and counties, the Florida Turnpike Enterprise (§338.2215, F.S.) and the various Transportation Authorities defined in Chapters 343, 348 and 349, F.S., to conduct the activities described below:

(a) The extension of existing culverts and crossing approaches to accommodate widening of the roadway where excavation or deposition of material shall not exceed 1000 cubic yards in wetlands and other surface waters and the area from which material is excavated or to which material is deposited shall not exceed a total of 0.25 acres at any one culverted crossing location (project site). The 1000 cubic yardage limitation shall be separately applied to excavation and deposition of material.

(c) through (g) No change.

(2) through (3) No change.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.118, 373.413, 373.416, 373.426 FS. History–New 10-3-95, Amended 6-26-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Damon Meiers, Deputy Department Director, Environmental Resource Regulation Department

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-5.001
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The Board proposes to amend the rule in order to add the definitions of lightning rods and related systems.

SUMMARY: The definitions of lightning rods and related systems will be added to the rule.

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: 489.503(22), 489.505(2), 489.507(3), 489.511 FS.

LAW IMPLEMENTED: 489.503(22), 489.505(10), (12), 489.511(2)(a)3.c. 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: Anthony Spivey, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-5.001 Definitions.

As used in this chapter:

(1) through (16) No change.

(17) "Lightning rods or related systems" means:

(a) Lightning rod – a strike termination device that is a receptor for attachment of flashes to the lightning protection system.

(b) Related system – a conductor system connecting the strike termination device(s) to the ground terminal(s).

Specific Authority 489.503(22), 489.505(2), 489.507(3), 489.511 FS. Law Implemented 489.503(22), 489.505(10), (12), 489.511(2)(a)3.c. FS. History--New 1-2-80, Amended 2-15-82, Formerly 21GG-5.01, Amended 2-23-86, 3-21-88, 11-26-90, 7-8-91, 5-20-92, 11-3-92, Formerly 21GG-5.001, Amended 12-26-93, 3-24-94, 7-13-95, 5-2-96, 5-6-96, 8-27-96, 2-13-97, 8-3-97, 1-4-98, 9-7-98, 10-1-03, 3-26-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrical Contractors' Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 4, 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 ENVIRONMENTAL PROTECTION

RULE NO.: 62-204.800
 RULE TITLE: Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update, through March 31, 2007, the department's adoption-by-reference of air pollution regulations promulgated by the U.S. Environmental Protection Agency (EPA) at 40 CFR Parts 50, 51, 53, 58, 63 and 74.

SPECIFIC AUTHORITY: 403.8055 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087, 403.8055 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Ms. Rebecca Robinette, Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides.

(1) Title 40, Code of Federal Regulations, Part 50, National Primary and Secondary Ambient Air Quality Standards.

(a) The provisions of 40 CFR Part 50, Sections 50.1 through 50.12, revised as of July 1, 2006; section 50.13, promulgated October 17, 2006, at 71 FR 61143; and section 50.14, promulgated March 22, 2007, at 72 FR 13559; ~~2004, except Section 50.7, are adopted and incorporated by reference.~~

(b) The following appendices of 40 CFR Part 50, revised as of July 1, 2006 ~~2004~~, or later as specifically indicated, are adopted and incorporated by reference:

1. through 10. No change.

11. 40 CFR 50, Appendix K, Interpretation of the National Ambient Air Quality Standards for PM₁₀; amended October 17, 2006, at 71 FR 61143 ~~July 30, 2004, at 69 FR 45592~~.

12. 40 CFR 50, Appendix L, Reference Method for the Determination of Fine Particulate Matter as PM_{2.5} in the Atmosphere; promulgated October 17, 2006, at 71 FR 61143 (~~Reserved~~).

13. 40 CFR 50, Appendix N, Interpretation of the National Ambient Air Quality Standards for PM_{2.5}; promulgated October 17, 2006, at 71 FR 61143.

14. 40 CFR 50, Appendix O, Reference Method for the Determination of Coarse Particulate Matter as PM_{10-2.5} in the Atmosphere; promulgated October 17, 2006, at 71 FR 61143.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.

(a) The following subparts of 40 CFR Part 51, revised as of July 1, 2006 ~~2004~~, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 CFR 51, Subpart F, Procedural Requirements; amended January 18, 2007, at 72 FR 2193, revised as of July 1, 2004; amended November 29, 2004, at 68 FR 69290; amended November 29, 2004, at 69 FR 69298.

2. through 5. No change.

(b) The following appendices of 40 CFR Part 51, revised as of July 1, 2006 ~~2004~~, or later as specifically indicated, are adopted and incorporated by reference:

1. through 4. No change.

(3) No change.

(4) Title 40, Code of Federal Regulations, Part 53, Ambient Air Monitoring Reference and Equivalent Methods.

The following subparts of 40 CFR Part 53, revised as of July 1, 2006 ~~2004~~, or later as specifically indicated, are adopted and incorporated by reference:

(a) 40 CFR 53, Subpart A, General Provisions; amended October 17, 2006, at 71 FR 61235.

(b) No change.

(c) 40 CFR 53, Subpart C, Procedures for Determining Comparability Between Candidate Methods and Reference Methods; amended October 17, 2006, at 71 FR 61235.

(d) No change.

(e) 40 CFR 53, Subpart E, Procedures for Testing Physical (Design) and Performance Characteristics of Reference Methods and Class I and Class II Equivalent Methods for PM_{2.5} or PM_{10-2.5}; amended October 17, 2006, at 71 FR 61235.

(f) 40 CFR 53, Subpart F, Performance Specifications for PM_{2.5} Class II Equivalent Samplers; amended October 17, 2006, at 71 FR 61235.

(5) No change.

(6) Title 40, Code of Federal Regulations, Part 58, Ambient Air Quality Surveillance.

(a) The following subparts of 40 CFR Part 58, revised as of July 1, 2006 ~~2004~~, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 CFR 58, Subpart A, General Provisions; amended October 17, 2006, at 71 FR 61235.

2. 40 CFR 58, Subpart B, Monitoring Network; ~~Criteria~~; amended July 30, 2004, at 69 FR 45592 October 17, 2006, at 71 FR 61235.

3. 40 CFR 58, Subpart C, ~~Special Purpose Monitors State and Local Air Monitoring Stations (SLAMS)~~; amended October 17, 2006, at 71 FR 61235.

4. 40 CFR 58, Subpart D, Comparability of Ambient Data to NAAQS; amended October 17, 2006, at 71 FR 61235 National Air Monitoring Stations (NAMS).

5. ~~40 CFR 58, Subpart E, Photochemical Assessment Monitoring Stations (PAMS)~~.

6. 40 CFR 58, Subpart F, Air Quality Index Reporting; amended October 17, 2006, at 71 FR 61235.

7. 40 CFR 58, Subpart G, Federal Monitoring; amended October 17, 2006, at 71 FR 61235.

(b) The following appendices of 40 CFR Part 58, revised as of July 1, 2006 ~~2004~~, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 CFR 58, Appendix A, Quality Assurance Requirements for ~~(SLAMS)~~, SPMs and PSD Air Monitoring; amended October 17, 2006, at 71 FR 61235.

2. ~~40 CFR 58, Appendix B, Quality Assurance Requirements for Prevention of Significant Deterioration (PSD) Air Monitoring~~.

3. 40 CFR 58, Appendix C, Ambient Air Quality Monitoring Methodology; amended October 17, 2006, at 71 FR 61235.

4. 40 CFR 58, Appendix D, Network Design Criteria for Ambient Air Quality Monitoring for State and Local Air Monitoring Stations (SLAMS), National Air Monitoring Stations (NAMS), and Photochemical Assessment Monitoring Stations (PAMS); amended October 17, 2006, at 71 FR 61235.

5. 40 CFR 58, Appendix E, Probe and Monitoring Path Siting Criteria for Ambient Air Quality Monitoring; amended October 17, 2006, at 71 FR 61235.

~~6. 40 CFR 58, Appendix F, Annual SLAMS Air Quality Information.~~

~~5.7. No change.~~

~~(7) through (10) No change.~~

(11) Title 40, Code of Federal Regulations, Part 63, National Emission Standards for Hazardous Air Pollutants for Source Categories.

(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 CFR Part 63, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. through 23. No change.

24. 40 CFR 63, Subpart HH, Oil and Natural Gas Production Facilities; amended June 23, 2003, at 68 FR 37333; amended April 20, 2006, at 71 FR 20445; amended January 3, 2007, at 72 FR 26; except that the Secretary is not the Administrator for purposes of 40 CFR 63.776(c)(1) through (4).

25. through 101. No change.

102. 40 CFR 63, Subpart DDDDDD, National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources; promulgated January 23, 2007, at 72 FR 2929; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11145(c)(1) through (5).

103. 40 CFR 63, Subpart EEEEEEE, National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting Area Sources; promulgated January 23, 2007, at 72 FR 2929; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11152(c)(1) through (5).

104. 40 CFR 63, Subpart FFFFFFF, National Emission Standards for Hazardous Air Pollutants for Secondary Copper Smelting Area Sources; promulgated January 23, 2007, at 72 FR 2929; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11159(c)(1) through (4).

105. 40 CFR 63, Subpart GGGGGG, National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources-Zinc, Cadmium, and Beryllium; promulgated January 23, 2007, at 72 FR 2929; except that the Secretary is not the Administrator for purposes of 40 CFR 63.11168(c)(1) through (4), and 40 CFR 63.11168(c)(1) through (5).

(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 CFR Part 63, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 CFR Part 63, Subpart A, General Provisions; amended February 27, 2002, at 67 FR 9156; amended April 5, 2002, at 67 FR 16581; amended February 18, 2003, at 68 FR 7706; amended April 21, 2003, at 68 FR 19375; amended May

20, 2003, at 68 FR 27645; amended May 23, 2003, at 68 FR 28605; amended May 27, 2003, at 68 FR 28774; amended May 28, 2003, at 68 FR 31745; amended May 29, 2003, at 68 FR 32171; amended May 30, 2003, at 68 FR 32585; amended November 13, 2003, at 68 FR 64431; amended December 19, 2003, at 68 FR 70959; amended January 2, 2004, at 69 FR 129; amended February 3, 2004, at 69 FR 5038; amended April 19, 2004, at 69 FR 20967; amended April 22, 2004, at 69 FR 21905; amended April 26, 2004, at 69 FR 22601; amended June 15, 2004, at 69 FR 33473; amended July 30, 2004, at 69 FR 45943; amended April 15, 2005, at 70 FR 19991; amended May 20, 2005, at 70 FR 29399; amended October 12, 2005, at 70 FR 59401; amended April 20, 2006, at 71 FR 20445; amended December 6, 2006, at 71 FR 70651; amended January 3, 2007, at 72 FR 26; amended January 23, 2006, at 72 FR 2929; except that the Secretary is not the Administrator for purposes of 40 CFR 63.5(e), 40 CFR 63.5(f), 40 CFR 63.6(g), 40 CFR 63.6(h)(9), 40 CFR 63.6(j), 40 CFR 63.13, and 40 CFR 63.14.

2. through 5. No change.

(12) through (17) No change.

(18) Title 40, Code of Federal Regulations, Part 74, Sulfur Dioxide Opt-Ins. The following subparts of 40 CFR Part 74, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

a. 40 CFR 74, Subpart A, Background and Summary.

b. 40 CFR 74, Subpart B, Permitting Procedures.

c. 40 CFR 74, Subpart C, Allowance Calculations for Combustion Sources.

d. 40 CFR 74, Subpart E, Allowance Tracking and Transfer and End of Year Compliance.

e. 40 CFR 74, Subpart F, Monitoring Emissions: Combustion Sources.

(18) through (25) renumbered (19) through (26) No change.

Specific Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.8055 FS. History—New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 4-7-98, 5-20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-1-00, 1-1-01, 8-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-6-06, 1-8-07, 1-31-07, 4-2-07, _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-210.200 Definitions

PURPOSE AND EFFECT: The proposed rule would amend definitions of certain terms used in the department's air permitting program, consistent with recent revisions to U.S. Environmental Protection Agency (EPA) regulations.

SUMMARY: The proposed rule amendments involve the department's EPA-approved air permitting program.

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: 403.061 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087 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, June 20, 2007, 10:00 a.m.

PLACE: Florida Department of Environmental Protection, Division of Air Resource Management, 111 South Magnolia Drive, Suite 23, Directors Conference Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Larry George at (850)921-9555

THE FULL TEXT OF THE PROPOSED RULE IS:

62-210.200 Definitions.

The following words and phrases when used in this chapter and in Chapters 62-212, 62-213, 62-214, 62-296, and 62-297, F.A.C., shall, unless content clearly indicates otherwise, have the following meanings:

(1) through (193) No change.

(194) "Major Stationary Source" –

(a) No change.

(b) A major stationary source that is major for volatile organic compounds or nitrogen oxides shall be considered major for ozone.

(c) through (h) No change.

(195) through (277) No change.

(278) "Significant Emissions Rate" –

(a) With respect to any emissions increase or any net emissions increase, or the potential of a facility to emit any of the following pollutants, significant emissions rate means a rate of pollutant emissions that would equal or exceed:

1. A rate listed at 40 CFR 52.21(b)(23)(i), adopted by reference at Rule 62-204.800, F.A.C.; specifically, any of the following rates:

a. through d. No change.

e. Ozone: 40 tpy of volatile organic compounds or nitrogen oxides;

f. through o. No change.

2. No change.

(b) No change.

(279) through (334) No change.

Specific Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.8055 FS. History--Formerly 17-2.100, Amended 2-9-93, 11-28-93, Formerly 17-210.200, Amended 11-23-94, 4-18-95, 1-2-96, 3-13-96, 3-21-96, 8-15-96, 10-7-96, 10-15-96, 5-20-97, 11-13-97, 2-5-98, 2-11-99, 4-16-01, 2-19-03, 4-1-05, 7-6-05, 2-2-06, 4-1-06, 9-4-06, 9-6-06, 1-10-07, 5-9-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Larry George

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Deputy Secretary Mimi Drew

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 8, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 11, 2007

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-212.400	Prevention of Significant Deterioration (PSD)
62-212.720	Actuals Plantwide Applicability Limits (PALs)

PURPOSE AND EFFECT: The proposed rule would amend the department's prevention-of-significant-deterioration (PSD) air permitting rule consistent with recent revisions to U.S. Environmental Protection Agency (EPA) regulations. In addition, the department is proposing to clarify that, in providing for public participation in the PSD permitting process, applicable state administrative procedures are followed rather than federal procedures, and that, in applying the provisions of 40 CFR 52.21 cited from within the department's PSD and plantwide applicability limit (PAL) permitting rules, the term "Administrator" shall mean "Department."

SUMMARY: The proposed rule amendments involve the department's PSD and PAL air permitting programs.

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: 403.061 FS.

LAW IMPLEMENTED: 403.031, 403.061, 403.087 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, June 20, 2007, 10:00 a.m.

PLACE: Florida Department of Environmental Protection, Division of Air Resource Management, 111 South Magnolia Drive, Suite 23, Directors Conference Room, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Larry George at (850)921-9555

THE FULL TEXT OF THE PROPOSED RULE IS:

62-212.400 Prevention of Significant Deterioration (PSD).

(1) General Provisions ~~Prohibitions~~.

(a) through (b) No change.

(c) For purposes of this rule, the term "Administrator," wherever it appears in any provision of 40 CFR 52.21 cited herein, shall mean "Department."

(2) No change.

(3) Exemptions.

(a) through (d) No change.

(e) The requirements of subsection 62-212.400(7), F.A.C., as they relate to monitoring for a particular pollutant shall not apply if:

1. The emissions increase of the pollutant from the new source or the net emissions increase of the pollutant from the modification would cause, in any area, air quality impacts less than the amounts listed at 40 CFR 52.21 (i)(5), adopted by reference at Rule 62-204.800 F.A.C., specifically the following amounts:

a. through d. No change.

e. Ozone – No de minimis air quality level is provided for ozone. However, any net increase of 100 tons per year or more of volatile organic compounds or nitrogen oxides subject to PSD would be required to perform an ambient impact analysis including the gathering of ambient air quality data;

f. through k. No change.

2. No change.

(4) through (10) No change.

(11) Public Participation. No permit shall be issued until the applicant and Department have complied with all applicable public notice and participation provisions of 40 CFR 52.21(q), adopted by reference at Rule 62-204.800, and Rules 62-210.350 and 62-110.106, F.A.C. In complying with the requirements of 40 CFR 52.21(q), the Department shall follow the procedures of Rules 62-210.350 and 62-110.106, F.A.C., in lieu of the procedures of 40 CFR Part 124.

(12) through (13) No change.

Specific Authority 403.061 FS. Law Implemented 403.031, 403.061, 403.087 FS. History—Formerly 17-2.500, Amended 2-2-93, Formerly 17-212.400, Amended 11-23-94, 1-1-96, 3-13-96, 2-5-98, 8-15-99, 2-2-06,_____.

62-212.720 Actuals Plantwide Applicability Limits (PALs).

(1) No change.

(2) Definitions. The definitions of 40 CFR 52.21 (aa)(2), adopted by reference in Rule 62-204.800, F.A.C., shall apply to PAL permitting processes and PAL permits except the "PAL permit" shall mean the permit specified in subsection 62-212.720(1), F.A.C., and except that "significant" and "emissions unit" shall mean "significant emissions rate" and "emissions unit" as defined in Rule 62-210.200, F.A.C. For purposes of this rule, the term "Administrator," wherever it appears in any provision of 40 CFR 52.21 cited herein, shall mean "Department."

(3) through (7) No change.

Specific Authority 403.061 FS. Law Implemented 403.031, 403.061, 403.087 FS. History—New 2-2-06, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Larry George

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Deputy Secretary Mimi Drew

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 8, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 11, 2007

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-303.360	Primary Contact and Recreation Use Support
62-303.370	Fish and Shellfish Consumption Use Support
62-303.380	Drinking Water Use Support and Protection of Human Health
62-303.460	Primary Contact and Recreation Use Support
62-303.470	Fish and Shellfish Consumption Use Support
62-303.480	Drinking Water Use Support and Protection of Human Health
62-303.720	Delisting Procedure

PURPOSE AND EFFECT: The proposed revisions change the assessment methodology for determining surface water quality impairment due to elevated fecal coliform levels. The proposed revisions are being adopted as changes to Florida's water quality standards.

SUMMARY: Changes address a) how samples collected within four days are assessed for compliance with the fecal coliform criteria, b) which component of the fecal coliform criteria will be assessed using the binomial method, c) how many exceedances of the monthly average criteria are needed to list waters as impaired, d) how samples are assessed for representativeness, and e) how waters listed for fecal coliform impairment will be delisted. The proposed revisions also include a new delisting provision for waters listed for synthetic organics and pesticides.

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: 403.061, 403.062, 403.067 FS.

LAW IMPLEMENTED: 403.021(11), 403.062, 403.067 FS.

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

DATE AND TIME: Thursday, June 28, 2007, 9:00 a.m.

PLACE: Florida Department of Environmental Protection, Marjory Stoneman Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, 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: Daryll Joyner with the Bureau of Watershed Management at (850)488-3603. 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: Daryll Joyner, Division of Water Resource Management, Bureau of Watershed Management, Mail Station 3510, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)488-3603

THE FULL TEXT OF THE PROPOSED RULES IS:

62-303.360 Primary Contact and Recreation Use Support.

(1) A Class I, II, or III water shall be placed on the planning list for evaluating primary contact and recreation use support if:

(a) There is a sufficient number of samples from the water segment that do not meet the applicable water quality criteria for bacteriological quality, based on the methodology described in Rule 62-303.320, F.A.C., with the exception that paragraph 62-303.320(4)(a), F.A.C., does not apply and samples collected on different days within any four day period will be assessed as daily samples, or

(b) through (c) No change.

(d) The water segment includes a bathing area that was closed or had advisories or warnings for more than 12 weeks during a calendar year based on previous bacteriological data or on derived relationships between bacteria levels and rainfall or flow, or

(e) The water segment includes a sampling location that has two or more monthly geometric mean values above the monthly geometric mean fecal coliform or enterococci criterion during the planning period. To calculate a monthly

geometric mean, there shall be at least ~~ten~~ five samples collected within that month, with at least one sample from each full week of the month, ~~or~~

~~(f) The water segment includes a sampling location that exceeds 400 counts per 100 ml in more than ten percent of the samples collected in at least two different months during the planning period. To assess the monthly data for a sampling location, there shall be at least five samples collected within that month, with at least one sample from each full week of the month.~~

(2) When evaluating a water segment for bacteriological quality under subparagraph (1) (a), the criterion used for fecal coliforms shall be that the Most Probable Number (MPN) or Membrane Filter (MF) shall not exceed 400 counts per 100 ml.

(2) through (3) renumbered (3) through (4) No change.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 6-10-02, Amended 12-11-06,_____.

62-303.370 Fish and Shellfish Consumption Use Support.

A Class I, II, or III water shall be placed on the planning list for fish and shellfish consumption if:

(1) There is a sufficient number of samples from the water segment that do not meet the applicable Class II water quality criteria for bacteriological quality, based on the methodology described in Rule 62-303.320, F.A.C., with the exception that paragraph 62-303.320(4)(a), F.A.C., does not apply and samples collected on different days within any four day period will be assessed as daily samples, or

(2) through (5) No change.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 6-10-02, Amended 12-11-06,_____.

62-303.380 Drinking Water Use Support and Protection of Human Health.

(1) A Class I water shall be placed on the planning list for drinking water use support if:

(a) There is a sufficient number of samples from the water segment that do not meet the applicable Class I water quality criteria, based on the methodology described in Rule 62-303.320, F.A.C., with the exception that paragraph 62-303.320(4)(a), F.A.C., does not apply and samples collected on different days within any four day period will be assessed as daily samples, or

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

(4) When evaluating a water segment for bacteriological quality under paragraph (1)(a), the criterion used for fecal coliforms shall be that the MPN or MF shall not exceed 400 counts per 100 ml. The water segment includes a sampling location that exceeds 400 counts per 100 ml in more than ten percent of the samples collected in at least two different months during the planning period. To assess the monthly data

~~for a sampling location, there shall be at least five samples collected within that month, with at least one sample from each full week of the month.~~

Specific Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 6-10-02, Amended 12-11-06,_____.

VERIFIED LIST METHODOLOGY

62-303.460 Primary Contact and Recreation Use Support.

(1) through (2) No change.

(3) Water segments shall be included on the verified list if:

(a) ~~The number of samples that do not meet the applicable single-sample bacteriological water quality criteria meet the requirements in subsection 62-303.420(6), F.A.C., with the exception that paragraph 62-303.320(4)(a), F.A.C., does not apply and samples collected on different days within any four day period will be assessed as daily samples, or~~

(b) ~~There are one ~~two~~ or more exceedances of a bacteriological water quality criterion expressed as a monthly geometric mean during a calendar year or more than four exceedances of a monthly geometric mean criterion over the verified period, or~~

(c) ~~There are two or more months during a calendar year or more than four months during the verified period in which greater than 10 percent of the samples at a given station exceed 400 counts per 100 ml.~~

(d) ~~As to paragraphs (3) (b) and (c) above, to~~ To assess the monthly data for a sampling location, there shall be at least ~~ten~~ five samples collected within that month, with at least one sample from each full week of the month.

(4) When evaluating a water segment for bacteriological quality under paragraph 62-303.460(3)(a), F.A.C., the criterion used for fecal coliforms shall be that the Most Probable Number (MPN) or Membrane Filter (MF) shall not exceed 400 counts per 100 ml.

(5) When assessing waters pursuant to paragraphs 62-303.460(3)(a) and (b), F.A.C., the Department shall evaluate whether the samples are representative and are not biased toward collecting samples at times either under the influence of wet weather conditions or absent the influence of wet weather conditions. Representative sampling generally reflects a consistent number of samples evenly spaced over regular intervals. Any determinations to exclude waters based on this provision shall be documented, and the documentation shall include the basis for the decision.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 6-10-02, Amended 12-11-06,_____.

62-303.470 Fish and Shellfish Consumption Use Support.

(1) through (2) No change.

(3) Class II waters shall be included on the verified list for coliform impairment if, following review of the available data as described in subsection 62-303.460(2), F.A.C.

(a) The number of samples above 43 counts per 100 ml meet the requirement in subsection 62-303.420(6), F.A.C., with the exception that paragraph 62-303.320(4)(a), F.A.C., does not apply and samples collected on different days within any four day period will be assessed as daily samples, or,

(b) through (4) No change.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 6-10-02, Amended 12-11-06,_____.

62-303.480 Drinking Water Use Support and Protection of Human Health.

If the water segment was listed on the planning list due to exceedances of a human health-based water quality criterion and there were insufficient data from the last five years preceding the planning list assessment to meet the data sufficiency requirements of subsection 303.320(4), F.A.C., additional data will be collected as needed to meet the requirements. Once these additional data are collected, the Department shall re-evaluate the data using the methodology in subsection 62-303.380(2), F.A.C., and limit the analysis to data collected during the five years preceding the planning list assessment, the additional data collected pursuant to this paragraph (not to include data older than 7.5 years), and data older than 7.5 years if it is demonstrated to be representative of current conditions. Any determinations to use older data shall be documented by the Department, and the documentation shall provide the basis for the decision that the data are representative of current conditions. For this analysis, the Department shall exclude any data meeting the requirements of subsection 62-03.420(5), F.A.C. The following water segments shall be listed on the verified list:

(1) For human health-based criteria expressed as maximums, water segments that meet the requirements in subsection 62-303.420(7), F.A.C., or

(2) No change.

(3) For bacteriological water quality criteria, water segments shall be included on the verified list if, following review of the available data as described in subsections 62-303.460(2) and (5), F.A.C.:

(a) The number of samples that do not meet the applicable single-sample bacteriological water quality criteria meet the requirements in subsection 62-303.420(6), F.A.C., with the exception that paragraph 62-303.320(4)(a), F.A.C., does not apply and samples collected on different days within any four day period will be assessed as daily samples, or

(b) ~~There are one ~~two~~ or more exceedances of a bacteriological water quality criterion expressed as a monthly geometric mean during a calendar year or more than four exceedances of the monthly criterion over the verified period, or~~

~~(e) There are two or more months during a calendar year or more than four months during the verified period in which greater than 10 percent of the samples at a given station exceed 400 counts per 100 ml.~~

~~(d) As to paragraphs (3)(b) and (e) above, to To assess the monthly data for a sampling location there shall be at least five samples collected within that month, with at least one sample from each full week of the month.~~

Specific Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 6-10-02, Amended 12-11-06,_____.

62-303.720 Delisting Procedure.

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

~~(g) For waters listed pursuant to paragraphs 62-303.460(3)(b) and (e), F.A.C., 62-303.470(3)(b), F.A.C., or 62-303.480(3)(b) and (e), F.A.C., the water shall be delisted when:~~

1. The criteria applicable to those sections are met for three consecutive years and there are sufficient new data available to calculate monthly values for at least the same seasons in which the exceedances occurred, or

2. Following a demonstration that the water was inappropriately listed due to flaws in the original analysis, including the use of a non-representative sample set. For waters listed pursuant to rules 62-303.460(3)(b) and (e), or 62-303.480(3)(b) and (e), F.A.C., there shall be sufficient data available to calculate monthly values for at least the same seasons in which the exceedances occurred.

(h) For waters listed pursuant to paragraphs 62-303.460(3)(a), F.A.C., 62-303.470(3)(a), F.A.C., or 62-303.480(3)(a), F.A.C., the water shall be delisted upon meeting the delisting provisions in paragraph 62-303.720(2)(a), F.A.C.

(h) through (k) renumbered (i) through (l) No change.

(m) For waters listed pursuant to paragraph 62-303.320(6)(b), F.A.C., the water shall be delisted when the applicable criteria are met for at least three consecutive years and there are new data available for the same seasons in which the previous exceedances occurred.

(3) No change.

Specific Authority 403.061, 403.067 FS. Law Implemented 403.062, 403.067 FS. History—New 6-10-02, Amended 12-11-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jerry Brooks, Deputy Director, Division of Water Resource Management, Department of Environmental Protection

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mimi Drew, Deputy Secretary, Environmental Protection

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 9, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 30, 2007

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-345.300	Assessment Method Overview and Guidance
62-345.400	Qualitative Characterization – Part I
62-345.500	Assessment and Scoring – Part II
62-345.600	Time Lag, Risk, and Mitigation Determination
62-345.900	Forms

PURPOSE AND EFFECT: This proposed rulemaking will amend the rule to provide clarification and guidance on establishing the reference community in Part I, when to score an assessment area as zero in Part II, and determining time lag. In addition, the mathematical formula will be modified to better address multiple impact and mitigation sites and sites with known mitigation acreage.

SUMMARY: Subsection 373.414(18), F.S., directed the Department and water management districts to develop a uniform mitigation assessment method for wetlands and other surface waters and the Department to adopt the assessment method by rule. The rule (Chapter 62-345, F.A.C.) was developed and became effective on February 2, 2004. The rule applies to water management districts and local government in addition to the Department. The proposed rule will clarify certain provisions of the rule, including guidance on establishing the reference community in Part I, when an assessment area is scored zero in Part II, and providing a clearer mathematical formula to address multiple impact and mitigation sites.

Assessment Method Overview and Guidance (62-345.300). Chapter 62-345 was designed to assess the function of impact and mitigation areas relative to naturally occurring communities and to provide that basis of comparison in Part I. The proposed amendments are intended merely to clarify the Department’s original intent by referring to “native community type”. An additional change to this section clarifies where listed species and other site-specific information is noted.

Qualitative Characterization – Part I (62-345.400). This section of the rule is proposed to be clarified through use of reference to “native community type” when providing frame of reference for assessment, particularly when classifying a site and identifying the anticipated functions. When the assessment area is currently an artificial system, guidance is provided to refer to the native system it most closely resembles.

Assessment and Scoring – Part II (62-345.500). Paragraph (1)(c) is a new addition to clarify that if the activity will result in the elimination of the wetland or surface water area by converting it to upland, then all of the indicators of wetland function are scored zero under the “with impact” scenario. Similarly, a sentence is added to paragraph (2)(c) to clarify that if the community structure attribute of an upland is scored a zero due to the loss of that natural system, then the location and landscape is also scored zero.

Time Lag, Risk, and Mitigation Determination (62-345.600). Paragraph (1)(a) is modified to provide guidance for the time lag determination by referring to the anticipated mitigation outcome, which is the scenario that is scored in Part II as "with mitigation".

Subsection (3) has a series of changes intended to simplify and clarify the formulas, which is particularly important for those projects with multiple impacts and mitigation areas. The changes begin with a definition of a new term, Functional Gain, referring to the increase in function provided by the mitigation area. Paragraph (3)(c) is modified to state the relationship between functional gain and functional loss for single impact and mitigation areas. Paragraph (3)(d) is new and provides the mathematic relationship between functional gain(s) and functional loss(es) for projects with multiple impacts and mitigation assessment areas.

Forms (62-345.900)

The form adopted by reference in subsection (3) Mitigation Determination Formulas is modified to reflect the changes in 62-345.600(3), as described above.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A statement of estimated regulatory cost was prepared and summarized that revisions are limited to clarification and guidance, and impose no appreciable regulatory costs.

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: 373.026(7), 373.043, 373.414(9), (18) FS.

LAW IMPLEMENTED: 373.414(18) 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: June 22, 2007, starting at 10:00 a.m. (ET)

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mary VanTassel, (850)245-8486. 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: Constance Bersok, Environmental Administrator, Office of Submerged Lands and Environmental

Resources, 2600 Blair Stone Road – MS 2500, Tallahassee, FL 32399-2400, by e-mail at connie.bersok@dep.state.fl.us, or by phone at (850)245-8479. (Regarding OGC No.: 06-1877)

THE FULL TEXT OF THE PROPOSED RULES IS:

62-345.300 Assessment Method Overview and Guidance.

(1) through (2) No change.

(3) The assessment method is designed to be used in any type of impact site or mitigation site in any geographic region of the state. The inherent flexibility required for such a method is accomplished in a multi-part approach that consists of the following processes:

(a) Conduct qualitative characterization of both the impact and mitigation assessment areas (Part I) that describes the assessment area, identifies its native community type and the functions provided by the area to fish and wildlife and their habitat. The purpose of Part I is to provide and establishes a framework for comparison of the assessment area to the optimal condition and location of that native community type quantitative assessment. Another purpose of this part is to note any relevant factors of the assessment area that are discovered by site inspectors, including use by listed species.

(b) through (e) No change.

(4) through (5) No change.

Specific Authority 373.026(7), 373.043, 373.414(9), (18) FS. Law Implemented 373.414(18) FS. History–New 2-2-04, Amended _____.

62-345.400 Qualitative Characterization – Part I.

(1) An impact or mitigation assessment area must be described with sufficient detail to provide a frame of reference for the type of community being evaluated and to identify the functions that will be evaluated. When an assessment area is an upland proposed as mitigation, functions must be related to the benefits provided by that upland to fish and wildlife of associated wetlands or other surface waters. Information for each assessment area must be sufficient to identify the functions beneficial to fish and wildlife and their habitat that are characteristic of the assessment area's native community type, based on currently available information, such as aerial photographs, topographic maps, geographic information system data and maps, site visits, scientific articles, journals, other professional reports, field verifications when needed, and reasonable scientific judgment. For artificial systems, such as borrow pits, ditches and canals, and for altered systems, refer to the native community type it most closely resembles. The information provided by the applicant for each assessment area must address the following, as applicable:

(a) through (d) No change.

(e) Classification of the assessment area's native community type, considering including description of past alterations that affect classification. Classification shall be based on Florida Land Use, Cover and Form Classification

System (1999) (FLUCC) codes, which is incorporated by reference herein. In addition, the applicant may further classify the assessment areas using the 26 Communities of Florida, Soils Conservation Service (February 1981), which is incorporated by reference herein; A Hydrogeomorphic Classification for Wetlands, Wetland Research Program Technical Report WRP-DE-4, Mark M. Brinson (August 1993), which is incorporated by reference herein; or other sources that, based on reasonable scientific judgment, describe the natural communities in Florida;

(f) No change.

(g) Functions performed by the assessment area's native community type. Functions to be considered are: providing cover, substrate, and refuge; breeding, nesting, denning, and nursery areas; corridors for wildlife movement; food chain support; and natural water storage, natural flow attenuation, and water quality improvement, which enhances fish, wildlife, and listed species utilization;

(h) Anticipated wildlife utilization and type of use (feeding, breeding, nesting, resting, or denning), and applicable listing classification (threatened, endangered, or species of special concern as defined by Rules 68A-27.003, 68A-27.004, and 68A-27.005, F.A.C.). The list developed for the assessment area need not include all species which use the area, but must include all listed species in addition to those species that are characteristic of the native community type area and the functions provided by the area, considering the size and geographic location of the assessment area. Generally, wildlife surveys will not be required. The need for a wildlife survey will be determined by the likelihood that the site is used by listed species, considering site characteristics and the range and habitat needs of such species, and whether the proposed system will impact that use;

(i) through (j) No change.

Specific Authority 373.026(7), 373.043, 373.414(9), (18) FS. Law Implemented 373.414(18) FS. History–New 2-2-04, Amended _____.

62-345.500 Assessment and Scoring – Part II.

(1) No change.

(a) through (b) No change.

(c) When the “with impact” outcome is upland, the “with impact” scores for each of the wetland indicators of function shall be zero (0).

(2) No change.

(a) For upland preservation, the gain in ecological value is determined by the mathematical difference between the score of the upland assessment area with the proposed preservation measure and the upland assessment area without the proposed preservation measure. When the community structure is scored as “zero”, then the location and landscape support shall also be

“zero”. The resulting delta is then multiplied by the preservation adjustment factor contained in subsection 62-345.500(3), F.A.C.

(b) through (c) No change.

(3) through (7) No change.

Specific Authority 373.026(7), 373.043, 373.414(9), 373.414(18) FS. Law Implemented 373.414(18) FS. History–New 2-2-04, Amended _____.

62-345.600 Time Lag, Risk, and Mitigation Determination.

(1) Time lag shall be incorporated into the gain in ecological value of the proposed mitigation as follows:

(a) The time lag associated with mitigation means the period of time between when the functions are lost at an impact site and when the site has achieved the outcome that was scored in Part II those functions are replaced by the mitigation. In general, the time lag varies by the type and timing of mitigation in relation to the impacts. Wetland creation generally has a greater lag time to establish certain wetland functions than most enhancement activities. Forested systems typically require more time to establish characteristic structure and function than most herbaceous systems. Factors to consider when assigning lag time include biological, physical, and chemical processes associated with nutrient cycling, hydric soil development, and community development and succession. There is no time lag if the mitigation fully offsets the anticipated impacts prior to or at the time of the impact.

(b) through (d) No change.

(2) No change.

(3) The relative gain of functions provided by a mitigation assessment area must be adjusted for lag time and risk using the following formula: Relative functional gain (RFG) = Mitigation Delta (or adjusted mitigation delta for preservation)/(risk x t-factor). The loss of functions provided by impact assessment areas is determined using the following formula: Functional loss (FL) = Impact Delta x Impact Areas. When the acres of a proposed mitigation assessment area is known, the gain in functions provided by that mitigation assessment area is determined using the following formula: Functional gain (FG) = RFG x Mitigation Acres.

(a) through (b) No change.

(c) To determine the acres of one mitigation area needed to offset impacts to one assessment area when not using a bank or a regional offsite mitigation area as mitigation, divide functional loss (FL) by relative functional gain (RFG). If the acreage of proposed mitigation is known, then functional gain (FG) must be equal to or greater than the functional loss (FL). If there is more than one impact assessment area or more than one mitigation assessment area, the total functional loss and total relative functional gain is determined by summation of the functional loss and relative functional gain for each assessment area.

(d) If there are multiple impact assessment areas and/or multiple mitigation assessment areas with known acreages to offset those impacts, then the summation of the appropriate functional gains (FG) must be equal to or greater than the summation of the respective functional loss (FL).

Specific Authority 373.026(7), 373.043, 373.414(9), 373.414(18) FS. Law Implemented 373.414(18) FS. History--New 2-2-04, Amended _____.

62-345.900 Forms.

(1) through (2) No change.

(3) Mitigation Determination Formulas, [Effective Date] 2-2-04.

Specific Authority 373.026(7), 373.043, 373.414(9), 373.414(18) FS. Law Implemented 373.414(18) FS. History--New 2-2-04, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Janet G. Llewellyn, Director, Division of Water Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mimi Drew, Deputy Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 4, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 6, 2006

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:	RULE TITLE:
64B16-26.103	Continuing Education Credits; License Renewal; Consultant Pharmacist License Renewal; Nuclear Pharmacist License Renewal

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for continuing education credits and license renewal.

SUMMARY: The rule amendment will clarify the requirements for continuing education credits and license renewal.

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: 456.033, 465.009 FS.

LAW IMPLEMENTED: 456.013(7), (9), 456.033, 465.009 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.103 Continuing Education Credits; License Renewal; Consultant Pharmacist License Renewal; Nuclear Pharmacist License Renewal.

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

(c) Prior to renewal, a licensee must complete, within the 24 month period prior to the expiration date of the license, a two-hour continuing education course approved in advance by an Accreditation Council for Pharmacy Education (ACPE) approved provider ~~the Board or the Accreditation Council for Pharmacy Education (ACPE)~~ on medication errors that covers the topics set forth in subsection Rule 64B16-26.6011(2), F.A.C. Hours obtained pursuant to this section may be applied by the licensee to the requirements of subsection (1).

(d) through (j) No change.

(k) All programs accredited ~~approved~~ by an ~~the~~ ACPE provider for continuing education for pharmacists are deemed accredited ~~approved~~ by the Board for general continuing education hours for pharmacists. ~~Any course necessary to meet the continuing education requirement for HIV/AIDS, consultant pharmacist license renewal or nuclear pharmacist license renewal shall be Board approved.~~

(l) No change.

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

(3)(a) Prior to renewal a nuclear pharmacist shall complete no less than 24 hours of Board approved continuing education in the course work specified in Rule 64B16-26.304, ~~64B16-26.303~~, F.A.C., within the 24 month period prior to the expiration date of the nuclear pharmacist license. A nuclear program or course accredited by an ACPE approved provider shall be deemed approved by the Board for nuclear pharmacist continuing education hours. The hours earned to satisfy this requirement cannot be used to apply toward the 30 hours required in subsection (1) above. However, if nuclear pharmacist license renewal hours are earned and not used to meet the requirements of this paragraph, they may be applied by the licensee to the 30 hours required in subsection (1).

(b) through (c) No change.

Specific Authority 456.033, 465.009 FS. Law Implemented 456.013(7), (9), 456.033, 465.009 FS. History--New 3-19-79, Formerly 21S-6.07, Amended 1-7-87, Formerly 21S-6.007, Amended 7-31-91, 10-14-91, Formerly 21S-26.103, 61F10-26.103, Amended 7-1-97, Formerly 59X-26.103, Amended 7-11-00, 10-15-01, 1-2-02, 1-12-03, 4-12-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pharmacy
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Board of Pharmacy
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: February 6, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: April 13, 2007

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.600
RULE TITLE: Tripartite Continuing Education Committee

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for the Tripartite Continuing Education Committee.

SUMMARY: The rule amendment will clarify the requirements for the Tripartite Continuing Education Committee.

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: 465.005, 465.009(5) FS.

LAW IMPLEMENTED: 465.009 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.600 Tripartite Continuing Education Committee.

(1) The Tripartite Continuing Education Committee will be composed of equal representation from the Board of Pharmacy, each College or ~~and~~ School of Pharmacy in the State, and practicing pharmacists within the State. The members of the Committee shall be selected by the Board of Pharmacy and serve for a period of two years. The chairman of the Committee shall be selected by the Chair of the Board.

(2) The Board delegates to the Tripartite Continuing Education Committee the authority to perform the following duties ~~act upon applications submitted~~ pursuant to Rule

64B16-26.601, F.A.C.; ~~to become a board approved continuing education provider, the approval of individual programs or courses submitted by providers, and~~

(a) Approve continuing education providers.

(b) Approve continuing education course or program for organizations or individuals that are non-approved providers for the following:

1. General;

2. Initial Consultant Pharmacist Certification;

3. Consultant Recertification;

4. Nuclear Recertification;

5. Medication Errors;

6. HIV/AIDS;

7. Laboratory Tests;

8. Laws and Rules;

9. Misfill Course.

c. Penalties can be from probation to termination of provider status and the Board will be advised of such action.

(3) The Board delegates to the Tripartite Continuing Education Committee the authority to perform auditing and monitoring activities pursuant to Rule 64B16-26.601, F.A.C. The Tripartite Committee shall perform an audit on each approved continuing education provider 90 days prior to the end of the renewal period. The approved provider shall submit the following information for one program:

(a) Title, date and location of the program.

(b) Program Number.

(c) Any Co-sponsors.

(d) Total number of pharmacists attending.

(e) Rosters of attendees with addresses.

(f) Brochures of program announcement.

(g) CV's of each speaker.

(h) Handouts, Copy of CE Credit statement, educational materials distributed as part of the program.

(i) Summary report of program evaluations.

(4) The Committee shall hold meeting as may be convened at the call of the Chairman of the Committee.

Specific Authority 465.005, 465.009(5) FS. Law Implemented 465.009 FS. History—New 10-18-79, Amended 7-29-81, Formerly 21S-13.01, 21S-13.001, 21S-26.600, 61F10-26.600, 59X-26.600, Amended 10-15-01, 3-10-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pharmacy

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: April 13, 2007

DEPARTMENT OF HEALTH**Board of Pharmacy**

RULE NO.: 64B16-26.601
 RULE TITLE: Standards for Approval of Continuing Education Courses and Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the standards for approval of continuing education courses and providers.

SUMMARY: The rule amendment will clarify the standards for approval of continuing education courses and 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: 465.005, 465.009 FS.

LAW IMPLEMENTED: 456.025(7), 465.009 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 64B16-26.601 follows. See Florida Administrative Code for present text.)

64B16-26.601 Standards for Approval of Continuing Education Courses and Providers.

(1) Providers seeking board approval shall meet each of the following:

(a) Complete the application (DOH/MQA/PH109) and submit a fee of \$150.00.

(b) There shall be a visible, continuous, and identifiable authority charged with the administration of continuing education programs. The person or persons in whom the administrative function is vested shall be qualified by virtue of background, education, training and/or experience.

(c) All continuing education offerings conducted by the provider shall meet the standards outlined in subsection (3).

(d) Submit licensee continuing education course completion credits in the electronic continuing education tracking system in accordance with Florida Statute 456.025(7).

(2) Organizations or individuals seeking approval of a single course or program shall meet each of the following:

(a) Complete the application (DOH/MQA/PH 111) and submit a fee of \$50.00.

(b) All continuing education offerings under this section shall meet the standards outlined in subsection (3).

(c) All continuing education offerings shall be submitted to the Tripartite Committee for review and approval at least 45 days in advance of the program or course.

(3) Each continuing education offering shall contain a detailed outline of the content and shall build upon Standards of Practice and a basic course or courses offered in the curricula of accredited colleges or schools of pharmacy. Continuing education may consist of post-baccalaureate degree programs offered by accredited colleges or schools of pharmacy, post-graduate studies, institutes, seminars, lectures, conferences, workshops, correspondence courses, or other such committee-approved educational methods. All offerings shall meet the following standards:

(a) Education Content Development.

1. Continuing education offerings shall involve advance planning that includes a statement of measurable educational goals and behavioral objectives.

2. Continuing education offerings shall be designed to reflect the educational needs of the pharmacist and build on the standards of practice and courses in the curricula of accredited colleges or schools of pharmacy.

3. Each continuing education offering shall be designed to explore one subject or a group of closely related subjects or standards.

(b) Methods of Delivery.

1. The method of delivery of a course shall be determined by giving appropriate consideration to such factors as educational content, objectives, and composition of the audience.

2. The method of delivery shall encourage active participation and involvement on the part of the pharmacist.

(c) Program Faculty Qualifications.

1. The program faculty for a particular continuing education offering shall be competent in the subject matter and qualified by experience.

2. An appropriate number of program faculty for each activity shall be utilized.

3. There shall be adequate personnel to assist with administrative matters and personnel with competencies outside content areas in cases where the method of delivery requires technical or other special expertise.

(d) Facilities. The facilities to be utilized shall be appropriate and adequate to the content, method of delivery, size of the audience and promote the attainment of the objectives of the offering.

(e) Evaluation.

1. The provider shall make provision for evaluation of the participants' attainment of the stated learner objectives through in-process activities that provide a measurable demonstration of the learner's achievement(s).

2. The provider shall develop and employ an evaluation mechanism for the purpose of allowing the participant to assess his/her achievement of personal objectives.

3. The provider shall develop and employ an evaluation mechanism that shall assess the effectiveness of the learning experiences, instructional methods, facilities, and resources used for the offering.

(f) Contact Hour Criteria.

1. The number of contact hours or Continuing Education Units (CEU) shall be determined by the provider in advance of the offering subject to approval by the committee and awarded upon the successful completion of the entire planned education experience.

2. Providers shall adhere to a uniform quantitative system of measurement for continuing education credit based on the contact hour which is defined as 50-60 minutes of participation or its equivalent and the CEU which is defined as 10 contact hours in an organized continuing pharmacy education activity under responsible sponsorship, capable direction and qualified instruction.

(g) Record Keeping.

1. Records of single course offerings shall be maintained by the provider for inspection by the Board. The records shall be adequate to serve the needs of the participants and to permit the Board to monitor for adherence to the standards for continuing education offerings as outlined in the rules.

2. An individual certificate of attendance specifying title of offering, provider number, date of offering, and number of contact hours earned shall be furnished to each participant by the provider.

3. Records shall be maintained by the provider for a minimum of four (4) years.

(4) All programs issued an Accreditation Council for Pharmacy Education (ACPE) Universal Program number from an ACPE approved provider may be deemed approved by this Board for general continuing education hours for pharmacists.

(5) Approved providers shall pay a renewal fee of \$150 which shall run concurrent with the pharmacist licensure renewal period.

Specific Authority 465.005, 465.009 FS. Law Implemented 456.025(7), 465.009 FS. History—New 10-17-79, Amended 7-29-81, Formerly 21S-13.02, 21S-13.002, Amended 1-10-93, Formerly 21S-26.601, 61F10-26.601, 59X-26.601, Amended 1-29-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pharmacy

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 13, 2007

DEPARTMENT OF HEALTH

Board of Pharmacy

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

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

SUMMARY: The qualifications will be changed for a foreign pharmacy graduate who desires licensure by examination.

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: 465.007 FS.

LAW IMPLEMENTED: 465.007 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

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

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

(1) No change.

(2) Be certified by the Foreign Pharmacy Graduate Examination ~~Committee~~ Commission to have passed the ~~FPGEE Foreign Pharmacy Graduate Equivalency Examination~~, the Test of English as a Foreign Language, and the Test of Spoken English. ~~Successfully pass the foreign pharmacy graduate equivalency examination which is given by the Foreign Pharmacy Graduate equivalency Commission.~~

(3) Complete a minimum of 500 hours of supervised work activity within the State of Florida. Such experience must be equivalent to that required in the internship program as set forth in Rule 64B16-26.2032, F.A.C. The work experience program including both the preceptor and the permittee must be approved by the Board of Pharmacy. Further, no program of work activity will be approved for any applicant until said applicant has been certified by FPGEE Foreign Pharmacy Graduate Examination Commission. Demonstrate proficiency in the use of English by passing the Test of English as a

Foreign Language (TOEFL), which is given by the Educational Testing Service, Inc., with a score of at least 500 for the pencil and paper test or 173 for the computer version.

(4) Demonstrate proficiency in the use of spoken English by passing the Test of Spoken English (TSE) with a score of at least 200 or an equivalent score of 45 on the recalibrated TSE.

(5) Complete a minimum of 500 hours of supervised work activity within the State of Florida. Such experience must be equivalent to that required in the internship program as set forth in Rule 64B16-26.2032, F.A.C. The work experience program including both the preceptor and the permittee must be approved by the Board of Pharmacy. Further, no program of work activity will be approved for any applicant until said applicant has successfully completed the examination as set forth in subsections (2) and (3) above.

Specific Authority 465.007 FS. Law Implemented 465.007 FS. History--New 1-11-05, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pharmacy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2007

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

<p>RULE NO.: 69A-60.012</p>	<p>RULE TITLE: Purpose, Criteria and Procedures for Designation as an Approved Nationally Recognized Testing Laboratory in Florida for Firesafety Purposes.</p>
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PURPOSE AND EFFECT: To provide procedures and criteria for becoming a nationally recognized testing laboratory in Florida for firesafety purposes.

SUMMARY: The rule provides that testing laboratories can be recognized in Florida for firesafety purposes if they are nationally recognized or eligible for national recognition.

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: 633.065, 633.071, 633.083, 633.539, 633.701 FS.

LAW IMPLEMENTED: 633.065, 633.071, 633.083, 633.539, 633.701 FS.

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

DATE AND TIME: Thursday, June 28, 2007, 1:00 p.m.

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342. Phone: (850)413-3171; Fax: (850)922-2553

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-60.012 Purpose, Criteria and Procedures for Designation as an Approved Nationally Recognized Testing Laboratory in Florida for Firesafety Purposes.

(1) The purpose of this rule is to determine whether a laboratory is nationally recognized in accordance with the following provision:

(a) Section 633.065, F.S., pertaining to fire suppression equipment;

(b) Section 633.071, F.S., pertaining to fire extinguishers;

(c) Section 633.083, F.S., pertaining to certain types of fire extinguishers;

(d) Section 633.539, F.S., pertaining to fire protection systems, and

(e) Section 633.701, F.S., pertaining to Alarm Systems.

(2) Criteria for Determination of Designation.

(a) Documentation that the applicant is designated as a Nationally Recognized Testing Laboratory by the U.S. Department of Labor, and the purpose or purposes for which it was recognized; or, in the alternative,

(b) Documentation that the applicant is eligible for recognition as a Nationally Recognized Testing Laboratory by the U.S. Department of Labor, and the purpose or purposes for which Florida designation is sought in accordance with subsection (1) above.

(3) Application Procedure.

(a) An applicant that is currently recognized by the United States Department of Labor as a Nationally Recognized Testing Laboratory can make application for Florida designation to the Division of State Fire Marshal on Form DFS-K3-1791 which is hereby adopted and incorporated

herein, and which may be obtained by writing to the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342, or by visiting the Division of State Fire Marshal's website located at <http://www.fldfs.com/SFM/index.htm>.

(b) An applicant that is not currently recognized by the United States Department of Labor as a Nationally Recognized Testing Laboratory can make application for Florida designation to the Division of State Fire Marshal on Form DFS-K3-1792, which is hereby adopted and incorporated herein, and which may be obtained by writing to the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342, or by visiting the Division of State Fire Marshal's website located at <http://www.fldfs.com/SFM/index.htm>, and shall include all of the information and material requested thereon.

(c) The Division of State Fire Marshal shall review the application for completeness and request additional information that was either not provided or is necessary to make a determination.

(d) When the application is deemed complete, the Division of State Fire Marshal shall either approve or deny the application.

(e) If the application is approved, the Division of State Fire Marshal shall issue a certificate to the applicant evidencing its designation as a Nationally Recognized Testing Laboratory qualified in Florida, and the purposes to which the designation is limited. The designation may be for any of the purposes set forth in subsection (1) above, as approved by the Division of State Fire Marshal, but only for those purposes.

(f) If the application is denied, the applicant shall be notified in writing, along with the reasons for denial and rights under Chapter 120, F.S.

(g) An application that is approved in part but denied for one or more requested purposes shall be treated procedurally as a denied application.

(4) Material Changes. Any testing laboratory designated in Florida as "nationally recognized" for one or more of the purposes in the statutes listed in subsection (1):

(a) Will be subject to ongoing verification that it continues to meet the Florida designation criteria, and

(b) Shall notify the Division of State Fire Marshal within 30 days of the occurrence of any of the following:

1. Change in the company name or the company address;
2. Change in any major test equipment;
3. Establishment of a new branch office or facility at which items are to be tested;
4. Change in principal officers, key supervisory personnel, or key testing personnel in the company.

Specific Authority 633.065, 633.071, 633.083, 633.539, 633.701 FS. Law Implemented 633.065, 633.071, 633.083, 633.539, 633.701 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jim Goodloe, Chief, Bureau of Fire Prevention
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Les Hallman, Director, Division of State Fire Marshal

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 2, 2006

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:	RULE TITLE:
690-167.015	Uniform Home Grading Scale to Grade the Ability of a Home to Withstand Wind Loads from Tropical Storms or Hurricanes

PURPOSE AND EFFECT: To establish a uniform home grading scale to measure the ability of a home to withstand the wind load from a sustained severe tropical storm or hurricane.

SUMMARY: The rule adopts a study which developed a uniform home grading scale by Ch 2007-1, Laws of Florida, Section 40.

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: Ch 2007-1, Laws of Florida, Section 40.

LAW IMPLEMENTED: Ch 2007-1, Laws of Florida, Section 40.

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: June 14, 2007, 9:30 a.m.
PLACE: Room 116, Larson Building, 200 East Gaines, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Chris Bailey, Office of Insurance Regulation, E-mail chris.bailey@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Chris Bailey, Office of Insurance Regulation, E-mail chris.bailey@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-167.015 Uniform Home Grading Scale to Grade the Ability of a Home to Withstand Wind Loads from Tropical Storms or Hurricanes.

(1) The Home Structure Rating System – Methodology Development for Hurricane Wind Effects Report, dated March 30, 2007, is hereby adopted as the Uniform Home Grading Scale and is incorporated by reference.

(2) The report is available for viewing or download at www.floir.com.

Specific Authority 624.308(1) FS., Ch. 2007-1, Laws of Florida, § 40 (CS/HB 1A). Law Implemented 624.307(1.) FS., Ch. 2007-1, Laws of Florida, § 40 (CS/HB 1A). History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Chris Bailey
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Abby London
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 15, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 31, 2007

Section III Notices of Changes, Corrections and Withdrawals

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF 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 JUVENILE JUSTICE

Residential Services

RULE NO.: RULE TITLE:
63E-4.002 Definitions

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 3, January 19, 2007 issue of the Florida Administrative Weekly.

63E-4.002 Definitions.

For the purpose of this rule the following words shall have the meanings indicated.

(1) through (2) No change.

(3) Authority for Evaluation and Treatment – The document that, when signed by a parent or guardian, authorizes the department to assume responsibility for the provision of necessary and appropriate physical and mental health care to a youth in the department’s physical custody. The Authority for Evaluation and Treatment (HS 002, May 2007 ~~October 2006~~) is incorporated by reference and is accessible electronically at http://www.djj.state.fl.us/forms/residential_rule63E_forms.html.

(4) through (15) No change.

(16) Facility Entry Physical Health Screening – A standardized initial health screening, conducted at the time of a youth’s admission or re-admission to each residential commitment program. The purpose of this screening is to ensure the youth has no immediate health conditions or medical needs that require emergency services. This screening shall be conducted and documented using the Facility Entry Physical Health Screening form and the Facility Entry Physical Health Screening Body Chart (male or female). The Facility Entry Physical Health Screening form and its accompanying Facility Entry Physical Health Screening Body Charts (HS 010, May 2007 ~~February 2007~~) are incorporated by reference and are available electronically at http://www.djj.state.fl.us/forms/health_services_forms_index.html.

(17) through (25) No change.

(26) Performance Summary – A written document used to inform the youth, committing court, youth’s Juvenile Probation Officer, parent or guardian, and other pertinent parties of the youth’s performance in the program, including status of and progress toward performance plan goals, academic status, behavior and adjustment to the program, significant incidents (positive and negative), and justification for a request for release, discharge or transfer, if applicable. The Performance Summary (RS 007, September 2006) is incorporated by reference and is accessible electronically at http://www.djj.state.fl.us/forms/residentialrule63E_forms.htm.

(27) through (32) No change.

(33) Pre-Release Notification and Acknowledgement – A form that allows for a residential commitment program to give prior notification to the JPO of a youth’s planned release, the JPO’s additional information pertinent to the release, and the court’s approval of the youth’s release from the program. The Pre-Release Notification and Acknowledgement (RS 008, September 2006) is incorporated by reference and is accessible electronically at http://www.djj.state.fl.us/forms/residential_rule63E_forms.html.

(34) through (41) No change.

(42) Victim Notification of Release – Unless victim notification rights have been waived, a letter that a residential commitment program sends to the victim, or the next of kin in homicide cases, or the parent or legal guardian in cases involving minor victims, prior to any discharge or release, including temporary release, of a youth whose committing offense meets the criteria for victim notification pursuant to Chapter 960, F.S. The Victim Notification of Release form (RS 011, September 2006) is incorporated by reference and is accessible electronically at http://www.djj.state.fl.us/forms/residential_rule63E_forms.html.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History–New _____.

DEPARTMENT OF JUVENILE JUSTICE

Detention Services

RULE NOS.:	RULE TITLES:
63G-2.0045	Intake and Orientation
63G-2.011	Medical Treatment, Health and Comfort

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. 4, January 26, 2007 issue of the Florida Administrative Weekly.

63G-2.0045 Intake and Orientation.

(1) Admissions:

(a) The superintendent shall ensure officers are trained in the admission process including the review and completion of required paperwork and the sequence of required actions.

(b) The admission process shall address the following:

1. Review of required paperwork from law enforcement and screening staff prior to initiating the admission process.

a. Youth presented at the detention center for admission shall have been medically screened prior to their arrival at detention. No youth presented to be securely detained shall be accepted for detention if they are in need of emergency medical care, require mental health crisis intervention or are under the influence of any intoxicant.

b. If a youth in crisis is mistakenly accepted for admission into secure detention, the on-duty supervisor shall make the necessary arrangements for the youth to see the facility’s medical or mental health staff or shall ensure the youth is transported to a hospital emergency room.

2. Inactive files shall be reviewed, if available, to obtain useful information.

3. The youth shall be electronically searched, frisk searched, and strip searched by an officer of the same sex as the youth.

4. The youth shall be allowed to place a telephone call at the facility’s expense and the call shall be documented on all applicable forms. The youth shall not be allowed to telephone

the victim(s) unless it is a relative who is a victim of domestic violence and the admission officer verifies that the victim is willing to talk with the youth.

5. If the admission process is completed two hours or more before the serving of the next scheduled meal, the youth shall be offered something to eat.

6. Completion of the Juvenile Justice Information System (JJIS) Admission Wizard. The Admission Wizard is a computer-based form containing all elements required for an admission. The Admission Wizard (DJJ/DCF Form 1, 2-05) is incorporated, and is available from the Assistant Secretary for Detention at 2737 Centerview Drive, Suite 309, Tallahassee, Florida 32399-3100.

7. The youth shall be screened to identify medical, mental health, and substance abuse needs. Any indication requiring services shall be documented, and appropriate referrals and services provided. The detention facility shall use an alert system within JJIS to identify youth with special needs. Current prescription medications shall be documented in the JJIS alert system. Staff shall give special attention to observing youth in the alert system to ensure their special needs are met.

8. Completion of the Screening for Vulnerability to Victimization and Sexually Aggressive behavior (VSAB) (DS 002, 12-26-06) instrument prior to a youth’s room assignment. This instrument is incorporated, and is available from the Assistant Secretary for Detention at 2737 Centerview Drive, Suite 309, Tallahassee, Florida 32399-3100.

a. The administration of the VSAB instrument is designed to obtain information to ensure a youth’s potential for victimization or predatory risk is identified consistent with the goals of the Federal Prison Rape Elimination Act (PREA) of 2003.

b. The VSAB instrument shall be administered to youth in a private and confidential manner.

c. The completion of the VSAB instrument shall include the obtaining of collateral information from the youth’s file and the youth’s legal guardian.

d. The results of the youth’s screening in the VSAB instrument shall be used in making room assignments to ensure vulnerable youth are not assigned a roommate believed to pose a risk.

9. Medical screening of youth at the time of admission requires the completion of the Medical and Mental Health Screening form within the JJIS Admission Wizard.

10. A photograph of the youth shall be taken and maintained in the youth’s file.

(2) Property:

(a) The detention superintendent shall ensure a drop safe for the initial storage of youths’ valuables shall be under video surveillance.

(b) The detention superintendent shall ensure that all locations for the storage of youth property are secure.

(c) The detention superintendent shall ensure that staff will not receive or have personal use of any youth property or money, unclaimed or otherwise.

(d) The detention superintendent or designee shall notify the Office of the Inspector General's Central Communications Center and file a serious reporting incident when a youth's personal property is alleged to have been stolen from the facility by a DJJ/contracted staff member, intern or volunteer.

(e) In the presence of each detained youth, the booking officer shall inventory all personal property in the youth's possession and record each item surrendered into the Juvenile Justice Information System using the Property Receipt Report (DS 001, 11-20-06). This form is incorporated, and is available from the Assistant Secretary for Detention at 2737 Centerview Drive, Suite 309, Tallahassee, Florida 32399-3100.

(f) All money and personal items of value shall be verified and secured in a clear tamper-proof property bag. The description of these items on the Property Receipt Report shall include that the item described is "in the safe."

(g) Information on the clear tamper-proof property bag shall include, at a minimum, the date, the youth's name, the youth's DJJID #, a listing of the items in the bag, the youth's signature, and the signature of the person who placed the items in the property bag and sealed it.

(h) In the event a youth refuses to sign the Property Receipt Report, the booking officer shall notify a supervisor and that supervisor shall document the youth's refusal on the form.

(j) After the youth has signed the Property Receipt Report and the clear tamper-proof property bag, the bag shall be placed in the drop safe. This action shall be recorded in the drop safe bound logbook to include the date, time, youth's name, youth's DJJID #, printed name of the officer who secured the property and the officer's initials.

(k) The booking officer shall have the youth sign a Letter of Acknowledgement in which the youth acknowledges and understands that unclaimed personal property is deemed abandoned and subject to disposal. Unclaimed personal property is property in the possession of the facility for more than 30 days after the legal guardian has been notified to either retrieve, or make arrangements to retrieve, the property. This notification is sent to the legal guardian if property is not taken by the youth at the time of their release or retrieved by the legal guardian within 7 calendar days of youth being committed to high or maximum risk.

(l) Other personal property, including the youth's clothing, shall be placed in an assigned locker/bag as documented on the Property Receipt Form. This form is then placed in the youth's active file.

(m) Upon the youth's release from detention and retrieval of personal property, the releasing officer, the youth, and the youth's legal guardian shall review and sign the Property Receipt Report and account for all of the youth's personal property.

(n) A copy of the signed Property Receipt Report which acknowledges the return of youth's personal property shall be placed in the youth's file.

(o) A photograph of the youth shall be taken and maintained in the youth's file.

(3) through (7) No change.

Specific Authority 985.601(9)(b) FS. Law Implemented 985.601(9)(b)1. FS. History--New_____.

63G-2.011 Medical Treatment, Health and Comfort.

(1) No change.

(2) Mental Health and Substance Abuse:

(a) No change.

(b) Mental Health and Substance Abuse Screening: The screening process begins at intake and continues when the youth is admitted to detention. Screenings are performed using standardized instruments. The Positive Achievement Change Tool (PACT) consists of Pre-Screen and Full-Assessment components, and is incorporated in subsection 63D-1.003(1), F.A.C. The PACT Pre-Screen instrument is a general screening tool used to detect indicators of substance abuse and mental health issues, including suicide risk. This information is provided to the detention center in the Mental Health and Substance Abuse Screening Report and Referral. The Suicide Risk Screening Instrument (SRSI), also administered during intake, is a validated tool used to determine if a youth is at risk for suicide at the time of admission. If any indicators for suicide risk appear on either instrument, the youth must be immediately placed on precautionary observation and referred to a mental health clinical staff person who will confer with the designated mental health authority to determine whether the further Assessment of Suicide Risk is conducted immediately or within 24 hours. The following forms are incorporated and are available from the Assistant Secretary for Detention, 2737 Centerview Drive, Suite 309, Tallahassee, Florida 32399-3100:

~~1. Positive Achievement Change Tool (PACT) (8-27-06);~~

~~1.2- Mental Health and Substance Abuse Screening Report and Referral (DJJ/PACT Form 1, 11-05);~~

~~2.3- Suicide Risk Screening Instrument (DJJ/PP Form 12, 6-06); and~~

~~3.4- Assessment of Suicide Risk (8-06).~~

(c) through (e) No change.

(3) No change.

Specific Authority 985.601(9)(b)1. FS. Law Implemented 985.601(9)(b)7. FS. History--New 10-10-06, Amended_____.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-38.032	Standards of the National Fire Protection Association Adopted
69A-38.035	Emergency Egress and Relocation Drills
69A-38.038	Special Requirements

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. 2, January 12, 2007 issue of the Florida Administrative Weekly.

69A-38.032 Standards of the National Fire Protection Association Adopted.

(1) The following portions of the National Fire Protection Association Standard 101, Florida edition, Life Safety Code, Chapter 32 for new facilities and Chapter 33 for existing facilities, the edition as adopted by Rule 69A-3.012, F.A.C., shall be the uniform fire safety standards required for this state with respect to facilities for the developmentally disabled, except as modified by this rule:

(a) through (b) No change.

(c) Each foster care facility and each group home facility which does not meet the evacuation capability of “prompt” but which does meet an evacuation capability of “slow” shall also comply with the requirements of Subdivisions 32.2.3.5.1, 32.2.3.5.2, and 32.2.3.5.3, Chapter 32, National Fire Protection Association (NFPA) 101, Florida edition, as adopted in Rule 69A-3.012, F.A.C., to be considered to have met the firesafety requirements under Rule 69A-38.0032, F.A.C. ~~Subdivisions 32.2.3.5.1, 32.2.3.5.2, and 32.2.3.5.3, Chapter 32, NFPA 101, Florida edition, as adopted in 69A-3.012, F.A.C., are hereby adopted and incorporated by reference.~~

(d) No change.

(2) No change.

69A-38.035 Emergency Egress and Relocation Drills.

(1) An emergency egress and relocation drill shall be conducted by each owner at each facility at least three (3) times per year. Each emergency egress and relocation drill shall be conducted at least 90 days after the previous emergency egress and relocation drill. The AHJ, as defined in NFPA 1, §3.2.2, adopted by reference in Rule 69A-3.012, F.A.C., “the organization, office, or individual responsible for approving equipment, materials, an installation, or a procedure.” is permitted to require an additional emergency egress and relocation drill in conjunction with an annual fire safety inspection.

(2) through (8) No change.

69A-38.038 Special Requirements.

(1) Each facility shall have installed at least one portable fire extinguisher with a minimum rating of 2A-10BC.

(2) No ~~portable unvented~~ fuel-fired heaters shall be permitted unless the heater is listed by a testing laboratory recognized by the United States Department of Labor, another state or regional regulatory authority, or rule of the Department, and approved for such use.

(3) through (4) No change.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:	RULE TITLE:
69O-170.013	Filing Procedures for Property and Casualty Insurance Rates, Rules, Underwriting Guidelines, and Forms

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 20, May 18, 2007 issue of the Florida Administrative Weekly.

Subsection (2) of Rule 69O-170.013 is revised to read:

(2) A “rate filing” contains all the information submitted in the filing made by the insurer, plus any supplemental information received during the course of the Office’s review, for all purposes of the filing made under Section 627.062(2)(a) or 627.0651, F.S.. ~~The procedures in this rule supersede any other procedures relating to filing procedures and actuarial memoranda. All material submitted shall be legible.~~

The remainder of the rule reads as previously published.

**Section IV
Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF THE LOTTERY

RULE NO.:	RULE TITLE:
53ER07-32	Firecracker MILLIONAIRE RAFFLE™

SUMMARY: This emergency rule describes the on-line game “Firecracker MILLIONAIRE RAFFLE,” for which the Department of the Lottery will sell tickets beginning May 18, 2007.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-32 Firecracker MILLIONAIRE RAFFLE™.

(1) How to Play Firecracker MILLIONAIRE RAFFLE

(a) Firecracker MILLIONAIRE RAFFLE is an on-line number match game.

(b) Each Firecracker MILLIONAIRE RAFFLE ticket costs \$20.

(c) Firecracker MILLIONAIRE RAFFLE tickets will go on sale Friday, May 18, 2007. Sales of Firecracker MILLIONAIRE RAFFLE tickets will cease immediately after the 1,500,000th ticket is sold or at midnight on July 3, 2007, whichever occurs first.

(d) Each Firecracker MILLIONAIRE RAFFLE ticket will contain a unique ticket number that will be entered automatically into the Firecracker MILLIONAIRE RAFFLE drawing. Firecracker MILLIONAIRE RAFFLE tickets will automatically print from the terminal with ticket numbers issued in sequential order from 1 to 1500000 as they are sold around the state. Each Firecracker MILLIONAIRE RAFFLE ticket will contain only one ticket number. Players cannot select their own ticket numbers.

(e) The overall odds of winning a prize in the Firecracker MILLIONAIRE RAFFLE drawing depend upon the number of tickets sold and are 1 in 6,329 if all 1,500,000 tickets are sold.

(f) Firecracker MILLIONAIRE RAFFLE tickets cannot be cancelled.

(2) Firecracker MILLIONAIRE RAFFLE Drawing and Prizes.

(a) A random computerized drawing from among all Firecracker MILLIONAIRE RAFFLE ticket numbers issued during the sales period will be held on July 4, 2007 to select 237 numbers. Prizes will be awarded in the order drawn. The first through twelfth numbers drawn will each win \$1 million cash. The 13th through 37th numbers drawn will each win \$100,000 cash and will be alternates in the order drawn for a \$1 million prize in the event a top prize is not claimed within the 180-day claim period. The 38th through 237th numbers drawn will each win \$10,000 cash.

(b) The Firecracker MILLIONAIRE RAFFLE drawing shall be public and witnessed by an accountant employed by an independent certified public accounting firm, as required by Section 24.105(10), Florida Statutes.

(c) The results of the drawing will be revealed on July 4, 2007 and will be available after the drawing on the Lottery's website at www.flalottery.com, by phone at 1(850)487-7777, or at a lottery retailer.

(3) How to Claim a Firecracker MILLIONAIRE RAFFLE Prize.

(a) Firecracker MILLIONAIRE RAFFLE prizes must be claimed by submitting the winning ticket for validation at a Lottery office or retailer within 180 days from the date of the drawing (December 31, 2007) and, if the prize is not paid at

that time, by submitting the winning ticket for payment at a Florida Lottery office, as required by the Lottery's rule governing payment of prizes. Winning Firecracker MILLIONAIRE RAFFLE tickets will be paid only at a Florida Lottery office. Tickets winning \$1 million must be submitted for payment at Lottery Headquarters. Failure of a prizewinner to claim a Firecracker MILLIONAIRE RAFFLE prize by submitting the winning ticket for validation and payment in accordance with the Lottery's rule governing payment of prizes shall result in forfeiture of the prize. Information about procedures for filing a claim can be obtained by calling (850)487-7777 [TDD (850)487-7784]. Firecracker MILLIONAIRE RAFFLE tickets are the only valid receipts to redeem a prize.

(b) A claim filed for a \$100,000 prize shall also be a contingent claim for a \$1 million prize. If a winning Firecracker MILLIONAIRE RAFFLE ticket bearing any of the first twelve winning numbers is not submitted for validation and payment in accordance with the Lottery's rule governing payment of prizes, the 13th through 37th prizewinners who have submitted their tickets for validation and payment in accordance with the Lottery's rule governing payment of prizes constitute contingent winners for the \$1 million prize and will be used in the order in which they were drawn to select a winner for the \$1 million top prize. The contingent winner will be awarded the cash difference between the \$100,000 prize and the \$1 million prize.

If applicable, the Lottery will attempt to notify, for a period of two weeks, the first contingent winner drawn in the \$100,000 prize category. If the Lottery is unable to contact the first contingent winner, the Lottery will attempt to notify, for a period of two weeks, the second contingent winner drawn. This process will continue until a contingent winner is contacted or the Lottery has exhausted the list of available contingent winners, in which case the \$1 million prize will not be awarded.

(c) Payment of all federal, state and/or local taxes will be the responsibility of the winner. Federal withholding taxes will be deducted from all cash payments.

(4) General Information.

(a) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(b) All Firecracker MILLIONAIRE RAFFLE prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes will be paid in accordance with the rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 5-11-07.

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: May 11, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-33
 RULE TITLE: Firecracker MILLIONAIRE RAFFLE™ Retailer Incentive Rules

SUMMARY: The Department of the Lottery will conduct a "Firecracker Millionaire Raffle Retailer Incentive" program from May 18, 2007 through July 3, 2007, in which certain retailers will receive bonus commissions during the promotion period.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-33 Firecracker MILLIONAIRE RAFFLE™ Retailer Incentive Rules.

(1) Firecracker MILLIONAIRE RAFFLE is an on-line number match game. Firecracker MILLIONAIRE RAFFLE tickets will go on sale Friday, May 18, 2007. Sales of Firecracker MILLIONAIRE RAFFLE tickets will cease immediately after the 1,500,000th ticket is sold or at midnight on July 3, 2007, whichever occurs first.

(2) Each Firecracker MILLIONAIRE RAFFLE ticket will contain a unique ticket number that will be entered automatically into the Firecracker MILLIONAIRE RAFFLE drawing. A random computerized drawing from among all Firecracker MILLIONAIRE RAFFLE ticket numbers issued during the sales period will be held on July 4, 2007. A total of 237 prizes will be awarded. Prizes will be awarded in the order drawn. The first through twelfth numbers drawn will win \$1 million cash. The 13th through 37th numbers drawn will win \$100,000 and will be alternates in the order drawn for a \$1 million prize in the event a top prize is not claimed within the 180-day claim period. The 38th through 237th numbers drawn will win \$10,000.

(3) A retailer who sells a winning \$1 million Firecracker MILLIONAIRE RAFFLE ticket will receive a bonus commission of \$5,000 in addition to the regular five percent sales commission set forth in Rule 53ER05-14, F.A.C.

(4) Award of a bonus commission is not dependent upon the winning Firecracker MILLIONAIRE RAFFLE ticket being claimed by the winner. Retailers who sell winning \$10,000 or \$100,000 Firecracker MILLIONAIRE RAFFLE

tickets, including those that subsequently become alternate winners of a \$1 million prize, will not be eligible for a bonus commission.

(5) Retailers whose Florida Lottery contracts are terminated or inactivated prior to the bonus commission award shall be paid the bonus commission provided the termination or inactivation was not due to non-compliance with Florida Lottery laws, rules or contract terms.

(6) A bonus commission will be considered compensation to the retailer for Internal Revenue Service purposes. The Florida Lottery reserves the right to apply the bonus commission earned against a retailer's outstanding debt to the Florida Lottery.

Specific Authority 24.105(9), 24.109(1), 24.112(1) FS. Law Implemented 24.105(9), 24.112(1) FS. History—New 5-11-07.

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: May 11, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-34
 RULE TITLE: Instant Game Number 696, BANKROLL

SUMMARY: This emergency rule describes Instant Game Number 696, "BANKROLL," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-34 Instant Game Number 696, BANKROLL.

(1) Name of Game. Instant Game Number 696, "BANKROLL."

(2) Price. BANKROLL lottery tickets sell for \$2.00 per ticket.

(3) BANKROLL lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning BANKROLL lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY

(5) The "WINNING" play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY

(6) The prize symbols and prize symbol captions are as follows:

TICKET TICKET	\$1.00 ONE	\$2.00 TWO	\$5.00 FIVE	\$10.00 TEN
\$25.00 THY FIVE	\$50.00 FIFTY	\$100 ONE HUN	\$1,000 ONE THO	\$10,000 TEN THO

(7) The legends are as follows:

WINNING NUMBERS **YOUR NUMBERS**

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches either number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number.

(b) The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100, \$1,000 and \$10,000. A ticket having a

"" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$50.00.

(c) A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a BANKROLL lottery ticket which entitles the claimant to a prize of a \$2.00 instant ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 696 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 42 POOLS OF 180,000 TICKETS PER POOL
TICKET	\$2 TICKET	8.33	907,200
\$2	\$2	75.00	100,800

\$2 x 2	\$4	30.00	252,000
\$1 + (\$2 x 2)	\$5	37.50	201,600
\$5	\$5	37.50	201,600
(\$1 x 2) + (\$2 x 4)	\$10	150.00	50,400
\$5 x 2	\$10	75.00	100,800
\$10	\$10	150.00	50,400
\$5 x 5	\$25	150.00	50,400
\$5 x 10	\$50	1,800.00	4,200
\$10 x 5	\$50	1,800.00	4,200
\$50	\$50	405.41	18,648
(BANKROLL)			
\$10 x 10	\$100	3,750.00	2,016
(\$25 x 2) + \$50	\$100	1,800.00	4,200
(BANKROLL)			
\$100	\$100	7,500.00	1,008
(\$25 x 6) + \$50	\$200	18,000.00	420
(BANKROLL)			
\$100 x 10	\$1,000	180,000.00	42
\$1,000	\$1,000	180,000.00	42
\$1,000 x 10	\$10,000	3,780,000.00	2
\$10,000	\$10,000	3,780,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 696 are 1 in 3.88. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 696, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a BANKROLL lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for BANKROLL lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 5-11-07.

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: May 11, 2007

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER07-35
 RULE TITLE: Instant Game Number 697, FUN 1s
 SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 697, "FUN 1s," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-35 Instant Game Number 697, FUN 1s.

(1) Name of Game. Instant Game Number 697, "FUN 1s."

(2) Price. FUN 1s lottery tickets sell for \$1.00 per ticket.

(3) FUN 1s lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning FUN 1s lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

(4) The "PLAY SYMBOLS" and play symbol captions are as follows:



(5) The prize symbols and prize symbol captions are as follows:

TICKET	\$1.00	\$2.00	\$3.00	\$4.00	\$5.00
TICKET	ONE	TWO	THREE	FOUR	FIVE
\$10.00	\$20.00	\$100	\$500	\$1,000	
TEN	TWENTY	ONE HUN	FIVE HUN	ONE THOU	

(6) Determination of Prizewinners.

(a) A ticket having an "1" in the play area shall entitle the claimant to the corresponding prize shown.

(b) The prizes are: TICKET, \$1.00, \$2.00, \$3.00, \$4.00, \$5.00, \$10.00, \$20.00, \$100, \$500 and \$1,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$1.00 instant ticket, except as follows. A person who submits by mail a FUN 1s lottery ticket which entitles the claimant to a prize of a \$1.00 instant ticket and whose mailing address is outside the State of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(7) The estimated odds of winning, value and number of prizes in Instant Game Number 697 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL
TICKET	\$1 TICKET	10.00	1,008,000
\$1	\$1	8.82	1,142,400
\$2	\$2	50.00	201,600
\$1 x 5	\$5	100.00	100,800
\$5	\$5	300.00	33,600
(\$1 x 4) + (\$2 x 2)	\$8	150.00	67,200
\$2 x 5	\$10	150.00	67,200
\$3 x 6	\$18	300.00	33,600
(\$4 x 2) + (\$5 x 4)	\$28	600.00	16,800
(\$2 x 4) + (\$10 x 2)	\$28	600.00	16,800
\$10 x 5	\$50	3,600.00	2,800
(\$4 x 2) + (\$20 x 4)	\$88	11,250.00	896
\$20 x 5	\$100	90,000.00	112
\$100	\$100	90,000.00	112
\$500	\$500	180,000.00	56
\$1,000	\$1,000	458,181.82	22

(8) The estimated overall odds of winning some prize in Instant Game Number 697 are 1 in 3.74. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(9) For reorders of Instant Game Number 697, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(10) By purchasing a FUN 1s lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(11) Payment of prizes for FUN 1s lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History--New 5-11-07.

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: May 11, 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."

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF LEGAL AFFAIRS

NOTICE IS HEREBY GIVEN THAT on May 7, 2007, the Department of Legal Affairs, Division of Victim Services and Criminal Justice Programs, received a petition for a waiver or variance from Rule 2A-5.005, F.A.C., with regard to the requirement regarding test photos and remote triggering devices.

Comments on this petition should be filed with: Division of Victim Services and Criminal Justice Programs, Office of the Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rick Nuss, Chief, Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3351.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on May 10, 2007, the Florida Department of Law Enforcement has issued an order. Criminal Justice Standards and Training took action on a petition for waiver received from Charles Kline, on April 20, 2007. Notice of this petition was published in the F.A.W., Vol. 33, No. 18, May 4, 2007. No public comment was received. Petitioner requested a waiver of paragraph 11B-20.0016(1)(c), F.A.C., pursuant to Section 120.542, F.S. Petitioner requested that the Department waive the affiliation requirements for instructors.

On May 10, 2007, the Criminal Justice Standards and Training Commission denied a waiver of this rule to Charles Kline, in a final order, OGC File No.: VAR 07-11. This rule waiver was denied because the petitioner failed to demonstrate that a strict application of the rule would result in undue hardship to him or would affect him differently than other similarly situated persons and because the petitioner could not successfully fulfill the requirements of Section 943.14, F.S., by other means.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Florida Department of Law Enforcement, Box 1489, Tallahassee, FL 32302-1489, (850)410-7687.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

NOTICE IS HEREBY GIVEN THAT on April 25, 2007, the Department of Highway Safety and Motor Vehicles, received a petition for Variance From or Waiver of subsection 15A-10.029(5), F.A.C. The above referenced Florida Administrative Code rule provides that a person is not eligible for reinstatement in the Special Supervision Services program, who has been previously reinstated and had that reinstatement cancelled due to current substance abuse. The rule also provides that in such a situation, the person must serve the entire statutory revocation period.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark J. Hiers, Assistant General Counsel, Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Suite A-432, MS-02, 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."

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN THAT on May 4, 2007, the Florida Public Service Commission, received a petition for a variance from subsection 25-6.0342(2), Florida Administrative Code, from Florida Public Utilities Company in Docket No. 070300-EI. The rule requires all investor-owned utilities to file storm hardening plans no later than 90 days after the effective date of the rule (May 7, 2007). Comments on the petition should be filed with the Florida Public Service Commission, Office of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days after publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or at <http://www.psc.state.fl.us/>. For additional information, please contact Lorena Holley, Office of the General Counsel, at the above address or telephone (850)413-6193.

WATER MANAGEMENT DISTRICTS**NOTICE OF DISPOSITION**

NOTICE IS HEREBY GIVEN THAT the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Florida Statutes (SFWMD 2007-115-DAO-ROW), on May 10, 2007, to Jose

and Connie Alvarez. The petition for waiver was received by the SFWMD on March 26, 2001. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 27, No. 14, on April 6, 2001. No public comment was received. This Order provides a waiver of the District's criteria to allow an existing fence enclosure encroaching 10' to 17' (40' to 33' from the top of bank) to remain within the south right of way of C-100C at the rear of 9821 S. W. 130th Street; S16/T37S/R40E, Miami-Dade County. Specifically, the Order grants a waiver from paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground facilities within forty feet of top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Jose and Connie Alvarez from suffering a substantial hardship. A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1413, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov

NOTICE OF DISPOSITION

NOTICE IS HEREBY GIVEN THAT the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Florida Statutes (SFWMD 2007-116-DAO-ROW), on May 10, 2007, to Alfred James Kennedy. The petition for waiver was received by the SFWMD on March 29, 2007. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 33, No. 15, on April 13, 2007. No public comment was received. This Order provides a waiver of the District's criteria for the proposed temporary vehicular use of L-28 right of way from U.S. 41 to the northerly terminus of L-28 to gain access to the applicant's camp/cabin which is located 3.5 miles from L-28 in Collier County; the L-28 is located in Broward and Miami-Dade Counties; Multiple Sections/T546S/R35E, Broward and Miami-Dade County. Specifically, the Order grants a waiver from subsection 40E-6.221(9), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the requirement that, except for utilities, an applicant must own or lease the land lying adjacent to the District Work within Works or Lands

of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Alfred James Kennedy from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1413, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov

NOTICE OF DISPOSITION

NOTICE IS HEREBY GIVEN THAT the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Florida Statutes (SFWMD 2007-117-DAO-ROW), on May 10, 2007, to Gilberto and Caridad Lugo. The petition for waiver was received by the SFWMD on November 8, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 32, No. 47, on November 22, 2006. No public comment was received. This Order provides a waiver of the District's criteria to allow an existing, unauthorized pile-supported boat dock to remain within the east right of way of C-10 adjacent to 2666 Coolidge Street in Hollywood; S9/T51S/R42E, Broward County. Specifically, the Order grants a waiver from paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the minimum low member elevation of pile-supported docking facilities within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Gilberto and Caridad Lugo from suffering a substantial hardship and a violation of the principles of fairness.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1413, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov

NOTICE OF DISPOSITION

NOTICE IS HEREBY GIVEN THAT the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Florida Statutes (SFWMD 2007-118-DAO-ROW), on May 10, 2007, to Clinton R. Ritter and Debra Toms. The petition for waiver was received by the SFWMD on March 28, 2007. Notice of receipt

of the petition requesting the waiver was published in the F.A.W., Vol. 33, No. 15, on April 13, 2007. No public comment was received. This Order provides a waiver of the District's criteria to allow an existing, unauthorized boat dock with lift and roof and a pier and irrigation pump to remain within the northeast right of way of L-47 adjacent to 7864 Highway 441, Southeast; S5/T38S/R36E, Okeechobee County. Specifically, the Order grants a waiver from paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the minimum low member elevation of pile-supported docking facilities and placement of irrigation pumps within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Clinton R. Ritter and Debra Toms from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1413, West Palm Beach, Florida 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov

NOTICE IS HEREBY GIVEN THAT on June 12, 2007, the St. Johns River Water Management District, intends to grant a variance from paragraph 40C-4.302(1)(c), Florida Administrative Code (F.A.C.), and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters (December 3, 2006), including Sections 10.1.1(c), 12.1.1(d), and 12.2.5(c), to Laguna Estates, LLC for the construction of a multi-family, two-slip dock. The project is located in Section 1, Township 26 South, Range 36 East, Brevard County, Florida. Paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters (December 3, 2006), including Sections 10.1.1(c), 12.1.1(d), and 12.2.5(c), are designed to protect Class II and shellfish harvesting waters and require permit applicants to comply with additional criteria when the proposed work is located in, adjacent to, or in close proximity to Class II waters. The petitioner seeks a variance pursuant to Section 373.414(17), Florida Statutes (F.S.), in conjunction with Environmental Resource Permit Application 4-009-89906-2, to construct a multi-family, two-slip dock. The work would occur in the Indian River Lagoon which in this area is a Class II water classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting. Notice of receipt of the petition for variance was published in the F.A.W., on August 25, 2006. The

District's Governing Board is scheduled to take final action on the petition for variance and the related permit application at its meeting on June 12, 2007.

A person whose substantial interests are or may be affected by the District's intended action has the right to request an administrative hearing by filing a written petition with the District. Pursuant to Chapter 28-106 and Rule 40C-1.1007, F.A.C., and Section 403.201, F.S., the petition must be filed (received), either by delivery at the office of the District Clerk at District Headquarters, P. O. Box 1429, Palatka Florida 32178-1429 (4049 Reid St., Palatka, FL 32177) or by e-mail with the District Clerk at Clerk@sjrwm.com, within fourteen (14) days of this publication date (for those persons to whom the District does not mail or email actual notice). A petition must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), F.S., and Chapter 28-106, F.A.C. The District will not accept a petition sent by facsimile (fax), as explained below. Mediation pursuant to Section 120.573, F.S., is not available.

If the Governing Board takes action that substantially differs from this notice, a person whose substantial interests are or may be affected has the right to request an administrative hearing by filing a written petition with the District, but this request for administrative hearing shall only address the substantial deviation. Pursuant to Chapter 28-106 and Rule 40C-1.1007, F.A.C., the petition must be filed (received) at the office of the District Clerk at the mail/street address or email address described above, within fourteen (14) days of the District depositing notice of final District decision in the mail (for those persons to whom the District mails actual notice), within fourteen (14) days of the District emailing the notice of final District decision (for those persons to whom the District emails actual notice), or within fourteen (14) of newspaper publication of the notice of final District decision (for those persons to whom the District does not mail or email actual notice). The petition must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), F.S., and Chapter 28-106, F.A.C. Mediation pursuant to Section 120.573, F.S., is not available.

A person whose substantial interests are or may be affected has the right to a formal administrative hearing pursuant to Sections 120.569 and 120.57(1), F.S., where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must also comply with the requirements set forth in Rule 28-106.201, F.A.C. A person whose substantial interests are or may be affected has the right to an informal administrative hearing pursuant to Sections 120.569 and 120.57(2), F.S., where no material facts are in dispute. A petition for an informal hearing must also comply with the requirements set forth in Rule 28-106.301, F.A.C.

A petition for an administrative hearing is deemed filed upon receipt of the complete petition by the District Clerk at the District Headquarters in Palatka, Florida. Petitions received by the District Clerk after 5:00 p.m., or on a Saturday, Sunday, or

legal holiday, shall be deemed filed as of 8:00 a.m. on the next regular District business day. The District's acceptance of petitions filed by e-mail is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation (issued pursuant to Rule 28-101.001, F.A.C.), which is available for viewing at www.sjrwmd.com. These conditions include, but are not limited to, the petition being in the form of a PDF file and being capable of being stored and printed by the District. Further, pursuant to the District's Statement of Agency Organization and Operation, attempting to file a petition by facsimile is prohibited and shall not constitute filing.

Pursuant to Section 120.68, F.S., a party to the proceeding before the District who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action.

A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, F.S., may seek review of the order pursuant to Section 373.114, F.S., by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy on the Department of Environmental Protection and any person named in the order within 20 days of the rendering of the District order. Review by the Florida Land and Water Adjudicatory Commission is not available for final orders resulting from an evidentiary hearing held under Sections 120.569 and 120.57, F.S.

Failure to observe the relevant time frames for filing a petition for administrative hearing under Sections 120.569 and 120.57, F.S., for judicial review under Section 120.68, F.S., or for Commission review under Section 373.114, F.S., will result in waiver of that right to review. A District action (order) is considered rendered after it is signed on behalf of the District and filed by the District Clerk.

The petition for variance (F.O.R. 2006-76) and permit application files are available for public inspection during normal business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday, except legal holidays, at District Headquarters. To request copies or inspection of these files, contact Mary Ellen Winkler, Assistant General Counsel, Office of General Counsel, at the address above, or by telephone at (386)312-2340.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on April 18, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Solórzano Pizza Cafe 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 35.

This variance request was approved May 8, 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 thirty-five (35) 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.

To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on April 20, 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 Hungry Greek located in Tampa. 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 42.

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 25, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Viet Noodle Restaurant 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 27.

This variance request was approved May 8, 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 (27) 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.

To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us

NOTICE IS HEREBY GIVEN THAT on April 30, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Door to Door Deli 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 two Mobile Food Dispensing Vehicles.

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 30, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Leo and Ana located in Orlando. 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.

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 May 1, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from George's Canteen 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.

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 May 1, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-4.010(7)(b), Florida Administrative Code, from J&B Sandwiches located in Indialantic. They are requesting a variance to not have bathroom facilities within the establishment but use an adjacent establishment's bathroom facilities.

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 May 1, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Pizza Chef of 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 41.

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 May 8, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from RC Catering located in Orlando. 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.

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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE IS HEREBY GIVEN that on April 13, 2007, the Department of Environmental Protection, has issued an order. The order granted the petition for waiver filed by the Town of Inglis on February 27, 2007. The order allowed the Town to obtain a second grant under Chapter 62-552, F.A.C. Grants are limited to one per recipient under paragraph 62-552.370(1)(e), F.A.C. The Town demonstrated substantial hardship and that the purposes of the underlying statute would be met with the granting of the waiver. The Notice of Receipt was published in the F.A.W., on March 16, 2007, and no comments were received.

A copy of the Order may be obtained by contacting: Craig Diltz, MS 3505, 2600 Blair Stone Rd., Tallahassee, FL 32399-2400, (850)245-8371.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on May 8, 2007, the Board of Nursing has issued an order.

The Board of Nursing has issued an Order on the Petition for Variance or Waiver, which was filed on March 6, 2007 by Kelly Matthews-Maxon. The Notice of Petition for Variance or Waiver was published in Vol. 33, No. 11, of the March 16, 2007, F.A.W. The Petitioner requested a variance or waiver of paragraph 64B9-3.002(1)(f), F.A.C., requiring applicants who have been convicted of felonies to demonstrate restoration of their civil rights as a condition of licensure. The Board of Nursing considered the Petition at its meeting held on April 12, 2007, in Tampa, Florida. The Board's Order, filed on May 8, 2007, approved the Petition for Variance or Waiver, finding that, given the particular circumstances that the record demonstrates, the petition is in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code, that the purpose of the underlying statute has been met and that the Board application of the rule to Petitioner would violate principles of fairness.

A copy of the Order may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

Section VI

Notices of Meetings, Workshops and Public Hearings

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

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

DATE AND TIME: June 12, 2007, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regular scheduled meeting of the Governor and Cabinet

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

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

636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

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

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

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

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

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

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation and Recreation Lands (CARL) and

other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

DEPARTMENT OF STATE

The **Department of State, Division of Historical Resources, Bureau of Historic Preservation** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 8, 2007, 1:00 p.m. – 5:00 p.m.

PLACE: Eckerd College, Spoonbill Room, 4200 54th Avenue, South, St. Petersburg, Florida 33711

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of applications for the 2007-2008 Florida Folklife Apprenticeship Program.

A copy of the agenda may be obtained by contacting: Dr. Tina Bucuvalas, Florida Folklife Program, Bureau of Historic Preservation, 500 South Bronough Street, Tallahassee, Florida 32305-0250, (850)245-6333, email: tbucuvalas@dos.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 7 days before the workshop/meeting by contacting Dr. Bucuvalas at the previously stated address. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of State, Division of Cultural Affairs**, and Florida Arts Council, announces a public meeting to which all persons are invited.

DATES AND TIMES: June 6, 2007, 10:00 a.m. – Conclusion; June 7, 2007, 8:30 a.m. – Conclusion

PLACE: Park Plaza Hotel, 600 North Atlantic Avenue, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Arts Council Meeting. To conduct the general business of the Florida Arts Council.

ACTION TO BE TAKEN: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken. If you have questions, please call (850)245-6473.

A copy of the agenda may be accessed at: Division of Cultural Affairs' website at www.Florida-Arts.org or by contacting: Dianne Alborn, Executive Assistant, 500 South Bronough Street, R. A. Gray Building, Tallahassee, Florida 32399-0250, (850)245-6473, email dalborn@dos.state.fl.us.

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 in order to provide a record for judicial review. The Division of Cultural Affairs will not record these meetings.

Pursuant to the provisions of the Americans with Disabilities Act, persons with disabilities are asked to contact the Division office by the 1st day of June 2007, if you need an accommodation. Accommodations can be arranged through Morgan Lewis, ADA Coordinator for the Division of Cultural Affairs, (850)245-6356, by Fax (850)245-6497, or by email at mblewis@dos.state.fl.us.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Division of Plant Industry/Apriary Inspection** announces a public meeting to which all persons are invited.

DATE AND TIME: May 29, 2007, 1:00 p.m. – 5:00 p.m.

PLACE: Doyle Conner Building, Auditorium, 1911 Southwest 34th Street, Gainesville, FL 32608

GENERAL SUBJECT MATTER TO BE CONSIDERED: Citrus Spraying; Colony Collapse Disorder; Honey Bee Best Management Practices Review; Research Funds Distribution; Other Issues.

A copy of the agenda may be obtained by contacting: Gerald W. Hayes, Jr., Assistant Chief, Bureau of Plant and Apiary Inspection, (352)372-3505, ext. 128.

The **Florida Alligator Marketing and Education Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 6, 2007, 10:00 a.m.

PLACE: Florida Fruit and Vegetable Association Building, 800 Trafalgar Court, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct general business of the Florida Alligator Marketing and Education Committee, and to discuss marketing and education initiatives for the next fiscal year.

For more information, you may contact John Easley or Martin May at (850)488-0163.

DEPARTMENT OF EDUCATION

The **Florida Schools of Excellence Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: June 4, 2007, 10:00 a.m. – Completion

PLACE: Nova Southeastern University, Orlando Campus, 4850 Millenia Blvd., Orlando, Florida 32839

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Schools of Excellence Commission has selected an Executive Director Search Committee to review all the applications that have been submitted to Tallahassee Community College for the position of Executive Director and to select the most qualified applicant to present to the Florida Schools of Excellence Commission.

A copy of the agenda may be obtained by contacting: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

The **Florida Schools of Excellence Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: June 5, 2007, 2:00 p.m. – Completion

PLACE: Nova Southeastern University, Orlando Campus, 4850 Millenia Blvd., Orlando, Florida 32839

GENERAL SUBJECT MATTER TO BE CONSIDERED: Per Section 1002.335(3)(c), F.S. The Florida Schools of Excellence Commission shall meet each month at the call of the chair.

A copy of the agenda may be obtained by contacting: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Independent Education and Parental Choice, Attention: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

The State of Florida, **Department of Education, Education Practices Commission**, announces an Administrator Hearing Panel and a Teacher Hearing Panel to which all persons are invited.

DATE AND TIMES: Administrator Hearing Panel, May 31, 2007, 9:00 a.m. or as soon thereafter as can be heard; Teacher Hearing Panel immediately following

PLACE: Embassy Suites Tampa Airport/Westshore, 555 North Westshore Boulevard, Tampa, Florida 33609, (813)875-1555

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at the hearings, he or she will need to ensure that a verbatim record of the proceeding is made. The record will include the testimony and evidence upon which the appeal is to be based.

Additional information may be obtained by writing to: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards, (850)245-0455, at least five (5) calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System at 711.

The Florida **Community College at Jacksonville**, District Board of Trustees announces the following meetings to which the public is invited.

STRATEGIC CONVERSATION

DATE AND TIME: June 5, 2007, 12:00 Noon – 2:00 p.m.

PLACE: Advanced Technology Center, 401 West State Street, Room T-140, Jacksonville, Florida 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Year End Review of 2006-2007 Priorities and Legislative Outcome Report.

REGULAR MONTHLY BOARD MEETING

DATE AND TIME: June 5, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Donald T. Martin Center for College Services, 501 West State Street, Boardroom, Jacksonville, Florida 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

DISCUSSION OF COLLEGE OPERATIONAL MATTERS, TIME PERMITTING:

DATE AND TIME: June 5, 2007, 3:00 p.m. – 4:00 p.m.

PLACE: Donald T. Martin Center for College Services, 501 West State Street, Room 462, Jacksonville, Florida 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: College operational matters.

Copies of the agenda for the regular monthly Board meeting will be available for inspection on and after Tuesday, June 5, 2007, and copies will be provided upon written request and the payment of approved duplicating charges. Any person wishing to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting.

All objections to this notice or the propriety of the scheduled public meeting should be filed in writing with the College President, Florida Community College at Jacksonville on or before June 5, 2007. All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the public meeting.

Any person wishing to appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made.

Through the months of June and July, 2007, the Board will hold informal meetings each Thursday, 12:00 Noon to 4:00 p.m. at the Donald T. Martin Center for College Services, Room 462, for the purpose of discussing College business as appropriate.

FCCJ does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college.

If special accommodations are required, please advise human resources 24 hours in advance of the meeting.

The **Gulf Coast Community College**, District Board of Trustees will hold its monthly meeting as follows: Contact person for the meeting is Dr. A. James Kerley, President.

DATE AND TIME: June 21, 2007, 10:00 a.m.

PLACE: Gulf Coast Community College, Student Union West, Room 306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

The **Department of Education, Division of Blind Services**, Business Enterprises Program announces a Grievance Board meeting: all persons are invited.

DATE AND TIME: June 7, 2007, 11:00 a.m. – Until all business is concluded

PLACE: The Division of Blind Services District Office, Conference Room 201, 1809 Art Museum Drive, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disagreement regarding Division's decision to cancel a Licensed Operator Facility Agreement for Material Breach.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Communities Trust** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 4, 2007, 11:00 a.m. – 11:30 a.m.

PLACE: Department of Community Affairs, Sadowski Building, Conference Room 100E, 2555 Shumard Oak Blvd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To approve Project Plans for Blackburn Point Park Addition and Thousand Islands Conservation projects.

To obtain minutes from this conference call, contact the Trust at (850)922-2207.

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 Florida Communities Trust at (904)922-2207, Suncom 292-2207. 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 the Florida Communities Trust at (904)922-2207, Suncom 292-2207.

The **Florida Building Commission** announces a public meeting to which all persons are invited.

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

PLACE: 2555 Shumard Oak Boulevard, Room 210L, Tallahassee, Florida 32399-2100, 1(888)808-6959

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of potential legislative issues affecting the Florida Building Commission during the June 2007 Special Session.

A copy of the agenda may be obtained by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824.

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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824, or Fax (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824.

DEPARTMENT OF LAW ENFORCEMENT

The **Criminal Justice Professionalism Program** announces a public meeting to which all persons are invited.

DATE AND TIME: June 12, 2007, 10:00 a.m.
PLACE: Florida Department of Law Enforcement, Tampa Bay Regional Operations Center, 4211 North Lois Avenue, Tampa, Florida 33614
GENERAL SUBJECT MATTER TO BE CONSIDERED: To determine if probable cause exists to proceed with possible disciplinary action against criminal justice certification.
A copy of the agenda may be obtained by contacting: Brenda Presnell, Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Bureau of Standards, Professional Compliance Section, P. O. Box 1489, Tallahassee, FL 32302, (850)410-8648, brendapresnell@fdle.state.fl.us.

DEPARTMENT OF TRANSPORTATION

The **Department of Transportation** announces two meetings of the DOT Survey Champions Team.
DATES AND TIMES: June 4, 2007, 1:30 p.m.; June 25, 2007, 10:00 a.m.
PLACE: Executive Conference Room, Burns Building, 605 Suwannee Street, Tallahassee, 32399-0450. Also on Teleconference: (850)414-4972
GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of Employee Survey to make recommendations for improvement to the Executive Board.
Agenda: Updates on focus group meetings, review and approval of web site for employee information, discussion of future employee input opportunities and discussion of possible next steps.
Information may be obtained by contacting: Larry Ferguson, III, CPM, Florida Department of Transportation, Performance Management Office, 605 Suwannee Street, MS 41, Tallahassee, FL, (850)414-4382 or e-mail: lawrence.ferguson@dot.state.fl.us.

The **Florida Scenic Highways Program** announces a Scenic Highways Advisory Committee meeting to which all persons are invited.
DATE AND TIME: Thursday, June 14, 2007, 1:30 p.m. – 4:00 p.m.
PLACE: Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and provide a recommendation on the Heritage Crossroads: Miles of History Scenic Highway Eligibility Application and the Ormond Scenic Loop & Trail Designation Application.
SPECIAL ACCOMMODATIONS: Special accommodation requests should be made at least seven (7) days prior to the meeting.

INFORMATION: Contact Mr. Mariano Berrios, State Scenic Highways Coordinator, Environmental Management Office, Florida Department of Transportation, 605 Suwannee Street, MS-37, Tallahassee, Florida 32399-0450, (850)414-5250, Fax (850)414-4443, or e-mail mariano.berrios@dot.state.fl.us.

The **Department of Transportation**, District 6 announces a hearing to which all persons are invited.
DATE AND TIME: Tuesday, June 19, 2007, 6:00 p.m. – 8:00 p.m., Formal Presentation 7:00 p.m.
PLACE: Manuel Artime Theater, 900 S. W. 1st Street, Miami, Florida 33130

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of the proposed project Financial Project Identification Number 414630-2-22-01, otherwise known as the SR 968/West Flagler Street/S. W. 1st Street Project Development and Environment (PD&E) Study. The project extends from the intersection at 27th Avenue East to 2nd Avenue. The PD&E Study will address the safety, mobility and community needs of the corridor. Proposed improvements include upgrades to signalized intersections, including pedestrian features, drainage system improvements to eliminate existing flooding problems and streetscape enhancements such as street lighting, landscaping and wider sidewalks.
This project is being developed in compliance with Titles VI and VIII of the Civil Rights Act.
A copy of the agenda may be obtained by contacting: Marjorie K. Bixby, District Six Environmental Administrator, Florida Department of Transportation, 1000 N. W. 111th Avenue, Room 6111-A, Miami, Florida 33172, (305)470-5220, email marjorie.bixby@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mr. Brian Rick, Florida Department of Transportation, 1000 N. W. 111th Avenue, Miami, Florida 33172, (305)470-5349, e-mail: brian.rick@dot.state.fl.us. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public hearing. 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: Marjorie K. Bixby, District Six Environmental Administrator, Florida Department of Transportation, 1000 N. W. 111th Avenue, Room 6111-A, Miami, Florida 33172, (305)470-5220, email marjorie.bixby@dot.state.fl.us.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

The **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting on Rules 18-1.001, Purpose and Intent; 18-1.002, Definitions; 18-1.003, General Requirements; 18-1.004, Title; 18-1.005, Appraisal Map and Survey; 18-1.006, Appraisal Procedures, Report Requirements and Determining Maximum Amounts; 18-1.007, Designated Appraisal Organizations and Appraiser Selection; 18-1.008, Negotiations; 18-1.009, Purchase Instruments; 18-1.010, Exchanges; 18-1.011, Board Action; 18-1.012, Closing; 18-1.013, Donations; 18-1.014, Multi-Party Acquisitions, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m. (EDT)

PLACE: The Capitol, Lower Level, Cabinet Meeting Room, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Environmental Protection will seek approval of the Board of Trustees to publish a Notice of Proposed Rulemaking on behalf of the Board for amendments to the rules in Chapter 18-1, F.A.C., to modernize them and to add appraisal procedure, in accordance with Section 120.54(3)(a)1., F.S.

A copy of the agenda may be obtained by contacting: Cindy Muir, Office of Cabinet Affairs, DEP, 3900 Commonwealth Blvd., MS 17, Tallahassee FL 32399-3000, (850)245-2024, Cindy.Muir@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 48 hours before the workshop/meeting by contacting: Kerry Drakes, D.E.P., 3900 Commonwealth Blvd., MS 110, Tallahassee FL 32399-3000, (850)245-2658, Kerry.Drakes@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Kerry Drakes at the address/telephone above.

The **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting on Rules 18-2.017, Definitions; 18-2.018, Policies, Standards, and Criteria for

Evaluating, Approving or Denying Requests to Use Uplands; 18-2.020, Payments and Consideration, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m. (EDT)

PLACE: The Capitol, Lower level, Cabinet Meeting Room, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Environmental Protection will seek approval of the Board, under Section 120.54(3)(a)1., F.S., to publish a Notice of Proposed Rulemaking to amend these rules to add appraisal procedures and address other matters stated in the F.A.W. notice of Rule Development published 1/5/07.

A copy of the agenda may be obtained by contacting: Cindy Muir, Office of Cabinet Affairs, MS 17, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2024, Cindy.Muir@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 48 hours before the workshop/meeting by contacting: Vicki Thompson, Division of State Lands, MS 100, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000, (850)245-2720, Vicki.Thompson@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Vicki Thompson at the address or phone above.

The **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting on Rules 18-21.003, Definitions; 18-21.004, Management Policies, Standards, and Criteria; 18-21.010, Applications for Private Easement; 18-21.011, Payments and Fees; 18-21.013, Applications to Purchase Lands Riparian to Uplands, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m. (EDT)

PLACE: The Capitol, Lower level, Cabinet Meeting Room, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Environmental Protection will request approval of the Board to publish a Notice of Proposed Rulemaking, pursuant to Section 120.54(3)(a)1., F.S., for amendments to these rules to include appraisal standards and for the other purposes discussed in the Notice(s) of Rule Development published 1/5/07 and 5/25/07.

A copy of the agenda may be obtained by contacting: Cindy Muir, Office of Cabinet Affairs, DEP, 3900 Commonwealth Blvd., MS 17, Tallahassee FL 32399-3000, (850)245-2024, Cindy.Muir@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kerry Drakes, Bureau of Appraisal, MS 110, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2658, Kerry.Drakes@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Kerry Drakes at the address and phone above.

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces a public meeting of the Audit Committee to which all persons are invited.

DATE AND TIME: Thursday, June 7, 2007, 9:00 a.m. – Until conclusion

PLACE: Hermitage Centre, Plaza Level, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled quarterly meeting of the Audit Committee.

In compliance with the Americans with Disabilities Act, anyone needing special accommodations to attend the meeting is requested to call James Linn at (850)488-4406, five days prior to the meeting, so that appropriate arrangements can be made.

If you would like to have a copy of the agenda, please contact: Loveleen Verma, State Board of Administration, 1801 Hermitage Blvd., Suite 100, Tallahassee, FL 32308 or call (850)413-1246.

The **State Board of Administration** (SBA) on behalf of the Florida Hurricane Catastrophe Fund announces a public meeting on Rules 19-8.010, Reimbursement Contract; 19-8.028, Reimbursement Premium Formula; 19-8.030, Insurer Responsibilities, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m. (ET)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Trustees to provide permission for the SBA to file Rule 19-8.028, F.A.C., Reimbursement Premium Formula for adoption, and Rules 19-8.010 F.A.C., Reimbursement Contract and 19-8.030, F.A.C., Insurer

Responsibilities, for Notice of Proposed Rulemaking and adoption if no hearing is requested in a timely manner. Permission is also sought to file Emergency Rule 19ER07-1, Insurance Capital Build-Up Incentive Program to implement new legislation and to allow a Notice of Proposed Rulemaking and adoption for Rule 19-15.001, F.A.C., Insurance Capital Build-Up Incentive Program, if no hearing is requested in a timely manner. In addition, other general business may be addressed. The rules and the incorporated forms are available on the State Board of Administration of Florida website: www.sbafla.com/fhcf.

For more information, you may contact: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, (850)413-1341.

The Investment Committee of the **Florida Prepaid College Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 9:30 a.m. or soon thereafter – Until completion

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting. To conduct the regular business of the Florida Prepaid College Board Investment Committee, to which all persons are invited.

A copy of the agenda may be obtained by contacting: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, (850)488-8514.

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 faxing a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board at (850)488-3555. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Prepaid College Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 11:00 a.m. or soon thereafter – Until completion

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting. The purpose of this meeting is to conduct the regular business of the Florida Prepaid College Board to which all persons are invited.

A copy of the agenda may be obtained by contacting: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, (850)488-8514.

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 faxing a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board at (850)488-3555. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Prepaid College Foundation** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 12:30 p.m. or soon thereafter – Until completion

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting. To conduct the regular business of the Florida Prepaid College Foundation Board to which all persons are invited.

A copy of the agenda may be obtained by contacting: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, (850)488-8514.

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 faxing a written request for same to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board at (850)488-3555. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, 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 Road, 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 Road, Bldg. C, Tallahassee, Florida, (850)488-3417. 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 Road, Bldg. C, Tallahassee, Florida 32399-2450.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 10:00 a.m.

PLACE: Highlands County Administration Building, Board Chambers (Room B104), 600 Commerce Street, Sebring, FL 33871

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, (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, (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 hearing to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 6:00 p.m.

PLACE: City Commission Chambers, 3rd Floor, 228 S. Massachusetts Avenue, Lakeland, FL 33801

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, (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, (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.

EXECUTIVE OFFICE OF THE GOVERNOR

NOTICE OF CANCELLATION – The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: May 30, 2007, 10:00 a.m. – 4:00 p.m.

PLACE: Cabinet Meeting Room

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seaport Security Standards Advisory Council.

For more information, you may contact Peggy Lawson, ODC, at (850)488-9557.

The **Office of Film and Entertainment** and the **Florida Film and Entertainment Advisory Council** will convene in a quarterly meeting. This is a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 8, 2007, 9:00 a.m. – 1:00 p.m.

PLACE: Tampa Marriott Waterside Hotel and Marina, 700 South Florida Ave., Tampa, FL 33602, (813)221-4900

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general administrative matters of the Advisory Council.

A copy of the agenda may be obtained by writing to: Sharon Jacobs, Executive Assistant, The Office of Film and Entertainment, State of Florida, Executive Office of the Governor, Suite 2001, The Capitol, Tallahassee, Florida 32399-0001 or calling (850)410-4765.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he/she 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, any handicapped person wishing to attend this meeting should contact the Commission at least 48 hours prior to the meeting in order to request any special assistance.

The **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: June 13, 2007, 10:00 a.m. – 4:00 p.m.

PLACE: The Capitol, Room 2103, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seaport Security Standards Advisory Council.

A copy of the agenda may be obtained by contacting Peggy Lawson, (850)488-9557.

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 Peggy Lawson, (850)488-9557. 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 Peggy Lawson at (850)488-9557.

Volunteer Florida, The **Governors Commission on Volunteerism and Community Service**, is pleased to announce a meeting to which all persons are invited.

Grants Committee Meeting

DATE AND TIME: June 11, 2007, 11:00 a.m. - 12:30 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee to review and discuss funding recommendations for AmeriCorps grants.

Please contact Kristin Mulliken, (850)921-5172, for a meeting agenda.

If you require reasonable accommodation to participate, Voice/TTY, please advise 72 hours in advance with your request.

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, June 7, 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, June 7, 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, June 7, 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.

A copy of the agenda may be obtained by contacting: Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

If a person decides to appeal any decision made by the Council with respect to any matter considered at this meeting, he/she will have to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.

Individuals needing materials in alternate format, sign language interpreter, or other meeting information, call Angi Giles, (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.

The **Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: June 13, 2007, 9:00 a.m.

PLACE: Citrus and Chemical Bank, 2nd Floor, Conference Room, 600 N. Broadway Avenue, Bartow, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Council and/or it's Executive Committee.

A copy of the agenda may be obtained by contacting Patricia M. Steed, Executive Director.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Patricia M. Steed, CFRPC Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130, ext. 130.

REGIONAL TRANSPORTATION AUTHORITIES

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 1, 2007, 9:00 a.m.

PLACE: SFRTA Administrative Offices, 800 N. W. 33 Street, Suite 100 – Main Conference Room, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Evaluation/Selection Subcommittee Meeting; RFP 07-516 General Counsel Legal Services.

A copy of the agenda may be obtained by contacting the Executive Office, (954)788-7915.

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: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

COMMISSION ON ETHICS

The Florida **Commission on Ethics** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 8, 2007, 8:30 a.m.

PLACE: Senate Office Building, Room 37, 404 South Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709.

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 days before the workshop/meeting by contacting Commission on Ethics, (850)488-7864. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

The Agricultural Advisory Committee of the **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: June 6, 2007, 1:30 p.m.

PLACE: Holiday Inn Daytona, 2620 W. International Speedway Blvd., Daytona Beach, FL 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of SJRWMD methodology for estimation of agricultural acreage and water use, rulemaking input for the Central FL Coordination Area, and funding for alternative water supplies.

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 Vince Singleton, (386)329-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Vince Singleton at (386)329-4197.

The **St. Johns River Water Management District**, Management Review Team tour, Southern Recreational Public Meeting and Projects and Land Committee announces a public meeting to which all persons are invited.

Management Review Team Tour

DATE AND TIME: Thursday, June 7, 2007, 12:30 p.m. – 3:30 p.m.

PLACE: Pine Island Conservation Area Parking Lot, Pine Island Road, off of SR 3 in Merritt Island, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Management Review Team Tour of Pine Island Conservation Area. All meeting attendees are invited to the tour. Please RSVP, (386)329-4855 if attending tour, and for further directions.

Southern Recreational Public Meeting and Projects and Land Committee

DATE AND TIME: Thursday, June 7, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Brevard County Government Center, Building C, County Commission Chambers Meeting Room, 2725 Judge Fran Jamieson Way, Viera, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Southern Region Recreational Public Meeting and Projects and Land Committee will review land management and land acquisition activities in the Southern Region.

Projects and Land Committee Business Meeting

DATE AND TIME: Friday, June 8, 2007, 8:00 a.m. – 10:00 a.m.

PLACE: Brevard County Government Center, Building C, Third Floor, Florida Room, 2725 Judge Fran Jamieson Way, Viera, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Projects and Land Committee will discuss agenda items, followed by committee recommendations to be approved by the full Governing Board. A tour of the Lake Washington Weir will follow the Business meeting.

In the event a quorum of Board Members are not present June 8, 2007, for the Projects and Lands Committee Meeting, this meeting will be held on June 12, 2007 8:00 a.m., in conjunction with the Governing Board Meeting of the St. Johns River Water Management District.

A copy of the agenda may be obtained by contacting Terri Mashour, (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 M. 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 **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 4, 2007, 3:30 p.m.

PLACE: District Headquarters, Governing Board Room, 2379 Broad Street, Brooksville, Florida 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of task force business for the Hernando County Task Force of the Citrus/Hernando Waterways Restoration Council.

A copy of the agenda may be obtained by contacting: The Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida only), extension 4227.

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 calling 1(800)423-1476 (Florida), or (352)796-7211, extension 4226, Fax (352)797-5806, TDD Only 1(800)231-6103 (Florida). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Southwest Florida Water Management District** announces a public meeting on Rule 40D-2.091, Publications Incorporated by Reference, F.A.C., to which all persons are invited.

DATE AND TIME: June 5, 2007, 1:30 p.m.

PLACE: Governing Board Room, Southwest Florida Water Management District Headquarters, 2379 Broad Street, Brooksville, Florida 34604-6899

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public supply permittee per capita water use and related requirements. Permittees affected are primarily public water supply utilities. The requirements include: water service area delineation and submission; required calculation of per capita water use according to the recently adopted Southern Water Use Caution Area rules, including the new service area population estimation methodology (affects all areas outside the Southern Water Use Caution Area); required submission of the annual per capita water use report and associated data via the annual Public Supply Survey (affects all areas outside existing Water Use Caution Areas); compliance with a per capita daily water use standard (affects all areas outside existing Water Use Caution Areas); and submission of reports on connections, use by type, reclaimed and stormwater use and customer information (affects all areas outside the Southern Water Use Caution Area). One or more members of the Governing Board and Basin Boards of the Southwest Florida Water Management District may attend.

A copy of the agenda may be obtained by contacting: Jay Yingling, Senior Economist, Planning Department, 2379 Broad Street, Brooksville, Florida 34604-6899, (352)796-7211, extension 4406.

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, (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 Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 6, 2007, 8:30 a.m.

PLACE: St. Petersburg Municipal Pier, 800 Second Avenue, N. E., St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Roy G. Harrell, Jr. Education Station Dedication: Memorial in honor of deceased Governing Board Member. Ad Order 51516.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 6, 2007, 10:00 a.m.

PLACE: St. Petersburg Municipal Pier, 800 Second Avenue, N. E., St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pinellas-Anclote Basin Board Meeting to consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad Order 51516.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 7, 2007, 9:00 a.m.

PLACE: Tampa Service Office, 7601 Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alafia River Basin Board Meeting to consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad Order 51516.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 7, 2007, 1:30 p.m.
 PLACE: Tampa Service Office, 7601 Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Northwest Hillsborough Basin Board Meeting to consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad Order 51516.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

The **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 8, 2007, 9:30 a.m.

PLACE: Bartow Service Office, 170 Century Boulevard, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Peace River Basin Board Meeting to consider Basin business including discussion of the Fiscal Year 2008 budget and adoption of proposed millage. Ad Order 51516.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only

1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact the SWFWMD Executive Department at the address above.

The **Water Resources Advisory Commission** (WRAC) announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2007, 9:00 a.m. – 3:00 p.m.

PLACE: Fern Forest Nature Center, 201 South Lyons Road, Coconut Creek, FL 33063

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding issues of the restoration and protection of Lake Okeechobee; and the Caloosahatchee and St. Lucie Estuaries.

A copy of the agenda may be obtained by contacting: Rick Smith, (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>

For more information, you may contact Rick Smith, (561)682-6517.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: Thursday, June 7, 2007, 9:00 a.m. – 4:00 p.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC).

A copy of the agenda may be obtained by writing to: South Florida Water Management District, Mail Stop 1131, 3301 Gun Club Road, West Palm Beach, Florida 33406, or at our website <http://my.sfwmd.gov/wrac>.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Rick Smith at (561)682-6517.

REGIONAL UTILITY AUTHORITIES

The **Peace River/Manasota Regional Water Supply Authority** announces the following Board of Directors meeting to which the public is invited.

DATE AND TIME: Wednesday, June 6, 2007, 9:30 a.m.

PLACE: DeSoto County Administration Building, 201 East Oak Street, Arcadia, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will convene to conduct regular business of the Authority.

A copy of the agenda may be obtained by writing to: Peace River/Manasota Regional Water Supply Authority, 6311 Atrium Drive, Suite 100, Sarasota, Florida 34202.

Although Authority board meetings are normally recorded, affected persons are advised it may be necessary for them to ensure a verbatim record of the meeting is made, including testimony and evidence upon which an appeal is to be based.

Persons with disabilities who need assistance may call (941)316-1776, at least two business days in advance to make appropriate arrangements.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs, Division of Statewide Community-Based Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 12, 2007, 9:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Inclusion of hospice services as an approved service under the long-term care (LTC) community diversion pilot project and other issues related to the program operations.

This meeting will be held in conjunction with 2 rule development workshops scheduled for the afternoon of June 12, 2007, and the morning of June 13, 2007. These workshops are published separately in the same edition of the F.A.W. under "Section VI, Notices of Meeting, Workshops and Public Hearings."

A copy of the agenda may be obtained by contacting: David Oropallo, 4040 Esplanade Way, Tallahassee, Florida, 32399-7000, (850)414-2000, Suncom 994-2000. email: oropallo@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: David Oropallo, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, email: oropallo@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: David Oropallo, 4040 Esplanade Way, Tallahassee, Florida, 32399-7000, (850)414-2000, Suncom 994-2000, email: oropallo@elderaffairs.org.

The **Department of Elder Affairs, Office of the General Counsel** announces a workshop on Rules 58N-1.001, Application Process; 58N-1.003, Service Descriptions; 58N-1.005, Service Provider Qualifications; 58N-1.007, Program Standards and Operating Procedures; 58N-1.009, Care and Service Standards; 58N-1.011, Outcome Measures; 58N-1.013, Quality Assurance Standards; 58N-1.015, Utilization Review; 58N-1.017, Grievance and Conflict Resolution Procedures; 58N-1.019, Service Satisfaction to which all persons are invited.

DATE AND TIME: June 13, 2007, 9:00 a.m. – 12:30 p.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application process, including necessary application forms incorporated by reference in Rule 58N-1.001, F.A.C.; service descriptions; service provider qualifications; program standards and operating procedures; care and service standards; outcome measures; quality assurance program; utilization review; grievance and conflict resolution procedures; and service satisfaction, including a survey form incorporated by reference in Rule 58N-1.019, F.A.C.

A copy of the rules and forms may be obtained from the department's Web site at <http://elderaffairs.state.fl.us>, under "DOEA Rulemaking, Long-Term Care Community Diversion Projects." Changes to the draft rule since the last rule development workshop are noted in BLUE FONT.

This workshop is being held in conjunction with a meeting and a rule development workshop scheduled on June 12, 2007. Those notices are published in this same publication of the F.A.W. under Section I, "Notices of Development of Proposed Rules and Negotiated Rulemaking."

A copy of the agenda may be obtained by contacting the department's Web site at <http://elderaffairs.state.fl.us>, under "DOEA Rulemaking, Long-Term Care Community Diversion Projects, Agenda."

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, e-mail: crocethj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000, e-mail address: crocethj@elderaffairs.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 11, 2007, 9:00 a.m.

PLACE: 110 Senate Office Building, 404 South Monroe, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Governor's Health Information Infrastructure Advisory Board to which all interested parties are invited. The purpose of the meeting is to study and make recommendations on the development and implementation of a Florida health information infrastructure including a strategy for promoting the use of electronic health records.

A copy of the agenda may be obtained by contacting: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at <http://ahca.myflorida.com/dhit/index.shtml> seven (7) days prior to 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 Carolyn H. Turner, (850)922-5861. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 1, 2007, 1:00 p.m. – 4:00 p.m.

PLACE: Dial-In Number 1(877)328-7346, Conference ID# 8797787

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medicaid Reform Technical Advisory Panel Teleconference.

A copy of the agenda may be obtained by contacting Susan Dilmore, dilmores@ahca.myflorida.com.

The **Agency for Health Care Administration**, Pharmaceutical and Therapeutics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 9:30 a.m. – 2:30 p.m.

PLACE: The Marriott Hotel at the Tampa Airport, Tampa, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: Recommendations for drugs to be included on the Preferred Drug List are made at this meeting. Members of the public who wish to testify at this meeting must contact Michael Bolin, (850)487-4441. The number of speakers will be limited and will be accommodated in order of notification to Mr. Bolin. Because of unforeseen events that may cause changes, interested parties are encouraged to watch the website at http://www.fdhc.state.fl.us/Medicaid/Prescribed_Drug/index.shtml. Procedures for speakers to follow are also available on the website.

A copy of the agenda may be obtained by contacting Michael Bolin, (850)487-4441.

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).

For more information, you may contact Michael Bolin, (850)487-4441.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services** announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m.

PLACE: The Capitol Building, Cabinet Room LL03, 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, (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. 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 **Commission on Human Relations** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m.

PLACE: The phone number to contact is 1(888)808-6959, when prompted enter the VCS Conference Code 1021548, followed by the # key

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This meeting will be held to deliberate cases that have come before the Commission for determination.

A copy of the agenda may be obtained by contacting: Denise Crawford, Clerk of the Commission, Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, (850)488-7082, ext. 1032.

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: Denise Crawford, Clerk of the Commission, Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, (850)488-7082, ext. 1032. 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 **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, June 13, 2007; Thursday, June 14, 2007; Friday, June 15, 2007, 8:00 a.m.

PLACE: Sheraton Orlando Downtown Hotel, 60 South Ivanhoe Blvd., Orlando, Florida 32804

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee, Disciplinary Actions, and General Session meetings of the Board.

A copy of the agenda may be obtained by contacting: Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-1039.

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 Andy Janecek, (850)922-2701. 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 Pilot Commissioners** announces a public meeting to which all persons are invited.

DATES AND TIMES: July 12, 2007, 1:00 p.m.; July 13, 2007, 9:00 a.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Blvd., Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance Committee Meeting and Rules Committee Meeting immediately followed by Probable Cause Panel and General Board and Business meeting.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe Street, Tallahassee, FL. 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 the Board office, (850)922.6096. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Board of Professional Surveyors and Mappers** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, June 14, 2007, 10:00 a.m.

PLACE: The Call-in Number is: 1(888)808-6959 and the Conference Code is: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Richard Morrison, Executive Director, Department of Business and Professional Regulation, Board of Professional Surveyor and Mappers, 1940 North Monroe Street, Tallahassee, FL 32399-0756 or by calling (850)487-1395.

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: Richard Morrison, Executive Director, Department of Business and Professional Regulation, Board of Professional Surveyor and Mappers, 1940 North Monroe Street, Tallahassee, FL 32399-0756 or by calling (850)487-1395. 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 Veterinary Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 15, 2007, 9:00 a.m.

PLACE: Access Phone: 1(888)808-6959, Conference Code: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting portions which are closed to the public. Agenda available on request.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399.

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: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

The **Building Code Administrators and Inspectors Board** announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2007, 9:00 a.m. or as soon thereafter as possible

PLACE: Caribe Royale Orlando, 8101 Work Center Drive, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by contacting: Building Code Administrators and Inspectors Board, Jessica Leigh, Attorney, 1940 N. Monroe St., Tallahassee, FL.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Building Code Administrators and Inspectors Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 28, 2007, 10:00 a.m.

PLACE: 1(888)808.6959, Conference Code 4148135#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting, Portions which may be closed to the public.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Florida Real Estate Appraisal Board** (FREAB) announces a meeting to which all persons are invited.

DATES AND TIMES: Monday, June 4-5, 2007, 9:00 a.m. or the soonest thereafter; reconvening Tuesday, June 5, 2007, at 8:30 a.m. or the soonest thereafter

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, 2008 AQB Criteria Changes and general subject matter.

A copy of the agenda may be obtained by writing to: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

If a person decides to appeal a decision made by the Board, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)481-5632, 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).

The Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a telephone conference call to be held via meet me number to which all interested persons are invited.

DATE and TIME: Wednesday, June 6, 2007, 8:30 a.m., or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida, or teleconference number 1(888)808-6959/ Conference Code: 3177171

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

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).

The **Florida Real Estate Appraisal Board (FREAB)** announces a closed workshop for Board Members and Staff during which no public comment will be taken.

DATE AND TIME: Monday, June 4, 2007, immediately following the adjournment of the General Meeting

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop session is to discuss procedures under the Administrative Procedures Act and Uniform Rules.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)481-5662, 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).

Further information may be obtained by writing to: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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**, Hillsborough River Fecal Coliform Basin Management Action Plan (BMAP) Stakeholders Group announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 12, 2007, 9:00 a.m.

PLACE: Southwest Florida Water Management District, Tampa Service Center, Governing Board Room, 7601 Highway 301, North, Tampa, Florida 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hillsborough River Fecal Coliform BMAP Stakeholders Group was formed to provide a forum for stakeholders to discuss issues related to the implementation of fecal coliform Total Maximum Daily Loads (TMDLs) in the Hillsborough River Basin. Topics for this meeting include review of the draft Hillsborough River Fecal Coliform BMAP and the list of water quality improvement projects that address fecal coliform impairment in the basin.

A copy of the agenda may be obtained by contacting: Mr. Thomas Singleton, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS 3565, Tallahassee, Florida 32399-2400 or by calling him at (850)245-8561.

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 Mr. Thomas Singleton, (850)245-8561. 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 **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 13, 2007, 1:30 p.m.

PLACE: Northeast District Office, Conference Room A, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Lower St. Johns River (LSJR) TMDL Technical Working Group, which is working on the development of a draft Basin Management Action Plan (BMAP) for presentation to the LSJR TMDL Executive Committee. Topics to be discussed include the status of the BMAP project collection process for nonpoint sources and MS4s, review of the BMAP document organization and content to date, and a status report on the development of the BMAP Monitoring Plan.

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, F.D.E.P., 2600 Blair Stone Road, Watershed Assessment Section, MS 3555, Tallahassee, Florida 32399-2400, (850)245-8449.

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 Ms. Pat Waters, (850)245-8449. 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 **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 14, 2007, 9:00 a.m.

PLACE: Northeast District Office, Conference Rooms A & B, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Lower St. Johns River (LSJR) TMDL Executive Committee and Stakeholders Group. Topics for this meeting include an update on the status of the Basin Management Action Plan (BMAP) project collection process for nonpoint sources and MS4s, review of the BMAP document organization and content to date, a review of options for stakeholder endorsement of the BMAP and public outreach, and a status report on the development of the BMAP Monitoring Plan.

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, 2600 Blair Stone Road, Watershed Assessment Section, MS 3555, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8449.

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 Ms. Pat Waters, (850)245-8449. 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 **Division of Air Resource Management** announces a hearing to which all persons are invited.

DATE AND TIME: Friday, June 22, 2007, 10:00 a.m.

PLACE: Florida Department of Environmental Protection, Division of Air Resource Management, 111 South Magnolia Dr., Suite 23, Director's Conference Room, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to the public hearing requirements of 40 CFR 51.102, the department will hear public comments on its proposal to submit to the U.S. Environmental Protection Agency (EPA) three proposed revisions to Florida's State Implementation Plan (SIP) under the federal Clean Air Act. One revision is a set of amendments to Rule Chapters 62-210, and 62-212, F.A.C., that, if adopted by the department, would update and

clarify the department's air permitting rules to be consistent with recent revisions to EPA regulations. Related to these rule amendments is a proposed SIP revision confirming that the department is complying with the provisions of section 110(a)(2)(D)(i) of the Clean Air Act with respect to its "prevention of significant deterioration" air permitting program and plans for implementing EPA's regional haze regulations. Finally, the department is proposing to revise the SIP to include an updated ozone air quality maintenance plan for Duval, Hillsborough, Pinellas, Palm Beach, Broward and Miami-Dade counties.

A copy of the agenda may be obtained by contacting: Ms. Lynn Scarce, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Mail Station 5500, Tallahassee, Florida 32399-2400 or by calling (850)921-9551.

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 Ms. Lynn Scarce, (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 **Bureau of Water Facilities Funding** announces a hearing to which all persons are invited.

DATE AND TIME: July 11, 2007, 2:00 p.m.

PLACE: Bob Martinez Center, 2600 Blair Stone Road, Room 611, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive testimony and public comment and to take final action on adoption of the FY 2008 State Revolving Fund (SRF) priority list for water pollution control loan projects under Chapter 62-503, Florida Administrative Code (F.A.C.), and adoption of the FY 2007 Small Community Wastewater Facilities Grants priority list under Chapter 62-505, F.A.C.

Due to limited funds available or expected to be available for the initial adoption of the FY 2008 priority list for loans, no new projects will be added to the fundable portion of the list. Properly documented increase requests for ongoing projects and projects currently listed on the contingency portion of the FY 2007 list will be elevated to fundable status in rank and priority score order, subject to availability of funds and subject to a \$5 million segment cap to be established at this hearing.

Only those new project funding requests which have postmarked or delivered all required documentation to the Department by June 1, 2007 will be ranked and placed on the

contingency portion of the priority list for consideration of elevation to fundable status at a subsequent hearing (paragraph 62-503.300(2)(b), F.A.C.).

Pursuant to subsection 62-503.600(4), F.A.C., the Department's funding commitment to projects currently assigned to the water pollution control loan priority list may be withdrawn at the hearing if a local government is delinquent in submitting documents as scheduled.

Approximately \$1.0 million are expected to be available for assignment to new projects on the FY 2007 Small Community Wastewater Facilities Grants priority list.

Prior to Department action at the hearing, all interested persons will have the opportunity to testify regarding the list and any proposed actions. The Department may adopt, modify, or deny the proposed actions at the hearing.

After the hearing, the Department will file the written Record of Final Agency Action. A copy of the Record of Final Agency Action will be made available to persons sponsoring the projects at issue and to any person submitting a written request. Copies of the draft priority list may be obtained by contacting Gary Powell at the same address, phone (850)245-8358 or Suncom 205-8358 or e-mail gary.powell@dep.state.fl.us

A copy of the agenda may be obtained by contacting Gary Powell at the address and phone number above.

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 Gary Powell at the address and phone number above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

The **Council on Physician Assistants** announces a public meeting to which all persons are invited.

DATE AND TIME: June 4, 2007, 12:00 Noon

PLACE: Conference Call: 1(888)808-6959, Code: 2454136

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Council.

A copy of the agenda may be obtained by contacting: Crystal Sanford, Program Administrator or JoAnne Trexler, Supervisor, (850)245-4131.

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. 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 **Board of Nursing**, North PCP announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 11, 2007, 5:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Conference Code: 2454640

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

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 telephone conference call to which all persons are invited.

DATE AND TIME: Friday, June 1, 2007, 1:00 p.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida at meet me number 1(888)808-6959, when prompted, enter Conference Code 9849329103, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/Opt/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 Pharmacy** announces a public meeting to which all persons are invited.

DATES AND TIMES: June 12, 2007, 1:00 p.m.; June 13, 2007, 8:00 a.m.

PLACE: The Bahia Mar Beach Resort and Yachting Center, 801 Seabreeze Boulevard, Ft. Lauderdale, FL 33315, (954)764-2233

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to conduct disciplinary proceedings and general board business.

A copy of the agenda may be obtained by contacting: Board of Pharmacy, 4052 Bald Cypress Way, BIN C04, Tallahassee, Florida 32399-3254. The agenda will also be available two weeks prior to the meeting date at www.doh.state.fl.us/mqa/pharmacy

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 10 days before the workshop/meeting by contacting Maxine Wenzinger, (850)245-4292. 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 **Department of Health, Board of Physical Therapy Practice** announces a public meeting to which all persons are invited.

DATES AND TIMES: June 14, 2007, 6:30 p.m. or soon thereafter; June 15, 2007, 8:00 a.m. or soon thereafter

PLACE: Embassy Suites Miami, 3974, N. W. South River Drive, Miami, FL 33142, (305)634-5000 ext. 354

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, (850)245-4373, ext. 3467.

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: 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: June 12, 2007, 9:30 a.m.

PLACE: Sylvan Lake Park, 845 Lake Markham Road, Sanford, FL 32771

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Department of Health's study related to the Wekiva Study Area.

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.

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.

The Florida **Department of Health**, Diabetes Prevention and Control Program; Diabetes Advisory Council; and Florida Alliance for Diabetes Prevention and Care announce the 2007 Diabetes Assessment Congress to which all interested persons are invited.

DATES AND TIME: July 10-11, 2007, 8:00 a.m. – 5:00 p.m.

PLACE: Tampa Airport Marriott, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Improving Florida's Diabetes Health System.

To register, please contact GAL Meeting Services, (813)600-7322 or angiespahl@hotmail.com by June 1, 2007 (Website registration coming soon).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Florida **Department of Children and Family Services** announces the following District Eight Community-Based Care Alliance public meeting to which all persons are invited.

Lee County Community Alliance Meeting

DATES AND TIME: Friday, May 25, 2007; Friday, June 29, 2007; Friday, July 27, 2007; Friday, August 31, 2007; Friday, September 28, 2007; Friday, October 26, 2007; Friday, November 30, 2007; Friday, December 28, 2007, 9:00 a.m. – 11:00 a.m.

PLACE: Please contact Mary Lynn Smith with the Department of Children and Family Services, (239)338-1273 for the location or more information.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Community-Based Care Alliance meeting.

For more information, you may contact: Mary Lynn Smith,
Department of Children and Family Services, (239)338-1273.

The **Interagency Services Committee for Youth and Young Adults with Disabilities** established in law under SB 1278, announces the sixth meeting to which all interested persons are invited.

DATE AND TIME: June 22, 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 refining the work plan of the committee as well as developing the strategic plan around the resource mapping outcomes.

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 June 15, 2007. Contact Tammy Ferrell, (850)414-6513 or via email: Tammy_Ferrell@apd.state.fl.us

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: June 13, 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

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: June 22, 2007, 8:30 a.m. – 10:30 a.m.

PLACE: United for Families, 10570 South Federal Highway, Suite 300, Port St. Lucie, Florida 34952

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).

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Florida Housing Finance Corporation (“Florida Housing”) will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 (“TEFRA”) to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Camden Crossing – Phase I, a 92-unit multifamily residential rental development located on the south side of Camden Field Pkwy., approximately 770 feet east of S. Falkenburg Road, Riverview, Hillsborough County, FL 33569. The prospective owner and operator of the proposed development is Camden Crossing, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Camden Crossing – Phase II, a 47-unit multifamily residential rental development located on the south side of Camden Field Pkwy., approximately 770 feet east of S. Falkenburg Road, Riverview, Hillsborough County, FL 33569. The prospective owner and operator of the proposed development is Camden Crossing II, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Total aggregate principal amount of tax-exempt bonds to be issued shall not exceed \$20,020,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed.

Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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 Wayne Conner, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Notice is hereby given that the Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Covington Club, a 104-unit multifamily residential rental development located on the North side of Chapman Road, approximately 1000 feet West of the intersection of Chapman Road and S.R. 434, Oviedo, Seminole County, FL 32765. The prospective owner and operator of the proposed development is Covington Club, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed

development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751. The total tax-exempt bond amount is not to exceed \$14,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting Wayne Conner, (850)488-4197.

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DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Fairview Cove – Phase I, an 88-unit multifamily residential rental development located on the east side of Orient Road, approximately 500 feet south of the intersection of Orient Road and SR 574, Tampa, Hillsborough County, FL 33619. The prospective owner and operator of the proposed development

is Fairview Cove, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751. The total tax-exempt bond amount is not to exceed \$11,800,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice is hereby given that the Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The Fountains on Falkenburg – Phase I, a 92-unit multifamily residential rental development located on the west side of S. Falkenburg Road, southwest of the corner of the intersection of S. Falkenburg Road and Camden Field Pkwy., Riverview, Hillsborough County, FL 33569. The prospective owner and operator of the proposed development is Fountains at Falkenburg, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

The Fountains on Falkenburg – Phase II, a 47-unit multifamily residential rental development located on the west side of S. Falkenburg Road, southwest of the corner of the intersection of S. Falkenburg Road and Camden Field Pkwy., Riverview, Hillsborough County, FL 33569. The prospective owner and operator of the proposed development is Fountains at Falkenburg, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751. Total aggregate principal amount of tax-exempt bonds to be issued shall not exceed \$18,200,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting: Wayne Conner, (850)488-4197.

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DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The Fountains at Hudson Place – Phase I, a 128-unit multifamily residential rental development located on the South side of Babson Avenue, approximately 190 feet East of the intersection of Babson Avenue and Big Bend Drive, Hudson, Pasco County, FL 34667. The prospective owner and operator of the proposed development is Fountains at Hudson Place, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

The Fountains at Hudson Place – Phase II, a 47-unit multifamily residential rental development located on the South side of Babson Avenue, approximately 190 feet East of the intersection of Babson Avenue and Big Bend Drive, Hudson, Pasco County, FL 34667. The prospective owner and operator of the proposed development is Fountains at Hudson Place II, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Total aggregate principal amount of tax-exempt bonds to be issued shall not exceed \$22,615,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be

addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting Wayne Conner, (850)488-4197.

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The Fountains at Rowan Cove – Phase I, a 92-unit multifamily residential rental development located on the West side of Rowan Road, approximately 295 feet North of the intersection of Rowan Road and Alure Lane, New Port Richey, Pasco County, FL 34653. The prospective owner and operator of the proposed development is Fountains at Rowan Cove, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

The Fountains at Rowan Cove – Phase II, a 47-unit multifamily residential rental development located on the West side of Rowan Road, approximately 295 feet North of the intersection of Rowan Road and Alure Lane, New Port Richey, Pasco County, FL 34653. The prospective owner and operator of the proposed development is Fountains at Rowan Cove II, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751. Total aggregate principal amount of tax-exempt bonds to be issued shall not exceed \$18,410,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Hammock Harbor – Phase I, a 96-unit multifamily residential rental development located on the west side of Fiske Blvd., approximately 0.1 miles north of the intersection of Fiske Blvd. and St. Andrews Dr., Rockledge, Brevard County, FL 32955. The prospective owner and operator of the proposed development is Hammock Harbor, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Hammock Harbor – Phase II, a 47-unit multifamily residential rental development located on the west side of Fiske Blvd., approximately 0.1 miles north of the intersection of Fiske Blvd. and St. Andrews Dr., Rockledge, Brevard County, FL 32955. The prospective owner and operator of the proposed development is Hammock Harbor II, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Total aggregate principal amount of tax-exempt bonds to be issued shall not exceed \$18,200,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Lois Commons Apartments, a 90-unit multifamily residential rental development located on the east side of Lois Ave., approximately 600 feet south of the intersection of Lois Ave. and Spruce Street, Tampa, Hillsborough County, FL 33607. The prospective owner and operator of the proposed development is Lois Commons Apartments, Ltd., 580 Village Blvd., Ste. 360, West Palm Beach, FL 33409, or such successor in interest in which The Richman Group of Florida, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is WRMC, Inc., 340 Pemberwick Road, Greenwich, CT 06831. The total tax-exempt bond amount is not to exceed \$8,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Malabar Cove – Phase I, a 76-unit multifamily residential rental development located on the south side of Malabar Road, N. W., approximately 0.75 miles west of the intersection of Malabar Road, N. W. and Minton Road, S. E., Palm Bay, Brevard County, FL 32907. The prospective owner and operator of the proposed development is Malabar Cove, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789 or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751. The total tax-exempt bond amount is not to exceed \$9,800,000. All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be

addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Mirabella Apartments, a 204-unit multifamily residential rental development located on the northwest corner of S. W. 128th Ave. and S. W. 252nd Terrace, Miami, Miami-Dade County, FL 33032. The prospective owner and operator of the proposed development is Mirabella I Associates, Ltd., 2121 Ponce De Leon Blvd., PH, Coral Gables, FL 33134, or such successor in interest in which Cornerstone Development Management Services, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Cornerstone Residential Management LLC, 2121 Ponce De Leon Blvd., PH, Coral Gables, FL 33134. The total tax-exempt bond amount is not to exceed \$15,400,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Osprey Apartments, a 44-unit multifamily residential rental development located at 1620 N. W. 54th Street, Miami, Miami-Dade County, FL 33142. The prospective owner and operator of the proposed development is Osprey Apartments, LLC, 155 S. Miami Avenue, Suite 850, Miami, FL 33131, or such successor in interest in which Carrfour Supportive Housing, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective

manager of the proposed development is Apogee Residential, LLC. The total tax-exempt bond amount is not to exceed \$6,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting Wayne Conner, (850)488-4197.

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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 Wayne Conner, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Oviedo Town Centre – Phase I, a 102-unit multifamily residential rental development located on the east side of Division Street, approximately 0.3 miles south of CR 419, Oviedo, Seminole County, FL 32765. The prospective owner and operator of the proposed development is Oviedo Town

Centre Development Group, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Oviedo Town Centre – Phase II, a 35-unit multifamily residential rental development located on the east side of Division Street, approximately 0.3 miles south of CR 419, Oviedo, Seminole County, FL 32765. The prospective owner and operator of the proposed development is Oviedo Town Centre II Partners, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Oviedo Town Centre – Phase III, a 72-unit multifamily residential rental development located on the east side of Division Street, approximately 0.3 miles south of CR 419, Oviedo, Seminole County, FL 32765. The prospective owner and operator of the proposed development is Oviedo Town Centre III Partners, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Oviedo Town Centre – Phase IV, a 24-unit multifamily residential rental development located on the east side of Division Street, approximately 0.3 miles south of CR 419, Oviedo, Seminole County, FL 32765. The prospective owner and operator of the proposed development is Oviedo Town Centre IV Partners, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Total aggregate principal amount of tax-exempt bonds to be issued shall not exceed \$28,600,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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 Wayne Conner, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice is hereby given that the Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Owens Pointe – Phase I, a 96-unit multifamily residential rental development located on the north side of Owens Road, approximately 675 feet northwest of the intersection of Owens Road and Duval Road, Jacksonville, Duval County, FL 32218. The prospective owner and operator of the proposed development is Owens Pointe, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Owens Pointe – Phase II, a 47-unit multifamily residential rental development located on the north side of Owens Road, approximately 675 feet northwest of the intersection of Owens Road and Duval Road, Jacksonville, Duval County, FL 32218. The prospective owner and operator of the proposed

development is Owens Pointe II, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751.

Total aggregate principal amount of tax-exempt bonds to be issued shall not exceed \$17,620,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00pm (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

A copy of the agenda may be obtained by contacting Wayne Conner, (850)488-4197.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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The **Florida Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Pondella Cove, an 80-unit multifamily residential rental development located on the south side of Pondella Road, approximately 400 feet west of the intersection of Pondella Road and Green Ave., North Fort Myers, Lee County, FL 33903. The prospective owner and operator of the proposed development is Pondella Cove, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751. The total tax-exempt bond amount is not to exceed \$12,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Rosewood Place, a 108-unit multifamily residential rental development located on the north side of SR 60, approximately 300 feet east of the intersection of SR 60 and 50th Ave., Vero Beach, Indian River County, FL 32966. The prospective owner and operator of the proposed development is Rosewood Place, LLLP, 329 N. Park Avenue, Suite 300, Winter Park, FL 32789, or such successor in interest in which Atlantic Housing Partners, LLLP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Concord Management, Ltd., 1551 Sandspur Road, Maitland, FL 32751. The total tax-exempt bond amount is not to exceed \$13,650,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

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DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice is hereby given that the Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Sabal Ridge Apartments, a 108-unit multifamily residential rental development located at the northeast corner of the intersection of Courson Drive and SR 574, Tampa, Hillsborough County, FL 33610. The prospective owner and operator of the proposed development is Sabal Ridge Apartments, Ltd., 580 Village Blvd., Ste. 360, West Palm Beach, FL 33409, or such successor in interest in which The Richman Group of Florida, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is WRMC, Inc., 340 Pemberwick Road, Greenwich, CT 06831. The total tax-exempt bond amount is not to exceed \$9,000,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

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GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Housing Finance Corporation ("Florida Housing") will conduct a public hearing in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 ("TEFRA") to which all interested persons are invited.

To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Savannah Springs Apartments II, a 96-unit multifamily residential rental development located on the northeast corner of 118th Street and I-295, Jacksonville, Duval County, FL 32244. The prospective owner and operator of the proposed development is Savannah Springs Apartments II, Ltd., 580 Village Blvd., Ste. 360, West Palm Beach, FL 33409 or such successor in interest in which The Richman Group of Florida, Inc., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is WRMC, Inc., 340 Pemberwick Road, Greenwich, CT 06831. The total tax-exempt bond amount is not to exceed \$8,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

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To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

TownParc at Zephyrhills, a 192-unit multifamily residential rental development located on the west side of Fort King Road 1500 feet northwest from the intersection of Fort King Road and Eiland Blvd., Zephyrhills, Pasco County, FL 33540. The prospective owner and operator of the proposed development is TownParc at Zephyrhills, LLC, 4300 Marsh Landing Blvd., Suite 101, Jacksonville Beach, FL 32250, or such successor in interest in which Finlay Development, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Finlay Management, Inc., 4300 Marsh Landing Blvd., Suite 101, Jacksonville Beach, FL 32250. The total tax-exempt bond amount is not to exceed \$11,755,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

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The **Florida Housing Finance Corporation** announces a hearing to which all persons are invited.

DATE AND TIME: June 7, 2007, 10:00 a.m. (Tallahassee local time)

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to finance the acquisition and construction of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Valencia Pointe, a 148-unit multifamily residential rental development located on N. W. 79th Avenue, approximately 100 feet west of N. W. 25th Avenue with a street address of 2542 N. W. 79th Street, Miami, Miami-Dade County, FL 33147. The prospective owner and operator of the proposed development is Valencia Pointe Associates, Ltd., 2121 Ponce De Leon Blvd., PH, Coral Gables, FL 33134, or such successor in interest in which Cornerstone Group Development, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Cornerstone Residential Management LLC, 2121 Ponce De Leon Blvd., PH, Coral Gables, FL 33134. The total tax-exempt bond amount is not to exceed \$10,500,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 6, 2007, and should be addressed to the attention of Wayne Conner, Deputy Development Officer. Any persons desiring to present oral comments should appear at the hearing.

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FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: May 31, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Brevard County Government Complex, Brevard Room, 518 S. Palm Ave., Titusville, Florida

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 that allows licensed trap fishers to designate people who would be allowed to recover and possess their traps when an emergency has been declared by the Governor of Florida and the Fish and Wildlife Conservation Commission following a storm event. Public input will also be gathered regarding draft rule language that would allow local, state, and federal employees to remove derelict traps from areas closed to trapping during an open fishing season without prior FWC approval.

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, (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.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission** announces a hearing on Rule 690-149.205, Indemnity Standard Risk Rates, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m.

PLACE: during a regular meeting of the Financial Services Commission.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rules 690-149.205, .206, and .207, Florida Administrative Code, published on March 23, 2007 in Vol. 33, No. 12, of the F.A.W., No notice of change was published.

- 690-149.205 Indemnity Standard Risk Rates.
- (1) through (3) No change.

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0-17	\$1,224.24	\$1,224.24	Alachua	0.72
18	\$1,741.39	\$2,182.58	Baker	0.78
19	\$1,741.39	\$2,182.58	Bay	0.77
20	\$1,741.39	\$2,182.58	Bradford	0.82
21	\$1,741.39	\$2,182.58	Brevard	0.95
22	\$1,741.39	\$2,182.58	Broward	1.40
23	\$1,741.39	\$2,182.58	Calhoun	0.75
24	\$1,741.39	\$2,182.58	Charlotte	1.00
25	\$1,741.39	\$2,182.58	Citrus	0.69
26	\$1,809.30	\$2,274.25	Clay	0.81
27	\$1,879.86	\$2,369.77	Collier	0.93
28	\$1,953.18	\$2,469.30	Columbia	0.81
29	\$2,029.35	\$2,573.01	Dade	1.37
30	\$2,108.50	\$2,681.07	De Soto	0.74
31	\$2,190.73	\$2,793.68	Dixie	0.73
32	\$2,276.17	\$2,911.01	Duval	0.99
33	\$2,364.94	\$3,033.27	Escambia	0.77
34	\$2,425.93	\$3,160.67	Flagler	0.82
35	\$2,486.93	\$3,277.77	Franklin	0.75
36	\$2,577.45	\$3,390.52	Gadsden	0.75
37	\$2,671.27	\$3,507.15	Gilchrist	0.75
38	\$2,768.51	\$3,627.80	Glades	0.98
39	\$2,869.28	\$3,752.60	Gulf	0.76
40	\$2,973.72	\$3,881.69	Hamilton	0.77
41	\$3,081.97	\$4,015.22	Hardee	0.80
42	\$3,194.15	\$4,153.34	Hendry	1.01
43	\$3,310.42	\$4,296.22	Hernando	0.85
44	\$3,430.92	\$4,444.01	Highlands	0.75
45	\$3,524.12	\$4,543.38	Hillsborough	0.86
46	\$3,692.58	\$4,657.42	Holmes	0.75
47	\$3,869.08	\$4,774.32	Indian River	0.97
48	\$4,054.02	\$4,894.16	Jackson	0.76
49	\$4,247.81	\$5,017.00	Jefferson	0.75
50	\$4,450.85	\$5,142.93	Lafayette	0.78
51	\$4,663.60	\$5,272.01	Lake	0.90
52	\$4,886.52	\$5,404.34	Lee	0.99
53	\$5,120.10	\$5,539.99	Leon	0.79
54	\$5,364.84	\$5,647.53	Levy	0.80
55	\$5,567.49	\$5,755.06	Liberty	0.75
56	\$5,743.43	\$5,897.79	Madison	0.79
57	\$5,924.92	\$6,044.05	Manatee	0.90
58	\$6,112.14	\$6,193.95	Marion	0.77

59	\$6,305.29	\$6,347.56	Martin	0.95
60	\$6,504.54	\$6,504.98	Monroe	1.37
61	\$6,710.08	\$6,666.30	Nassau	0.85
62	\$6,922.12	\$6,831.62	Okaloosa	0.72
63	\$7,140.86	\$7,001.05	Okeechobee	0.97
64	\$7,366.51	\$7,174.67	Orange	0.95
65	\$7,366.63	\$7,140.13	Osceola	0.92
66	\$7,366.63	\$7,140.13	Palm Beach	1.00
67	\$7,366.63	\$7,140.13	Pasco	0.90
68	\$7,366.63	\$7,140.13	Pinellas	0.87
69	\$7,366.63	\$7,140.13	Polk	0.84
70	\$7,366.63	\$7,140.13	Putnam	0.79
71	\$7,366.63	\$7,140.13	St. Johns	0.77
72	\$7,366.63	\$7,140.13	St. Lucie	0.99
73	\$7,366.63	\$7,140.13	Santa Rosa	0.77
74	\$7,366.63	\$7,140.13	Sarasota	0.76
75	\$7,366.63	\$7,140.13	Seminole	0.92
76	\$7,366.63	\$7,140.13	Sumter	0.80
77	\$7,366.63	\$7,140.13	Suwannee	0.82
78	\$7,366.63	\$7,140.13	Taylor	0.79
79	\$7,366.63	\$7,140.13	Union	0.79
			Volusia	0.88
			Wakulla	0.75
			Walton	0.76
			Washington	0.76
0-17	\$1,110.70	\$1,110.70	Alachua	0.76
18	\$1,568.94	\$1,974.82	Baker	0.78
19	\$1,568.94	\$1,974.82	Bay	0.73
20	\$1,568.94	\$1,974.82	Bradford	0.82
21	\$1,568.94	\$1,974.82	Brevard	1.00
22	\$1,568.94	\$1,974.82	Broward	1.39
23	\$1,568.94	\$1,974.82	Calhoun	0.75
24	\$1,568.94	\$1,974.82	Charlotte	1.05
25	\$1,568.94	\$1,974.82	Citrus	0.66
26	\$1,630.13	\$2,057.77	Clay	0.82
27	\$1,693.70	\$2,144.19	Collier	0.91
28	\$1,759.75	\$2,234.25	Columbia	0.81
29	\$1,828.38	\$2,328.09	Dade	1.44
30	\$1,899.69	\$2,425.87	De Soto	0.74
31	\$1,973.78	\$2,527.75	Dixie	0.77
32	\$2,050.76	\$2,633.92	Duval	1.04
33	\$2,130.74	\$2,744.54	Escambia	0.79
34	\$2,213.84	\$2,859.81	Flagler	0.78
35	\$2,209.78	\$2,963.38	Franklin	0.75
36	\$2,290.22	\$3,065.32	Gadsden	0.75
37	\$2,373.58	\$3,170.77	Gilchrist	0.75
38	\$2,459.98	\$3,279.84	Glades	0.98
39	\$2,549.52	\$3,392.67	Gulf	0.76
40	\$2,642.33	\$3,509.38	Hamilton	0.77
41	\$2,738.51	\$3,630.10	Hardee	0.80
42	\$2,838.19	\$3,754.97	Hendry	1.01
43	\$2,941.50	\$3,884.14	Hernando	0.83
44	\$3,048.57	\$4,017.76	Highlands	0.79
45	\$3,166.41	\$4,104.11	Hillsborough	0.91
46	\$3,317.77	\$4,207.12	Holmes	0.75
47	\$3,476.36	\$4,312.72	Indian River	1.02
48	\$3,642.53	\$4,420.97	Jackson	0.76
49	\$3,816.64	\$4,531.93	Jefferson	0.75
50	\$3,999.08	\$4,645.69	Lafayette	0.78
51	\$4,190.23	\$4,762.29	Lake	0.89
52	\$4,390.53	\$4,881.83	Lee	1.04
53	\$4,600.39	\$5,004.36	Leon	0.77
54	\$4,820.29	\$5,129.97	Levy	0.80
55	\$5,007.58	\$5,148.84	Liberty	0.75
56	\$5,165.82	\$5,276.53	Madison	0.79
57	\$5,329.06	\$5,407.39	Manatee	0.89

58	\$5,497.46	\$5,541.50	Marion	0.76
59	\$5,671.18	\$5,678.92	Martin	0.98
60	\$5,850.39	\$5,819.76	Monroe	1.44
61	\$6,035.26	\$5,964.09	Nassau	0.84
62	\$6,225.97	\$6,112.00	Okaloosa	0.69
63	\$6,422.72	\$6,263.58	Okeechobee	0.97
64	\$6,625.67	\$6,418.92	Orange	1.00
65	\$6,627.91	\$6,419.53	Osceola	0.94
66	\$6,627.91	\$6,419.53	Palm Beach	1.00
67	\$6,627.91	\$6,419.53	Pasco	0.86
68	\$6,627.91	\$6,419.53	Pinellas	0.89
69	\$6,627.91	\$6,419.53	Polk	0.85
70	\$6,627.91	\$6,419.53	Putnam	0.77
71	\$6,627.91	\$6,419.53	St. Johns	0.77
72	\$6,627.91	\$6,419.53	St. Lucie	0.99
73	\$6,627.91	\$6,419.53	Santa Rosa	0.77
74	\$6,627.91	\$6,419.53	Sarasota	0.76
75	\$6,627.91	\$6,419.53	Seminole	0.92
76	\$6,627.91	\$6,419.53	Sumter	0.79
77	\$6,627.91	\$6,419.53	Suwannee	0.82
78	\$6,627.91	\$6,419.53	Taylor	0.79
79	\$6,627.91	\$6,419.53	Union	0.79
			Volusia	0.84
			Wakulla	0.75
			Walton	0.76
			Washington	0.76

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History—New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05, 6-1-06,_____.

690-149.206 Preferred Provider/Exclusive Provider Standard Risk Rates.

(1) through (4) No change.

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0	\$2,084.83	\$2,020.10	Alachua	0.72
1	\$2,084.83	\$2,020.10	Baker	0.78
2	\$1,752.86	\$1,723.43	Bay	0.77
3	\$1,543.96	\$1,514.54	Bradford	0.82
4	\$1,426.28	\$1,367.43	Brevard	0.95
5	\$1,367.43	\$1,246.80	Broward	1.40
6	\$1,305.65	\$1,129.12	Calhoun	0.75
7	\$1,280.33	\$1,074.38	Charlotte	1.00
8	\$1,221.49	\$983.17	Citrus	0.69
9	\$1,192.07	\$983.17	Clay	0.81
10	\$1,221.49	\$1,012.59	Collier	0.93
11	\$1,250.91	\$1,074.38	Columbia	0.81
12	\$1,280.33	\$1,162.64	Dade	1.37
13	\$1,309.75	\$1,280.33	De Soto	0.74
14	\$1,430.38	\$1,400.96	Dixie	0.73
15	\$1,518.65	\$1,518.65	Duval	0.99
16	\$1,636.33	\$1,636.33	Escambia	0.77
17	\$1,698.12	\$1,727.54	Flagler	0.82
18	\$1,513.96	\$1,572.92	Franklin	0.75
19	\$1,563.23	\$1,670.62	Gadsden	0.75
20	\$1,611.67	\$1,771.19	Gilchrist	0.75
21	\$1,685.62	\$1,890.53	Glades	0.98
22	\$1,738.40	\$2,015.25	Gulf	0.76
23	\$1,788.50	\$2,120.27	Hamilton	0.77
24	\$1,838.42	\$2,227.33	Hardee	0.80
25	\$1,885.49	\$2,318.90	Hendry	1.01
26	\$1,938.08	\$2,376.03	Hernando	0.85

27	\$1,990.35	\$2,433.67	Highlands	0.75
28	\$2,067.67	\$2,491.99	Hillsborough	0.86
29	\$2,121.11	\$2,551.82	Holmes	0.75
30	\$2,171.34	\$2,591.84	Indian River	0.97
31	\$2,231.85	\$2,633.19	Jackson	0.76
32	\$2,294.05	\$2,699.25	Jefferson	0.75
33	\$2,357.57	\$2,766.00	Lafayette	0.78
34	\$2,420.26	\$2,809.21	Lake	0.90
35	\$2,506.99	\$2,852.42	Lee	0.99
36	\$2,572.55	\$2,896.81	Leon	0.79
37	\$2,644.30	\$2,945.07	Levy	0.80
38	\$2,713.92	\$2,972.14	Liberty	0.75
39	\$2,782.66	\$3,012.49	Madison	0.79
40	\$2,847.37	\$3,061.91	Manatee	0.90
41	\$2,913.62	\$3,145.27	Marion	0.77
42	\$3,008.46	\$3,252.03	Martin	0.95
43	\$3,090.64	\$3,374.95	Monroe	1.37
44	\$3,173.17	\$3,498.34	Nassau	0.85
45	\$3,271.10	\$3,632.92	Okaloosa	0.72
46	\$3,374.26	\$3,771.39	Okeechobee	0.97
47	\$3,475.57	\$3,898.07	Orange	0.95
48	\$3,626.99	\$4,032.97	Osceola	0.92
49	\$3,810.31	\$4,174.28	Palm Beach	1.00
50	\$4,012.82	\$4,321.61	Pasco	0.90
51	\$4,214.32	\$4,450.89	Pinellas	0.87
52	\$4,465.09	\$4,578.17	Polk	0.84
53	\$4,688.76	\$4,677.00	Putnam	0.79
54	\$4,947.13	\$4,816.24	St. Johns	0.77
55	\$5,184.67	\$4,955.53	St. Lucie	0.99
56	\$5,463.95	\$5,120.27	Santa Rosa	0.77
57	\$5,785.99	\$5,311.64	Sarasota	0.76
58	\$6,098.51	\$5,514.89	Seminole	0.92
59	\$6,427.77	\$5,736.18	Sumter	0.80
60	\$6,647.42	\$5,983.42	Suwannee	0.82
61	\$6,856.36	\$6,196.74	Taylor	0.79
62	\$7,020.01	\$6,407.38	Union	0.79
63	\$7,156.05	\$6,561.01	Volusia	0.88
64	\$7,252.08	\$6,650.07	Wakulla	0.75
65	\$7,658.43	\$6,942.77	Walton	0.76
66	\$7,684.51	\$6,965.97	Washington	0.76
67	\$7,727.30	\$6,989.85		
68	\$7,785.23	\$7,019.80		
69	\$7,842.79	\$7,051.80		
70	\$7,900.53	\$7,081.44		
71	\$7,957.91	\$7,111.74		
72	\$8,018.35	\$7,145.25		
73	\$8,073.20	\$7,171.83		
74	\$8,125.51	\$7,200.10		
75	\$8,180.54	\$7,230.24		
76	\$8,235.39	\$7,254.79		
77	\$8,290.24	\$7,283.73		
78	\$8,317.67	\$7,322.17		
79	\$8,345.26	\$7,360.43		

32	\$1,757.75	\$2,393.24	Duval	1.04
33	\$1,797.62	\$2,489.52	Escambia	0.79
34	\$1,837.10	\$2,584.95	Flagler	0.78
35	\$1,877.27	\$2,684.60	Franklin	0.75
36	\$1,907.75	\$2,788.23	Gadsden	0.75
37	\$1,941.83	\$2,871.55	Gilchrist	0.75
38	\$1,985.10	\$2,965.83	Glades	0.98
39	\$2,024.58	\$3,067.98	Gulf	0.76
40	\$2,094.46	\$3,175.24	Hamilton	0.77
41	\$2,175.17	\$3,293.24	Hardee	0.80
42	\$2,269.15	\$3,406.75	Hendry	1.01
43	\$2,382.24	\$3,526.26	Hernando	0.83
44	\$2,526.45	\$3,642.71	Highlands	0.79
45	\$2,673.57	\$3,764.95	Hillsborough	0.91
46	\$2,839.14	\$3,900.01	Holmes	0.75
47	\$3,009.18	\$4,029.05	Indian River	1.02
48	\$3,159.64	\$4,159.51	Jackson	0.76
49	\$3,286.03	\$4,239.70	Jefferson	0.75
50	\$3,436.42	\$4,329.13	Lafayette	0.78
51	\$3,607.04	\$4,432.11	Lake	0.89
52	\$3,797.75	\$4,508.47	Lee	1.04
53	\$3,987.63	\$4,594.56	Leon	0.77
54	\$4,187.01	\$4,640.69	Levy	0.80
55	\$4,405.83	\$4,689.94	Liberty	0.75
56	\$4,674.80	\$4,761.84	Madison	0.79
57	\$4,952.21	\$4,825.92	Manatee	0.89
58	\$5,271.90	\$4,925.57	Marion	0.76
59	\$5,580.41	\$5,030.42	Martin	0.98
60	\$5,870.33	\$5,181.01	Monroe	1.44
61	\$6,119.10	\$5,318.18	Nassau	0.84
62	\$6,307.60	\$5,489.75	Okaloosa	0.69
63	\$6,424.37	\$5,655.41	Okeechobee	0.97
64	\$6,617.10	\$5,836.86	Orange	1.00
65	\$6,848.70	\$6,041.15	Osceola	0.94
66	\$7,088.41	\$6,252.59	Palm Beach	1.00
67	\$7,207.46	\$6,483.97	Pasco	0.86
68	\$7,341.92	\$6,649.34	Pinellas	0.89
69	\$7,418.18	\$6,715.18	Polk	0.85
70	\$7,494.43	\$6,780.14	Putnam	0.77
71	\$7,569.78	\$6,846.08	St. Johns	0.77
72	\$7,645.13	\$6,911.03	St. Lucie	0.99
73	\$7,721.38	\$6,977.86	Santa Rosa	0.77
74	\$7,794.04	\$7,036.54	Sarasota	0.76
75	\$7,865.81	\$7,098.00	Seminole	0.92
76	\$7,937.58	\$7,157.58	Sumter	0.79
77	\$7,989.54	\$7,207.74	Suwannee	0.82
78	\$8,040.60	\$7,257.91	Taylor	0.79
79	\$8,067.47	\$7,305.39	Union	0.79
			Volusia	0.84
			Wakulla	0.75
			Walton	0.76
			Washington	0.76

0-17	\$1,153.51	\$1,141.18
18	\$1,129.44	\$1,115.11
19	\$1,380.57	\$1,780.25
20	\$1,383.26	\$1,784.73
21	\$1,383.26	\$1,790.10
22	\$1,386.00	\$1,806.40
23	\$1,386.00	\$1,823.64
24	\$1,388.75	\$1,836.41
25	\$1,391.49	\$1,847.33
26	\$1,386.71	\$1,859.14
27	\$1,474.29	\$1,949.47
28	\$1,547.10	\$2,034.52
29	\$1,607.01	\$2,122.89
30	\$1,660.30	\$2,209.27
31	\$1,699.87	\$2,293.09

Alachua	0.76
Baker	0.78
Bay	0.73
Bradford	0.82
Brevard	1.00
Broward	1.39
Calhoun	0.75
Charlotte	1.05
Citrus	0.66
Clay	0.82
Collier	0.91
Columbia	0.81
Dade	1.44
De Soto	0.74
Dixie	0.77

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History—New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05, 6-1-06,_____.

690-149.207 Health Maintenance Organization Standard Risk Rates.

(1) through (3) No change.

STANDARD HEALTH BENEFIT PLAN				
Age	Male	Female	County	Area Factor
0	\$4,549.06	\$4,540.08	Alachua	1.04
1	\$2,844.95	\$2,835.97	Baker	1.08
2-6	\$2,795.78	\$2,786.81	Bay	0.90

7-12	\$2,722.34	\$2,713.36	Bradford	1.04
13-17	\$2,853.04	\$3,396.75	Brevard	0.94
18	\$2,432.62	\$3,953.57	Broward	1.00
19	\$2,467.46	\$4,161.38	Calhoun	0.90
20	\$2,484.87	\$4,309.58	Charlotte	0.98
21	\$2,519.74	\$4,452.46	Citrus	0.88
22	\$2,537.83	\$4,586.82	Clay	1.08
23	\$2,555.92	\$4,720.44	Collier	0.90
24	\$2,636.28	\$4,824.84	Columbia	1.04
25	\$2,657.34	\$4,916.66	Dade	1.00
26	\$2,750.27	\$5,051.52	De Soto	0.90
27	\$2,814.76	\$5,178.03	Dixie	1.04
28	\$2,893.63	\$5,185.92	Duval	1.08
29	\$2,957.60	\$5,199.76	Escambia	1.07
30	\$3,057.35	\$5,207.63	Flagler	0.90
31	\$3,097.50	\$5,198.32	Franklin	0.90
32	\$3,154.83	\$5,195.85	Gadsden	0.90
33	\$3,195.81	\$5,114.57	Gilchrist	1.05
34	\$3,253.97	\$5,056.36	Glades	0.90
35	\$3,302.10	\$4,975.57	Gulf	0.90
36	\$3,382.08	\$4,973.32	Hamilton	0.90
37	\$3,465.24	\$4,900.54	Hardee	0.84
38	\$3,542.63	\$4,897.93	Hendry	0.94
39	\$3,623.88	\$4,910.68	Hernando	1.04
40	\$3,690.05	\$4,905.22	Highlands	0.84
41	\$3,767.50	\$4,954.19	Hillsborough	1.01
42	\$3,861.40	\$4,991.64	Holmes	0.90
43	\$3,968.29	\$5,109.03	Indian River	0.90
44	\$4,068.78	\$5,190.95	Jackson	0.90
45	\$4,205.16	\$5,284.01	Jefferson	0.90
46	\$4,370.20	\$5,396.17	Lafayette	0.90
47	\$4,555.28	\$5,517.31	Lake	0.94
48	\$4,769.26	\$5,626.02	Lee	1.01
49	\$4,978.66	\$5,737.04	Leon	0.90
50	\$5,231.67	\$5,895.35	Levy	1.04
51	\$5,520.59	\$6,063.06	Liberty	0.90
52	\$5,838.89	\$6,209.12	Madison	0.90
53	\$6,157.94	\$6,373.60	Manatee	1.04
54	\$6,515.14	\$6,536.05	Marion	0.94
55	\$6,907.68	\$6,669.55	Martin	1.03
56	\$7,237.73	\$6,783.55	Monroe	0.90
57	\$7,622.33	\$6,946.80	Nassau	1.08
58	\$8,065.46	\$7,219.43	Okaloosa	1.00
59	\$8,563.34	\$7,528.10	Okeechobee	0.94
60	\$9,071.45	\$7,848.00	Orange	0.94
61	\$9,484.04	\$8,252.49	Osceola	0.97
62	\$9,894.47	\$8,650.37	Palm Beach	1.05
63	\$10,399.58	\$9,142.07	Pasco	1.01
64	\$10,893.65	\$9,606.52	Pinellas	1.01
65	\$12,936.81	\$11,527.67	Polk	1.10
66	\$12,999.71	\$11,576.46	Putnam	1.01
67	\$13,062.20	\$11,624.93	St. Johns	1.06
68	\$13,124.13	\$11,672.96	St. Lucie	0.99
69	\$13,185.41	\$11,720.48	Santa Rosa	1.07
70	\$13,245.82	\$11,767.35	Sarasota	1.05
71	\$13,305.29	\$11,813.46	Seminole	0.99
72	\$13,363.66	\$11,858.73	Sumter	0.99
73	\$13,420.76	\$11,903.01	Suwannee	0.90
74	\$13,476.48	\$11,946.23	Taylor	0.90
75	\$13,530.64	\$11,988.22	Union	0.90
76	\$13,583.13	\$12,028.95	Volusia	1.03
77	\$13,633.80	\$12,068.24	Wakulla	0.90
78	\$13,682.54	\$12,106.03	Walton	1.05
79	\$13,729.17	\$12,142.19	Washington	0.90
0	\$3,782.33	\$3,782.33	Alachua	1.05
1	\$2,402.45	\$2,402.45	Baker	1.09
2-6	\$2,362.62	\$2,362.62	Bay	0.90
7-12	\$2,302.88	\$2,302.88	Bradford	1.05
13-17	\$2,409.09	\$2,856.18	Brevard	0.96
18	\$2,059.70	\$3,311.40	Broward	1.00
19	\$2,086.82	\$3,497.86	Calhoun	0.90

20	\$2,100.33	\$3,631.03	Charlotte	0.97
21	\$2,127.39	\$3,761.58	Citrus	0.84
22	\$2,141.01	\$3,880.78	Clay	1.09
23	\$2,154.52	\$3,998.63	Collier	0.90
24	\$2,231.10	\$4,087.54	Columbia	1.05
25	\$2,248.88	\$4,163.78	Dade	1.00
26	\$2,325.86	\$4,270.30	De Soto	0.90
27	\$2,379.57	\$4,376.58	Dixie	1.05
28	\$2,440.88	\$4,382.38	Duval	1.09
29	\$2,493.72	\$4,388.54	Escambia	1.05
30	\$2,574.53	\$4,392.23	Flagler	0.90
31	\$2,603.97	\$4,387.88	Franklin	0.90
32	\$2,651.77	\$4,385.51	Gadsden	0.90
33	\$2,681.10	\$4,317.09	Gilchrist	1.05
34	\$2,728.87	\$4,267.84	Glades	0.90
35	\$2,771.57	\$4,199.10	Gulf	0.90
36	\$2,840.11	\$4,197.87	Hamilton	0.90
37	\$2,912.35	\$4,133.78	Hardee	0.84
38	\$2,983.13	\$4,130.42	Hendry	0.90
39	\$3,053.89	\$4,143.63	Hernando	1.05
40	\$3,108.53	\$4,140.32	Highlands	0.84
41	\$3,170.06	\$4,186.08	Hillsborough	1.00
42	\$3,248.70	\$4,217.92	Holmes	0.90
43	\$3,333.91	\$4,317.94	Indian River	0.90
44	\$3,418.04	\$4,383.62	Jackson	0.90
45	\$3,531.69	\$4,461.70	Jefferson	0.90
46	\$3,672.42	\$4,560.08	Lafayette	0.90
47	\$3,825.56	\$4,661.26	Lake	0.95
48	\$4,007.40	\$4,757.49	Lee	1.01
49	\$4,183.58	\$4,854.51	Leon	0.90
50	\$4,401.50	\$4,996.56	Levy	1.05
51	\$4,641.47	\$5,141.69	Liberty	0.90
52	\$4,910.83	\$5,266.36	Madison	0.90
53	\$5,190.77	\$5,408.58	Manatee	1.01
54	\$5,502.81	\$5,543.16	Marion	0.90
55	\$5,846.67	\$5,654.06	Martin	1.05
56	\$6,139.95	\$5,748.81	Monroe	0.90
57	\$6,481.29	\$5,885.39	Nassau	1.09
58	\$6,859.71	\$6,111.14	Okaloosa	0.95
59	\$7,289.02	\$6,367.76	Okeechobee	0.95
60	\$7,723.10	\$6,640.13	Orange	0.94
61	\$8,077.36	\$6,979.54	Osceola	0.98
62	\$8,426.64	\$7,307.21	Palm Beach	1.05
63	\$8,886.60	\$7,728.03	Pasco	1.02
64	\$9,323.09	\$8,117.30	Pinellas	1.00
65	\$11,000.08	\$9,688.83	Polk	1.05
66	\$11,113.19	\$9,773.72	Putnam	1.01
67	\$11,231.95	\$9,862.85	St. Johns	1.07
68	\$11,356.65	\$9,956.44	St. Lucie	0.95
69	\$11,487.58	\$10,054.71	Santa Rosa	1.05
70	\$11,625.06	\$10,157.90	Sarasota	1.03
71	\$11,769.42	\$10,266.24	Seminole	1.02
72	\$11,920.99	\$10,380.00	Sumter	1.02
73	\$12,080.14	\$10,499.45	Suwannee	0.90
74	\$12,247.25	\$10,624.87	Taylor	0.90
75	\$12,422.72	\$10,756.56	Union	0.90
76	\$12,606.95	\$10,894.83	Volusia	1.03
77	\$12,800.40	\$11,040.02	Wakulla	0.90
78	\$13,003.53	\$11,192.47	Walton	1.05
79	\$13,216.80	\$11,352.54	Washington	0.90

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History--New 3-2-00, Amended 4-2-01, 4-17-02, 1-20-03, Formerly 4-149.205, Amended 5-18-04, 5-22-05, 6-1-06,_____.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

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 Tracie Lambright, Life and Health Product Review, Office of Insurance Regulation, E-mail: Tracie.Lambright@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Tracie Lambright, Life and Health Product Review, Office of Insurance Regulation at e-mail: Tracie.Lambright@fldfs.com

The Financial Services Commission announces a hearing on Rules 69O-157.1100, Requirements for Exchange of Coverage; 69O-158.1155, Producer Training; 69O-157.201, Standards for Approved Long-Term Care Partnership Program Policies, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-157, Florida Administrative Code, published on April 13, 2007 in Vol. 33, No. 15, of the F.A.W., No notice of change was published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting Tracie Lambright at e-mail: tracie.lambright@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-157.1100 Requirements for Exchange of Coverage.

(1)(a) An insurer may offer policyholders or certificateholders the option to exchange an existing Long-Term Care contract for a new Long-Term Care contract.

(b) An exchange occurs when an insurer offers an existing long-term care policyholder or certificateholder the option to replace an existing policy with a different long-term care policy or certificate, and the policyholder or certificateholder accepts the offer to terminate the existing contract and accepts the new contract.

(2)(a) Any offer shall be made to all policyholders or certificateholders on a nondiscriminatory basis.

(b) An exchange offer shall be deferred to all policyholders or certificateholders that are currently eligible for benefits, within an elimination period on a claim, or who would not be eligible to apply for coverage due to issue age limitations under the new contract, until such time when such condition expires.

(3)(a) If the new coverage has the actuarial value of benefits equal or lesser than the actuarial value of benefits of the existing coverage, based on constant morbidity and uniform pricing assumptions as determined on the date of issue of a new insured determined using the same underwriting class and issue age, such new coverage shall be offered on a nonunderwritten basis.

(b) If the new coverage has the actuarial value of benefits exceeding the actuarial value of benefits of the existing coverage, the insurer shall apply consistent new business underwriting for the increased benefits only.

(4)(a) If the new coverage has the actuarial value of benefits equal or lesser than the actuarial value of benefits of the existing coverage, the rate charged for the new coverage shall be determined using the original issue age and risk class of the insured used in determining the rate of the existing coverage.

(b) If the new coverage has the actuarial value of benefits exceeding the actuarial value of benefits of the existing coverage, the rate charged for the new coverage shall be determined using paragraph (4)(a) above for the original level of benefits, increased by the rate for the increased benefits using the then current attained age and underwriting class of the insured for the increased benefits only. All rates charged must be filed and approved with the Office pursuant to Section 627.410(6), F.S., and Rule 69O-149.003, F.A.C.

(c) The new coverage offered shall be on a form that is currently offered for sale in the general market.

(d) In lieu of paragraphs (a) and (b) above, an insurer may make a filing to the Office for approval to utilize a different issue age for the new contract, or in some other way recognize the policy reserve build-up. Such filing shall demonstrate why the use of the original issue age is inappropriate and that the policy reserve build-up due to the prefunding inherent in the use of an issue age rate basis is credited to the benefit of the insured.

Specific Authority 624.308(1), 626.9611, 627.410(6), 627.9408 FS, Law Implemented 624.307(1), 626.9541, 626.9641, 627.410(6), 627.9402, 627.9407(7), 627.9408 FS. History—New _____.

69O-157.1155 Producer Training.

Insurers providing Long-Term Care insurance shall maintain records, subject to Office review upon request, that before any producer sells, solicits or negotiates a long-term care insurance

policy, that they receive necessary and sufficient training to understand partnership policies and their relationship to public and private coverage for long-term care.

Specific Authority 624.308(1), 626.9611, 627.9407, 627.94075, 927.9408, FS. Law Implemented 624.307(1), 626.025, 626.2815, 626.9541, 626.9641, FS. History—New

PART III LONG-TERM CARE INSURANCE PARTNERSHIP PLANS

690-157.201 Standards For Approved Long-Term Care Partnership Program Policies.

(1)(a) A policy or certificate, herein referred to as policy, marketed or represented to qualify as an approved long-term care partnership program policy as provided by Section 409.9102, F.S., hereinafter referred to as a 'partnership', shall be a policy where:

1. Such form and rates are filed and approved pursuant to the provisions of Part II of this Rule Chapter and Rule 690-149, F.A.C.,

2. The policy is intended to be a qualified long-term care insurance policy under the provisions of Section 627.9404(12), F.S.,

3. The insured individual was a resident of Florida or another state that has entered into a reciprocal agreement with Florida when coverage first became effective under the policy. If the policy is later exchanged for a different long-term care policy, the individual was a resident of Florida or another state that has entered into a reciprocal agreement with Florida when coverage under the earliest policy became effective.

4. The policy is issued with and retains inflation coverage which meets the inflation standards based on the insureds then attained age as defined in subsection (4) below.

5. The effective date of the coverage is on or after January 1, 2007, and

6. Compliance is met with the provisions of these rules.

(b) Insurance benefit payments, for purposes of asset disregard when applying for Medicaid long-term care services, are payments made for long-term care benefits and services and do not include such benefits as cash surrender values, return of premiums, premium waiver, or death benefits.

(2)(a) An insurer issuing or marketing policies that qualify as partnership policies, shall provide a disclosure notice, on the insurer's letterhead, to the individual that indicates that, at the time of issue of the coverage is an approved long-term care partnership policy, explains the benefits associated with a partnership policy, and discloses that the partnership status may be lost if the insured moves to a different state or modifies the coverage after issue, or changes in federal or state laws occur. The insurer may use Form OIR-B2-1786 (1/2007), Partnership Status Disclosure Notice, which is hereby adopted and incorporated into this rule by reference. This notice shall be provided to the insured no later than the time of policy or certificate delivery. If the insurer uses Form OIR-B2-1786

without modification, no filing is required. If the carrier chooses to modify the language found in this disclosure notice, such notice shall be filed for approval with the Office.

(b)1. When an insurer is made aware that the policyholders or certificateholders initiate action that will result in the loss of partnership status, the insurer shall provide an explanation of how such action impacts the insured in writing. The policyholders or certificateholders shall also be advised how to retain partnership status if possible.

2. If a partnership plan subsequently loses partnership status, the insurer shall explain to the policyholders or certificateholders in writing the reason for the loss of status.

(3)(a) An insurer issuing or marketing policies that qualify as partnership policies, shall notify all of its policyholders with existing long-term care coverage issued on or after March 1, 2003, of the benefits associated with a partnership policy. The insurer shall offer all such existing policyholders the option to exchange their policy, as provided by Rule 690-157.1100, F.A.C., for a partnership policy.

(b) Any policyholder that exchanges their policy shall be provided the required disclosure as provided in subsection (2) above.

(c) The effective date of the partnership policy shall be the date of the exchanged policy.

(4) The issued policy shall meet the following inflation coverage limitations:

(a) Policies or certificates issued to an individual who has not yet attained age 61 shall contain annual compound inflation coverage.

(b) Policies or certificates issued to an individual who has attained age 61 but has not attained age 76 shall contain annual inflation coverage.

(c) For policies or certificates issued with inflation coverage, the policyholders or certificateholders must have the inflation coverage at a level based upon the insured's current age as described in paragraphs (a) and (b) above.

(5) Reporting.

(a) All insurers shall report to the Health and Human Services Secretary such information as required by Centers for Medicare & Medicaid Services (CMS), including but not limited to:

1. Notification regarding when insurance benefits provided under partnership plans have been paid and the amount of such benefits paid, and

2. Notification regarding when such policies otherwise terminate.

(b) All insurers shall provide to any insured requesting such information a copy of the Form OIR-B2-1781 (12/06), Approved Long-Term Care Partnership Program Policy Summary, which is hereby adopted and incorporated into this rule by reference. An insurer may use its own form as long as the information and content is consistent with the information contained in Form OIR-B2-1781 (12/06).

Specific Authority 624.308(1), 627.9408(1), 627.94075 FS. Law Implemented 624.307(1), 409.9102, 627.94075 FS. History--New

A copy of the agenda may be obtained by contacting: Tracie Lambright, Office of Insurance Regulation, E-mail Tracie.Lambright@fldfs.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Tracie Lambright, Office of Insurance Regulation at e-mail: Tracie.Lambright@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Tracie Lambright, Office of Insurance Regulation at e-mail: Tracie.Lambright@fldfs.com

The **Financial Services Commission** announces a hearing on Rule 69O-170.0155, Forms, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-170.0155, Florida Administrative Code, published on April 27, 2007 in Vol. 33, No. 17, of the F.A.W., No notice of change was published.

69O-170.0155 Forms.

The following forms are hereby adopted and incorporated by reference:

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

(j) ~~Effective March 1, 2007. Form OIR-B1-1655, "Notice of Premium Discounts for Hurricane Loss Mitigation", (Rev 3/1/07) 3/07 is adopted and incorporated herein by reference.~~

(k) Form OIR-B1-1802, "Uniform Mitigation Verification Inspection Form" (New 7/07).

(2) No change.

Specific Authority 624.308(1), 627.711 FS. Law Implemented 624.307(1), 624.424, 627.062, 627.0645, 627.711 FS. History--New 6-19-03, Formerly 4-170.0155, Amended 2-23-06, 12-26-06,

A copy of the agenda may be obtained by contacting the Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

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 Michael Milnes at e-mail Michael.milnes@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Michael Milnes at e-mail Michael.milnes@fldfs.com

The **Financial Services Commission** announces a hearing on Rule 69O-171.003, Reports by Insurers of Professional Liability Claims and Actions Required, F.A.C., to which all persons are invited.

DATE AND TIME: June 12, 2007, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-171.003, Florida Administrative Code, published on February 24, 2006 in Vol. 32, No. 8, of the F.A.W. A notice of change was published on April 6, 2007 in Vol. 33, No. 14.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-171.003 Reports by Insurers of Professional Liability Claims and Actions Required.

(1)(a) Each ~~entity self insurer identified in Section 627.912(1)(a), or 627.912(5), F.S., authorized under Section 627.357, F.S., and each insurer or joint underwriting association providing professional liability insurance to a practitioner of medicine licensed pursuant to the provisions of Chapter 458, F.S., to a practitioner of osteopathic medicine licensed pursuant to the provisions of Chapter 459, F.S., to a podiatric physician licensed pursuant to the provisions of Chapter 461, F.S., to a dentist licensed pursuant to the provisions of Chapter 466, F.S., to a hospital licensed pursuant to the provisions of Chapter 395, F.S., to crisis stabilization units licensed under Part IV of Chapter 394, F.S., to a health maintenance organization certified under Part I of Chapter 641, F.S., to clinics included in Chapter 390, F.S., to an ambulatory surgical center as defined in Section 395.002, F.S., or to a member of the Florida Bar,~~ shall report to the Office of Insurance Regulation (Office) any claim or action for damages for personal injuries claimed to have been caused by error, omission, or negligence in the performance of such insured's

professional services or based on a claimed performance of professional services without consent. In any calendar year in which no claim or action for damages has been closed, the entity shall file a "No Claim Submission Report". Each such entity insurer or self insurer required to report under this rule shall submit such information to the Office using the "Professional Liability Claims Reporting ("PLCR") located at <https://apps.fldfs.com/plcr>, Form OIR-A1-1672 (1-06). The PLCR is incorporated and adopted by reference, electronically by using computer software provided by the Office. A copy of the judgment or settlement must be provided along with any other information required by the Office that is not included in the computer software. The following forms have been converted into the software provided by the Office are hereby incorporated by reference, and shall take effect on the effective date of this rule amendment: Form OIR-303 (5/99) "Florida Medical Professional Liability Insurance Claims Report" and OIR-304 (5/99) "Lawyers Professional Liability Closed Claim Reporting Form." Professional liability closed claim reports must be filed by the insurer if the claim resulted in:

(a) A final judgment in any amount; or

(b) In addition to the requirements set forth in Section 627.912(2), F.S., and to assist the Office in its analysis and evaluation of the nature, causes, location, cost and damages involved in professional liability cases, reports shall contain: A settlement in any amount.

1. The type of entity insured to include but not limited to hospitals, individuals or other facilities;

2. The field of medicine in which a physician practices;

3. The facility license or registration number, if available;

4. The amount the insurance company has set aside to pay the claim as of the closing date of the claim;

5. The names of all known defendants;

6. Whether or not the claim was closed due to a jury verdict or settlement;

7. The county in which the injury occurred; and

8. The date on which payment was made.

(2) Each authorized insurer, risk retention group, joint underwriting association and surplus lines insurer shall annually report to the Office on or before May 1 of each calendar year a reconciliation of all paid claims and loss adjustment expenses reported pursuant to Section 627.912, F.S., and direct loss and loss adjustment expenses paid in the State of Florida and reported in their National Association of Insurance Commissioners annual statement. Such reconciliation shall be reported using the method as described in paragraph (1)(a) and include but are not limited to the following:

(a) Payments on claims not closed in previous calendar year;

(b) Payments made prior to January 1 on claims closed during the previous calendar year;

(c) Losses paid on claims not settled under Florida law but which are reported in the NAIC annual statement;

(d) Payments on claims reported on policies written in another state;

(e) Reimbursements received;

(f) Rounding and statistical adjustments (explaining documentation must be provided);

(g) Un-reconciled amounts (explaining documentation must be provided);

(h) Closed claim subtractions; and

(i) Closed claim additions.

(3)(2) Any self-insurance program established under Section 1004.24 240.213, F.S., shall report, using such method as described in subsection (1)(a), in duplicate to the Office of Insurance Regulation any claim or action for damages for personal injuries claimed to have been caused by error, omission, or negligence in the performance of professional services provided by the Board of Regents through an employee or agent of the Board of Regents, including practitioners of medicine licensed under Chapter 458, F.S., practitioners of osteopathic medicine licensed under Chapter 459, F.S., podiatric physicians licensed under Chapter 461, F.S., and dentists licensed under Chapter 466, F.S., or based on a claimed performance of professional services without consent if the claim resulted in a final judgment in any amount, or a settlement in any amount.

(4)(3) Reports are due no later than 30 days after the claim has been closed, following the occurrence of one of the events listed in paragraph (a) or (b) above. "No Claim Submission Reports" are due no later than May 1st of each year. Entities not filing a closed claim or a "No Claim Submission Report" will be subject to fines and penalties as listed in Section 627.912, F.S. A closed claim report which is inaccurate, incomplete, or not properly formatted will be returned unprocessed and will be considered late until an accurate, complete and properly formatted report is received.

(4) The Office shall impose a fine of \$250 per day per case, but not to exceed a total of \$1,000 per case against an insurer or self insurer that violates the professional liability closed claim reporting requirements. This applies to claims closed on or after October 1, 1997.

(5) Copies of the Professional Liability Closed Claim Software are available from the Office of Insurance Regulation, Bureau of Property and Casualty Forms and Rates, Room 238.14, Larson Building, Tallahassee, Florida 32399-0300, (850)413-5346.

Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 627.912, 627.918 FS. History—New 1-16-83, Amended 6-14-83, 7-1-85, 12-31-85, Formerly 4-59.03, Amended 11-9-86, 6-15-88, Formerly 4-59.003, Amended 4-28-92, 6-13-99, Formerly 4-171.003, Amended _____.

A copy of the agenda may be obtained by contacting the Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

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 Michael Milnes at e-mail Michael.milnes@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Michael Milnes at e-mail Michael.milnes@fldfs.com.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces it's quarterly Junior Golf Grant Committee meeting to which all persons are invited.

DATE AND TIME: Thursday, May 31, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Florida Sports Foundation, 2930 Kerry Forest Parkway, Suite 101, Tallahassee, FL 32309, Call In Number: 1(888)808-6959 (Toll Free), Conference Code: 4888347

GENERAL SUBJECT MATTER TO BE CONSIDERED: Junior Golf Grant Committee meeting.

Please make note that if a person decides to appeal any decision made by the Junior Golf Grant Committee with respect to any matter considered at the above-cited meeting or hearing, he/she will need to insure that a verbatim record of the proceedings is made, which recorded includes the testimony and evidence upon which appeal is to be based.

FLORIDA MUNICIPAL CONSTRUCTION INSURANCE TRUST

The **Florida Municipal Construction Insurance Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 31, 2007, 3:00 p.m.

PLACE: Marriott Boca Raton at Boca Center, 5150 Town Center Circle, Boca Raton, FL, (561)392-4600

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.

A copy of the agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.

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 24 hours before the workshop/meeting by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.

The **Florida Municipal Insurance Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 1, 2007, 9:30 a.m.

PLACE: Marriott Boca Raton at Boca Center, 5150 Town Center Circle, Boca Raton, Florida, (561)392-4600

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.

A copy of the agenda may be obtained by contacting Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL (850)222-9684.

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 24 hours before the workshop/meeting by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850) 222-9684.

HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY

The **Hardee County Economic Development Authority** (Independent Board) announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: Tuesday, June 5, 2007, 8:30 a.m.

PLACE: County Commission Chambers, 412 West Orange Street, Room 102, Wauchula, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

For more information call the County Manager's office, (863)773-9430.

Interested parties may appear at the public meeting and be heard. If a person decides to appeal any decision made by the members, with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

This is a Disabled-Accessible facility. Any disabled person needing to make special arrangements should contact the County Commissioner's office at least forty-eight (48) hours prior to the public meeting. This notice is published in compliance with Section 286.0105, Florida Statutes.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.

The **Florida Developmental Disabilities Council, Inc.** announces its regularly scheduled business meeting.

DATE AND TIME: June 7, 2007, 8:30 a.m. – 5:30 p.m.

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Meetings.

DATE AND TIME: Friday, June 8, 2007, 8:30 a.m. – 2:30 p.m.

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Full Council Meeting.

Please Note: Meeting times are subject to change.

To receive a copy of the agenda, or request special accommodations for participation in the meeting, please contact: Debra Dowds, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2981, or call toll free 1(800)580-7801, Local (850)488-4180, or TDD Toll Free 1(888)488-8633.

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, Board of Governors' announces a public meeting to which all interested parties are invited.

Audit Committee Meeting

DATE AND TIME: Thursday, June 7, 2007, 2:00 p.m.

PLACE: Via Conference Call, 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Internal Control Audit.

A copy of the agenda may be obtained by sending a Faxed request to Georgie Barrett, (850)513-9624.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should contact Georgie Barrett a week prior to the meeting at (850)224-7676, ext. 101.

FLORIDA INSURANCE GUARANTY ASSOCIATION

The **Florida Insurance Guaranty Association** announces a Finance and Audit Committee Meeting to which all interested parties are invited to attend.

DATE AND TIME: June 11, 2007, 11:30 a.m. (Eastern Time) – Conclusion

PLACE: Hyatt Regency Orlando Airport Hotel, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Finance and Audit Committee of the Florida Insurance Guaranty Association will meet to discuss the general issues of the committee.

A copy of the agenda may be obtained by contacting Cathy Irvin, (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting is asked to advise the Association by contacting Cathy Irvin, (850)386-9200, at least 48 hours before the session. A person who is hearing or speech impaired may also contact the TDD at 1(800)955-1339.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT has received an amended petition for declaratory statement from John R. Herin, Jr. on behalf of Coral Pointe Homes, LLC. The petition seeks the agency's opinion as to whether the repeal of comprehensive plan provisions by referendum vote is consistent with the procedural requirements of Sections 163.3171, 163.3184, 163.3187, 163.3189 and 163.3194, Florida Statutes. It has been assigned the number DCA07-DEC-084.

A copy of the request may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Robert J. Dymowski, Unit Owner, Southeaster Inc.; Docket Number 2007008806 on February 13, 2007. The following is a summary of the agency's declination of the petition:

The Division has issued an Order Denying the Petition for Declaratory Statement because it asks the Division to disapprove actions that have already occurred.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from In Re: Gulf and Bay Club Condominium Association, Docket No. 2007028049. The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(d), Florida Statutes, and Rule 61B-23.0021, Florida Administrative Code, as it applies to the petitioner.

Whether Gulf and Bay Club Condominium Association, Inc. may adopt a bylaw restricting unit owners from serving on the board for more than two consecutive three-year terms under Section 718.112(2)(d), Florida Statutes, and Florida Rule 61B-23.0021, Administrative Code.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from In Re: Marina Tower of Turnberry Isle Condominium Association, Docket No. 2007028057. The petition seeks the agency's opinion as to the applicability of Section 718.111(11)(a), Florida Statutes, as it applies to the petitioner.

Whether Marina Tower of Turnberry Isle Condominium Association may satisfy its duty to use its best efforts to obtain and maintain adequate insurance required by Section 718.111(11)(a), Florida Statutes, by setting aside the cost of windstorm insurance for the condominium.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT Florida Department of Health, Division of Emergency Medical Operations, Bureau of Emergency Medical Services, has received the petition for declaratory statement from Stephen L. Demeter, CFO, MS, for Midway Fire District. The petition seeks the agency's opinion as to the applicability of Section 401.25(d), F.S., as it applies to the petitioner.

Section 401.25(d), F.S., requires that the governing body of each county consider recommendations of each municipality within the county when issuing a Certificate of Public Convenience and Necessity. Chapter 191, F.S., sets forth that an Independent Fire District can provide emergency medical services in accordance with Chapter 401, F.S., upon the issuance of any Certificate of Public Convenience and Necessity. An Independent Special Fire District chartered by the Florida Legislature under Chapter 191, F.S., is considered a political sub-division of the State of Florida that has been granted the authority to provide emergency medical services to the citizens of its district. The petitioner seeks to know if a County's governing body is required to give the same weight and consideration to any request made by an Independent Special Fire District created by the Florida Legislature under Chapter 191, F.S., as it would to any municipality within the County.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lisa Walker, Government Analyst II, Department of Health, Bureau of Emergency Medical

Services, 4052 Bald Cypress Way, Bin C18, Tallahassee, FL 32399-1738, (850)245-4440, ext. 2733, Fax (850)488-2512 or email: lisa_walker2@doh.state.fl.us

Please refer all comments to: Lisa Walker, Government Analyst II, Department of Health, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin C18, Tallahassee, FL 32399-1738., (850)245-4440, ext. 2733, Fax (850)488-2512 or email: lisa_walker2@doh.state.fl.us

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed April 16, 2007, from Hernando County Development Department, Petitioner. The Petition requests a declaratory statement relating to Chapter 489, Part II, Section 553.79(1) and 489.503(4), F.S.; National Electric Code, Article 90.2(A)(2).

A copy of the Petition may be obtained by writing to, calling, or faxing: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, or (850)413-4238; Fax (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed on or about May 8, 2007, from Tampa Armature Works, Petitioner. The Petition requests a declaratory statement relating to Sections 633.021(8) and 633.539, Florida Statutes.

A copy of the Petition may be obtained by writing to, calling, or faxing: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, phone (850)413-3604, or (850)413-4238; Fax (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), 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

INVITATION TO BID

As a Contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, hereinafter referred to as Owner, for architectural, mechanical and electrical system renovations to provide a new pitched metal roof on the Cowperthwaite Building in Winter Haven, Florida, which shall include all labor, equipment, materials necessary to complete the project per engineering specifications. The Project Budget is estimated at \$250,000.00. **PROJECT NAME AND LOCATION:** Re-roof of Cowperthwaite Building, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

SOLICITATION DOCUMENT: The entire solicitation document, including plans and specifications, may be viewed and downloaded from the Vendor Bid System at <http://www.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/PI-06/07-125, or by calling the Purchasing Office, (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 June 14, 2007, 10:00 a.m., at the Division of

Plant Industry, 3027 Lake Alfred Road, Winter Haven, Florida 33881. It is the bidders' responsibility to consider any and all site conditions or requirements for the project. One set of plans, specifications and documents shall be made available to each interested General Contracting Company attending the Mandatory Pre-Bid Conference/Site Visit. Plans shall not be made available to subcontractors. Any interested subcontractors will need to obtain plans from their bidding Contractor, a Plan Room Service, or by contacting the engineering firm of BGA, Inc., 3101 W. Martin Luther King Jr. Boulevard, Tampa, Florida 33607, (813)375-3399. Plan Room Services and/or Bid Assistance Companies will need to obtain plan sets directly from the engineering firm referenced herein.

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: A performance bond in the amount of one-hundred percent (100%) of the base bid price shall be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: June 29, 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.

REQUEST FOR STATEMENT OF QUALIFICATIONS (SOQ)

As a Contractor or Construction Management Firm, you are invited to submit an SOQ to the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, hereinafter referred to as the Department.

The project consists of the construction of campus site-work improvements in a seven-acre area and the construction of a new Necropsy Laboratory and Shipping/Receiving Facility comprising 4,680 square feet. The Department of Agriculture and Consumer Services, Division of Animal Industry seeks a Construction Manager to monitor and manage the entire project. The project is located at 2700 North John Young Parkway, Kissimmee, Florida. The construction budget for Phase I of this project is \$2,500,000. Phase II of this project is expected to be funded in fiscal year 08/09 at \$3,203,000.

PROJECT LOCATION: Kissimmee, Florida

SOLICITATION DOCUMENT: The entire solicitation document, which includes specifications and the additional information, 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 SOQ/AI-06/07-120, or by calling the Purchasing Office, (850)487-3727.

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.

Statements of Qualifications will be received and publicly opened on:

DATE AND TIME: June 22, 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.

DEPARTMENT OF EDUCATION

ADVERTISEMENT FOR BIDS

Bradford County School Food Service will open bids at the School Board Office located at 501 West Washington St. Starke, FL 32091.

Bid Date 6-11-07

Food	#07-0611-1	9:00 a.m.
Drinks	#07-0611-2	9:15 a.m.
Milk	#07-0611-5	9:30 a.m.
Snacks	#07-0611-8	9:45 a.m.
Paper	#07-0611-9	10.00 a.m.

For bid packets contact Patti Priest, (904)966-6002.

ADVERTISEMENT FOR BIDS

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 South Belcher Road, Largo, Florida until 1:00 p.m. (Local Time), on June 14, 2007, for the purpose of selecting a supplier to provide per the bid specifications for:

Fruit Smoothies
Bid 07-376-647

Provide and deliver Fruit Smoothies county wide on an as needed basis as specified herein. The successful vendor shall supply machines, containers, support, weekly cleaning, and sanitizing.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Specifications are available at the office of:

Purchasing Department
Walter Pownall Service Center
11111 So. Belcher Road
Largo, FL 33773

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

CLAYTON M. WILCOX SUPERINTENDENT OF SCHOOLS AND EX-OFFICIO SECRETARY TO THE SCHOOL BOARD	MARY BROWN CHAIRMAN MARK C. LINDEMANN DIRECTOR, PURCHASING
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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED CERTIFIED BUILDING OR GENERAL CONTRACTORS BY THE DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

CONTRACT NO: F0837D

FUNDING CODE: ITEM #2724B 089957-07

PROJECT NAME AND LOCATION: INTERIOR BUILDOUT, FHP STATION, DAVIE, FLORIDA

PREQUALIFICATION: Each bidder whose field is governed by Chapters 399, 455, 489, and 633 of the Florida Statutes, for licensure or certification must submit prequalification data of their eligibility to submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Owner for the current biennium (July 1 through June 30) of odd numbered years. Call (850)488-6233 for information on prequalification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Rule 60D-5.004, F.A.C. A copy of the requirements is included in the Instruction To Bidders under Article B-2 "Bidder Qualification Requirements and Procedures".

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: June 28, 2007, 2:00 p.m. (Local time)

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Suite A102, MS27, Tallahassee, Florida 32399-0500

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Betty Stevens, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

ARCHITECT-ENGINEER: Akel, Logan, Shafer, PA, 704 Rosselle Street, Jacksonville, Florida 32204

TELEPHONE: (904)356-2654

CONTRACT AWARD: The official Notice of Award Recommendation will be posted at the Bureau of Office Services, 2900 Apalachee Parkway, Neil Kirkman Building, Room A-102, MS 27, Tallahassee, Florida. 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.

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."

EXPRESSWAY AUTHORITIES

MDX PROCUREMENT/CONTRACT NO.: ITB-07-07
"SYSTEM-WIDE ROADWAY IMPROVEMENTS"

The Miami-Dade Expressway Authority (MDX) is requesting individual sealed bids for "System-Wide Roadway Improvements" consisting of, but not limited to, miscellaneous roadway improvements on the MDX System, including paving, milling and resurfacing, embankment, drainage, pavement markings and other predetermined roadway items, as may be needed from time to time. The Bidder shall be pre-qualified by the Florida Department of Transportation under rule Chapter 14-22, Florida Administrative Code in **HOT PLANT-MIXED BITUMINOUS COURSES**. MDX notifies all Bidders that it requires and encourages small business, as well as both minority and women-owned, to submit a response to any solicitation document issued by MDX. For copies of the ITB with complete information on the Scope of Work, as well as submittal requirements, please log onto our Web site: www.mdx-way.com or call the download any MDX Procurement Office, (305)637-3277. Please note, in order to download any MDX solicitation you must be pre-registered as a vendor. The vendor registration can only be down through MDX's website. Deadline for submitting a Bid Package is June 12, 2007, no later than 2:00 p.m. (Easter Time). A Pre-bid conference is scheduled for May 23, 2007 at 10:30 a.m. Attendees of the Pre-bid conference is NOT mandatory, however, all Bidders are encouraged to attend.

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."

MIAMI BRIDGE YOUTH AND FAMILY SERVICES

NATIONAL SCHOOL LUNCH AND BREAKFAST PROGRAM FOR ALL CATEGORIES OF FOOD, PAPER, FOAM AND CHEMICALS, ETC.

Sealed bids will be accepted by the Purchasing Department of Miami Bridge Youth and Family Services, Inc. until 2:00 p.m., June 1, 2008, at the Office of Miami Bridge Youth and Family Services, Inc. located at 2810 N. W. South River Drive, Miami, FL 33125 to the attention of Cheryl Marshburn.

Product specification, quantities and service requirements may be obtained by calling the phone number listed below and requesting a National School Lunch and Breakfast Program

competitive sealed bids packet. Sealed bid packets will be mailed or e-mailed to intending bidders. Packets will include submission instructions.

The sponsor reserved the right to reject any and all bids, waive informalities, and to accept the lowest and/or best bid response in the judgment of the sponsor's governing board.

All questions concerning this advertisement should be directed to:

Contact person: Cheryl Marshburn

Phone number: (305)242-8214

Fax number: (305)245-6751

Please indicate if you desire to have bid packet mailed or e-mailed.

Section XII
Miscellaneous

DEPARTMENT OF STATE

FLORIDA MAIN STREET APPLICATION FOR DESIGNATION

DATE: Friday, July 27, 2007

PURPOSE: The Bureau of Historic Preservation of the Florida Department of State announces the availability of forms for application for designation as a 2007 Florida Main Street Community. A maximum of three communities will receive Florida Main Street Designation in 2007. Complete applications must be delivered to: Florida Main Street Program, R. A. Gray Building, 4th Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250, no later than 5:00 p.m., or postmarked and mailed or submitted (with evidence) to an express mail service on or before 12:00 midnight July 27, 2007. Applications are available by contacting Ms. Joan Jefferson, Florida Main Street Coordinator, at the above address or by calling 1(800)847-7278.

DEPARTMENT OF COMMUNITY AFFAIRS

DCA Final Order No.: DCA07-OR-091

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In Re: MONROE COUNTY LAND DEVELOPMENT REGULATIONS ADOPTED BY MONROE COUNTY

ORDINANCE NO. 001-2007

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006),

approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

- 1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.
2. On March 13, 2007, the Department received for review Monroe County Ordinance No. 001-2007 ("Ord. 001-2007"), adopted by Monroe County on January 17, 2007.
3. The purpose of the Ordinance is to amend Monroe County Code Section 9.5-120.5 to extend the current moratorium on new transient units until December 31, 2007 or until new Land Development Regulations are adopted to permit new transient units. A moratorium on new transient units will allow the County the ability to address the impacts of transient units on hurricane evacuation, workforce/employee housing, wastewater treatment, traffic volumes and the natural environment through increased use of the offshore reefs and waters off the Florida Keys.
4. Policy 101.2.6 of the Year 2010 Monroe County Comprehensive Plan established a moratorium on new transient units/spaces, which became effective in 1996. The policy states that the moratorium shall be in effect until December 31, 2001 at which time Monroe County shall either extend this prohibition until December 2006 or revise the Permit Allocation System to allocate a percentage of residential growth to transient units.
5. The Permit Allocation System enacted via the Rate of Growth Ordinance (ROGO) is to be replaced by the Tier System as stated in Goal 105 of the Comprehensive Plan. The Tier System was adopted by the Department on June 16, 2006, is undergoing a legal challenge, and as such is not effective until resolved by Final Order.
6. Ordinance 001-2007 is consistent with the 2010 Monroe County Comprehensive Plan.

CONCLUSIONS OF LAW

- 6. The Department is required to approve or reject land development regulations that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. § 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).
7. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
8. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 001-2007 are land development regulations.

9. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
10. Ord. 001-2007 promotes and furthers the following Principles:
 - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
 - (d) To ensure the maximum well-being of the Florida Keys and its citizens through sound economic development.
 - (e) To limit the adverse impacts of development on the quality of water throughout the Florida Keys.
 - (l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.
11. Ord. 001-2007 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 001-2007 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

 CHARLES GAUTHIER, AICP
 Director, Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR

PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 16th day of May, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:
Honorable Charles McCoy
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Aref Joulani
Acting Director
Planning and Environmental Resources
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

DCA Order No. DCA07-OR-092

STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS
In re: A LAND DEVELOPMENT REGULATION
ADOPTED
BY ISLAMORADA, VILLAGE OF ISLANDS
ORDINANCE NO. 07-03

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.
2. On March 16, 2007, the Department received for review Islamorada, Village of Islands Ordinance No. 07-03 ("Ord. No. 07-03") adopted by the Village on January 25, 2007.
3. The purpose of the Ordinance is to amend the Village Code to allow the development of affordable housing on parcels with habitat designated as low-quality hammock within the R, R1M (Residential Single Family) and Settler's Residential (SR) zoning districts.
4. Ord. 07-03 is consistent with the Village Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).
6. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006), and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
7. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 07-03 are land development regulations.
8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. (2006). See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd*, 740 So. 2d

1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

9. Ord. 07-03 promotes and furthers the following Principles:
 - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
 - (j) To make available adequate affordable housing for all sectors of the population of the Florida.
10. Ord. 07-03 is not inconsistent with the remaining Principles. Ord. 07-03 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 07-03 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2) FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN

STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND

YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS,

AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR

ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

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YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

 CHARLES GAUTHIER, AICP
 Director, Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 14th day of May, 2007.

 Paula Ford, Agency Clerk

By U.S. Mail:
 Honorable Chris Sante, Mayor
 Islamorada, Village of Islands
 Post Office Box 568
 Islamorada, FL 33036

Beverly Raddatz, Village Clerk
 Islamorada, Village of Islands
 Post Office Box 568
 Islamorada, FL 33036

Nina Boniske, Esq.
 Nancy Stroud, Esq.
 Weiss Serota Helfman Pastoriza
 Guedes Cole & Boniske, P.A.
 3107 Stirling Drive, Suite 300
 Fort Lauderdale, FL 33312-8500

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Goldenvale, Inc., intends to allow the establishment of Aero Business Services, Inc., as a dealership for the sale of Roketa motorcycles (RKTA) at 720 South Hopkins Avenue, Titusville (Brevard County), Florida 32780, on or after May 10, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Aero Business Services, Inc. are dealer operator(s): Gabriel Mancuso, 720 South Hopkins Avenue,

Titusville, Florida 32780; principal investor(s): Gabriel Mancuso, 720 South Hopkins Avenue, Titusville, Florida 32780.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Wayne McWilliams, Account Executive, Goldenvale-Roketa, 2041 South Turner Avenue, Ontario, California 91761.

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 Chuanl Motorcycle USA Co. Ltd., intends to allow the establishment of Clifton Warning d/b/a Scooter King Motorsports, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 602 South State Street, Bunnell (Flagler County), Florida 32110, on or after May 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Clifton Warning d/b/a Scooter King Motorsports are dealer operator(s): Clifton Warning, 602 South State Street, Bunnell, Florida 32110; principal investor(s): Clifton Warning, 602 South State Street, Bunnell, Florida 32110.

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: Cynthia Booker, Chuanl Motorcycle USA Co. Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), notice is given that Kawasaki Motors Corp., USA, intends to allow the establishment of Columbia Cycles, Inc., as a dealership for the sale of Kawasaki motorcycles (KAWK) at 580 Southwest Florida Gateway Drive, Lake City, (Columbia County), Florida 32024, on or after June 30, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Columbia Cycles, Inc. are dealer operator(s): Greg Mackey, 13628 Queen Harbor Boulevard, Jacksonville, Florida 32225; principal investor(s): Greg Mackey, 13628 Queen Harbor Boulevard, Jacksonville, Florida 32225; Patricia Aldous, 72 Estate River, Box 15, Kingshill, St. Croix, U.S. Virgin Islands 00850; John Aldous, 72 Estate River, Box 15, Kingshill, St. Croix, U.S. Virgin Islands 00850; Don Jones, 7534 Duval Street, Navarre, Florida 32566; and Travis Motes, 705 Bowen Road, Tifton, Georgia 31794.

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: Jim Capps, Regional Sales Director, Kawasaki Motors Corp., USA, 6110 Boat Rock Boulevard Southwest, Atlanta, Georgia 30336.

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), Chuanl Motorcycle USA Co. Ltd., intends to allow the establishment of DK Cycle, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 1333 Washington Avenue, Miami Beach (Dade County), Florida 33139, on or after March 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of DK Cycle, Inc. are dealer operator(s): David Buzaglo, 1333 Washington Avenue, Miami Beach, Florida 33139; principal investor(s): David Buzaglo, 1333 Washington Avenue, Miami Beach, Florida 33139.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Cynthia Booker, Chuanl Motorcycle USA Co. Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Mitsubishi Motors North America, Inc., intends to allow the establishment of Figueredo of Homestead, LLC d/b/a Homestead Mitsubishi, as a dealership for the sale of Mitsubishi vehicles at 100 Southeast 6th Street, Miami (Dade County), Florida 33030, on or after July 5, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Figueredo of Homestead, LLC d/b/a Homestead Mitsubishi are dealer operator(s): Francisco Figueredo, 101 Sidonia, Apartment #405, Coral Gables, Florida 33134; principal investor(s): Francisco Figueredo, 101 Sidonia, Apartment #405, Coral Gables, Florida 33134.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Andrew Stewart, Regional Franchise Development Manager, Southeast Region, Mitsubishi Motors North America, Inc., 6488 Currin Drive, Orlando, Florida 32835.

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), Tank Sports, Inc., intends to allow the establishment of K & G Investment Group, LLC, as a dealership for the sale of KTMMEX motorcycles (KTMM) at 6648 Old Cheney Highway, Suite A, Orlando (Orange County), Florida 32807, on or after May 11, 2007.

The name and address of the dealer operator(s) and principal investor(s) of K & G Investment Group, LLC are dealer operator(s): Albert M. Mawad, 6648 Old Cheney Highway, Suite A, Orlando, Florida 32807; principal investor(s): Albert M. Mawad, 6648 Old Cheney Highway, Suite A, Orlando, Florida 32807.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mike Turber, National Sales Manager, Tank Sports, Inc., 10925 Schmidt Road, El Monte, California 91733.

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), Goldenvale, Inc., intends to allow the establishment of K & G Investment Group, LLC d/b/a World Ride, as a dealership for the sale of Roketa motorcycles (RKTA) at 6648 Old Cheney Highway, Suite A, Orlando (Orange County), Florida 32807, on or after May 14, 2007.

The name and address of the dealer operator(s) and principal investor(s) of K & G Investment Group, LLC d/b/a World Ride are dealer operator(s): Alberto Mawad, 6648 Old Cheney Highway, Suite A, Orlando, Florida 32807; principal investor(s): Alberto Mawad, 6648 Old Cheney Highway, Suite A, Orlando, Florida 32807.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Wayne McWilliams, Account Executive, Goldenvale-Roketa, 2041 South Turner Avenue, Ontario, California 91761.

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), Pacific Cycle, Inc., intends to allow the establishment of Kirt W. Lynch, Inc., as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 1400 Mayport Road, Atlantic Beach (Duval County), Florida 32233, on or after May 9, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Kirt W. Lynch, Inc. are dealer operator(s): Kirt Lynch, 55 North Roscoe Boulevard, Ponte Vedra, Florida 32082; principal investor(s): Kirt Lynch, 55 North Roscoe Boulevard, Ponte Vedra, Florida 32082.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Wolgram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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 American Suzuki Motor Corporation, intends to allow the establishment of Palm Chevrolet of Gainesville, LLC d/b/a Palm Suzuki of Gainesville, as a dealership for the sale of Suzuki automobiles at 2600 North Main Street, Building B, Gainesville (Alachua County), Florida 32609, on or after June 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Palm Chevrolet of Gainesville, LLC d/b/a Palm Suzuki of Gainesville are dealer operator(s): Shannon B. Davis, 2600 North Main Street, Gainesville, Florida 32609 and Craig Bachrodt, 5500 North State Road 7, Ocala, Florida 34478; principal investor(s): Shannon B. Davis, 2600 North Main Street, Gainesville, Florida 32609 and Craig Bachrodt, 5500 North State Road 7, Ocala, Florida 34478.

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: Deborah Rogers, Dealer Development Manager, American Suzuki Motor Corporation, Post office Box 1100, Brea, California 92822-1100.

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), Chuanl Motorcycle USA Co. Ltd., intends to allow the establishment of Power and Play Warehouse, Inc. d/b/a Power and Play Warehouse, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 31 Northeast 1st Street, Pompano Beach (Broward County), Florida 33060, on or after May 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Power and Play Warehouse, Inc. d/b/a Power and Play Warehouse are dealer operator(s): Thomas R. McMahon, 31 Northeast 1st Street, Pompano Beach, Florida 33060; principal investor(s): Thomas R. McMahon, 31 Northeast 1st Street, Pompano Beach, Florida 33060.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Cynthia Booker, Chuanl Motorcycle USA Co. Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Chuanl Motorcycle USA Co. Ltd., intends to allow the establishment of Road Power USA, LLC, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 927 North 3rd Street, Jacksonville (Duval County), Florida 32250, on or after April 27, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Road Power USA, LLC are dealer operator(s): Jim Lee, 927 North 3rd Highway, Jacksonville, Florida 32250; principal investor(s): Jim Lee, 927 North 3rd Highway, Jacksonville, Florida 32250.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Bill Zhu, Vice President, Chuanl Motorcycle USA Co. Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Saturn Corporation, intends to allow the establishment of Saturn Southwest Florida, LLC d/b/a Saturn of Cape Coral, as a dealership for the sale of Saturn vehicles at 200 Northeast Pine Island Road, Cape Coral (Lee County), Florida 33909, on or after June 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Saturn Southwest Florida, LLC d/b/a Saturn of Cape Coral are dealer operator(s): Robert Goodman, 4201 Fowler Street, Fort Myers, Florida 33901; principal investor: Robert Goodman, 4201 Fowler Street, Fort Myers, Florida 33901.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Al Giguere, Manager, Retail Network Development, Saturn, Post Office Box 100, Detroit, Michigan 48265-1000.

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 Chuanl Motorcycle USA Co. Ltd., intends to allow the establishment of Superior Engineering Corp. of America, Inc. d/b/a Motor Toys, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 4520 North Tamiami Trail, Naples (Collier County), Florida 34103, on or after May 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Superior Engineering Corp. of America, Inc. d/b/a Motor Toys are dealer operator(s): George Burt, 830 Cassena Road, Naples, Florida 34108; principal investor(s): George Burt, 830 Cassena Road, Naples, Florida 34108.

The notice indicates intent to establish the new point location in a county of 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: Cynthia Booker, Chuanl Motorcycle USA Co. Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Southeast Toyota Distributors, LLC, intends to allow the establishment of UAG Royal Palm, LLC d/b/a Royal Palm Toyota, as a dealership for the sale of Toyota and Scion vehicles at 9205 Southern Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after November 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of UAG Royal Palm, LLC d/b/a Royal Palm Toyota are dealer operator(s): Roger Penske, Jr., United Auto Group, Inc., 2555 Telegraph Road, Bloomfield Hills, Michigan 48302; principal investor(s): Roger Penske, Jr., United Auto Group, Inc., 2555 Telegraph Road, Bloomfield Hills, Michigan 48302.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Janet Shope, Sr. Market Representation Manager, Southeast Toyota Distributors, LLC, 100 Jim Moran Boulevard, Deerfield Beach, Florida 33442.

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."

STATE BOARD OF ADMINISTRATION

NOTICE IS HEREBY GIVEN by the State Board of Administration of Florida ("the Board") of its estimate of the borrowing capacity and the projected year-end (as of December 31, 2007) fund balance for the Florida Hurricane Catastrophe Fund ("the Fund"), in compliance with the requirements of Section 215.555(4)(c)2., Florida Statutes. This estimate is as of May 1, 2007. The projected year-end balance on December 31, 2007, is estimated to be \$2,414,800,000 which represents available funds to pay losses during the 2007/2008 Contract Year. The Fund's estimated borrowing capacity, defined as the amount that the Board will need to raise through the issuance of revenue bonds under Section 215.555(6), Florida Statutes, pursuant to the limitations in Section 215.555(4), Florida Statutes, is \$26,015,200,000. The liability of the Board under the Act and the Reimbursement Contracts for payment of reimbursable losses under all Reimbursement Contracts for a Contract Year in which a Covered Event has occurred will not exceed the actual claims-paying capacity of the Fund, up to a limit of \$28,430,000,000 for that Contract Year. Given the projected year-end cash balance of \$2,414,800,000, the Board estimates that if interest rates and the Fund's credit ratings remain stable and if there are no unforeseen exogenous factors that impact the financial markets that the Fund's estimated borrowing capacity is \$26,015,000,000. This estimate is based upon the Board's good faith assessment of the current global market conditions and is net of required debt service reserve funds and the costs of issuing the bonds. These conditions may or may not be the same if and when the Board determines that it is necessary to seek the issuance of revenue bonds. The Board's estimate is also based upon projected year-end reimbursement premiums. Emergency assessments are based on the data available as of this estimate. This estimate is provided to comply with the requirements of Section 215.555(4)(c)2., Florida Statutes, and should only be relied upon after careful consideration of all relevant assumptions and reservations, including those set forth below.

Assumptions:

1) The Board assumes that both the annual reimbursement premiums and up to 6% emergency assessments as described in Section 215.555(6)(b)2., Florida Statutes, will be used as the revenue source to service the debt and to provide debt service coverage.

2) The debt service coverage ratio is assumed to be 1.74x, this means that the revenue stream available to service the debt is 1.74 times the amount actually needed to service the debt. The debt service coverage ratio is sensitive to actual reimbursement premiums collected during the year. Changes in deductible distributions and other factors that impact actual reimbursement premiums may impact the coverage ratio.

3) The Board has assumed interest rates reflecting market conditions on May 1, 2007. Many factors will impact the interest rates that will ultimately be used when the Board determines that bonds must be issued. It is not possible to predict the actual interest at the time of a bond issuance.

4) In response to the private letter ruling received in March 1998, and renewed on June 13, 2003, the Internal Revenue Service ruled that interest on the bonds issued under Section 215.555(6), Florida Statutes, is exempt from federal taxation.

5) The Fund has issued bonds. On July 6, 2006, Series 2006A, \$1,350,025,000 in post-event revenue bonds were issued. On July 21, 2006, Series 2006B, \$2,800,000,000 in pre-event extendable floating rate notes were issued.

Reservations:

1) If additional bonding is necessary, there are a number of uncertainties. Among these are the following: the financial condition of the insurance industry, the state, and the national economy at the time of a catastrophic loss. The stability of the revenue stream and potential litigation could adversely impact the Fund's bonding capacity.

2) A more general uncertainty is the condition of the financial markets at the time the bonds are issued and the familiarity of investors with the Fund.

3) Another general uncertainty is the ability of the capital markets to absorb a bond issue of the magnitude that may be required at the time of the bond issuance.

AGENCY FOR HEALTHCARE ADMINISTRATION

The Agency for Healthcare Administration has received an application for services exemption from Capital Regional Medical Center in Tallahassee pursuant to Section 395.1041(3), Florida Statutes, and Rule 59A-3.255, Florida Administrative Code. The service category requested is Oral/Maxillo-facial Surgery. 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: Donna Sharp, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail at sharpd@ahca.myflorida.com

The Agency for Healthcare Administration has received an application for services exemption from Florida Hospital Ormond Memorial and Florida Hospital Oceanside, 875 Sterthaus Avenue, Ormond Beach, FL 32174 and 264 South

Atlantic Avenue, FL 32176 pursuant to Section 395.1041(3), Florida Statutes, and Rule 59A-3.255, Florida Administrative Code. The services category which the exemptions are requested is: Neurosurgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination exemption status.

Contact person Julie Young, 2727 Mahan Drive, Tallahassee, FL 32301, (850)414-6940, youngj@ahca.myflorida.com

**CERTIFICATE OF NEED GRACE PERIOD
LETTERS OF INTENT**

The Agency for Health Care Administration received and accepted the following letters of intent for the May 23, 2007 application filing date for Other Beds and Programs batching cycle:

- County: Marion District: 3
- Date Filed: 4/23/2007 LOI #: N0704005
- Facility/Project: VITAS Healthcare Corporation of Florida
- Applicant: VITAS Healthcare Corporation of Florida
- Project Description: Establish a hospice program
- County: Pinellas District: 5
- Date Filed: 4/23/2007 LOI #: N0704006
- Facility/Project: VITAS Healthcare Corporation of Florida
- Applicant: VITAS Healthcare Corporation of Florida
- Project Description: Establish a hospice program
- County: Hillsborough District: 6
- Date Filed: 4/23/2007 LOI #: N0704007
- Facility/Project: VITAS Healthcare Corporation of Florida
- Applicant: VITAS Healthcare Corporation of Florida
- Project Description: Establish a hospice program

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after June 27, 2007, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on June 15, 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."

NOTICE OF AVAILABILITY

**FLORIDA CATEGORICAL EXCLUSION NOTIFICATION
TAYLOR AND DIXIE COUNTIES**

The Florida Department of Environmental Protection has determined that the proposed Taylor and Dixie Counties' wastewater facilities will not have a significant adverse affect

on the environment. The proposed project consists of wastewater improvements to the Steinhatchee and Jena service areas. A force main with pump stations will be constructed along the Steinhatchee River to deliver wastewater effluent to the Steinhatchee Wastewater Treatment Plant No. 1 for treatment and disposal. The proposed project construction cost is estimated at \$1,400,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: James W. Plexico, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comment deadlines and the address for providing comments are available at: <http://appprod.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institution, has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, Division of Financial Institutions, 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., June 15, 2007):

APPLICATION FOR A NEW FINANCIAL INSTITUTION
 Applicant and Proposed Location: Prime Meridian Bank, 1471 Timberlane Road, Tallahassee, Leon, Florida 32312
 Correspondent: A. George Iglar and Richard Pearlman, Iglar & Dougherty, P.A., 2457 Care Drive, Tallahassee, Florida 32308
 Received: May 10, 2007

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN May 7, 2007 and May 11, 2007					Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.					
DEPARTMENT OF REVENUE									
Division of Child Support Enforcement									
12E-1.032	5/11/07	5/31/07	32/52	33/14	62B-33.005	5/11/07	5/31/07	32/49	33/9
					62B-33.0051	5/11/07	5/31/07	32/49	
					62B-33.007	5/11/07	5/31/07	32/49	
					62B-33.008	5/11/07	5/31/07	32/49	33/9
					62B-33.0081	5/11/07	5/31/07	32/49	
					62B-33.013	5/11/07	5/31/07	32/49	
					62B-33.014	5/11/07	5/31/07	32/49	33/13
					62B-33.0155	5/11/07	5/31/07	32/49	
					62B-33.024	5/11/07	5/31/07	32/49	
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION					DEPARTMENT OF HEALTH				
Barbers' Board					Board of Acupuncture				
61G3-16.005	5/11/07	5/31/07	33/14		64B1-4.001	5/10/07	5/30/07	33/14	
					64B1-7.001	5/10/07	5/30/07	33/14	
					64B1-7.0015	5/10/07	5/30/07	33/14	
DEPARTMENT OF ENVIRONMENTAL PROTECTION									
62-204.800	5/11/07	5/31/07	33/14						
Division of Beaches and Shores									
62B-33.002	5/11/07	5/31/07	32/49						
62B-33.004	5/11/07	5/31/07	32/49	33/9					