

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09441
RULE TITLE: Requirements for Programs and Courses Which are Funded Through the Florida Education Finance Program and for Which the Student May Earn Credit Toward High School Graduation

PURPOSE AND EFFECT: The Course Code Directory contains a list of programs and courses that are funded through the Florida Education Finance Program and for which a student may earn credit towards high school graduation. The directory identifies the appropriate educator certification required for specified courses. The directory is updated annually. The purpose and effect of this rule development is to adopt the Course Code Directory and the updates/edits in it for the “2009-2010” school-year.

SUBJECT AREA TO BE ADDRESSED: Course Code Directory.

SPECIFIC AUTHORITY: 1001.02(1), 1011.62(1)(t), 1012.55 FS.

LAW IMPLEMENTED: 1011.62(1), 1012.55 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: Heather Sherry, Director of K-20 Articulation, Department of Education, 325 West Gaines Street, Suite 1401, Tallahassee, Florida 32399; (850)245-0427

To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0021
RULE TITLE: Florida Teacher Certification Examinations

PURPOSE AND EFFECT: The purpose of this rule development is to review the Florida Teacher Certification Examination Competencies and Skills to identify necessary changes to selected subject area competencies and skills and to examine the current fee structure for possible changes. The effect will be the proposed adoption of new competencies and skills, passing scores, and fee structure.

SUBJECT AREA TO BE ADDRESSED: Florida Teacher Certification Examinations.

SPECIFIC AUTHORITY: 1012.56(9), 1012.59(1) FS.

LAW IMPLEMENTED: 1012.56, 1012.59 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: Dr. Michael Jones, Chief, Bureau of Postsecondary Assessment, Office of Assessment, Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-0513. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Communities Trust

RULE NOS.:	RULE TITLES:
9K-9.001	Purpose
9K-9.002	Definitions
9K-9.003	General Requirements and Eligibility Standards
9K-9.004	Submission of Application and Application Materials
9K-9.005	Application Review
9K-9.006	Project Evaluation Criteria
9K-9.007	Ranking and Selection of Applicants
9K-9.008	Grant Contracts
9K-9.009	Modification to the Project Boundary
9K-9.010	Preparation and Acceptance of the Management Plan
9K-9.011	Title, Acquisition Procedures, Lease Agreements and Transfer of Title
9K-9.012	Annual Stewardship Report Requirement

PURPOSE AND EFFECT: To amend the rules that govern the Stan Mayfield Working Waterfronts Program.

SUBJECT AREA TO BE ADDRESSED: Stan Mayfield Working Waterfronts Program.

SPECIFIC AUTHORITY: 380.507(11), 380.5105(2) FS.

LAW IMPLEMENTED: 120.55(1)(a)4., 259.105, 380.5105 FS.

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

DATE AND TIME: Wednesday, March 25, 2009, 1:00 p.m. – 5:00 p.m.

PLACE: Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Blvd., Kelly Training Room, 3rd Floor, Tallahassee, Florida 32399

Interested parties can also participate telephonically by calling: 1(888)808-959 conference code: 9221711.

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: Pam Kugler, Department of Community Affairs, Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399; (850)922-1711. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ken Reecy, Community Program Manager, Florida Communities Trust, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399; (850)922-1711

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL ALSO BE AVAILABLE AT THE WORKSHOPS.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-19.080 RULE TITLE: Distribution Adjustments to Local Taxing Jurisdictions

PURPOSE AND EFFECT: Section 202.18(3)(c), F.S., requires the Department to make any adjustments to the distribution of proceeds of the local communications services tax that are necessary to reflect the proper amounts due to individual jurisdictions.

The purpose of the creation of Rule 12A-19.080, F.A.C. (Distribution Adjustments Resulting From Misallocation of Tax), is to develop procedures that will be used by the Department for determining when misallocations of

communications services tax have occurred, for notifying the affected jurisdictions of the misallocations, and how distribution adjustments will be made.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the adjustments to the distributions of communications services tax required under Section 202.18(3)(c), F.S.

SPECIFIC AUTHORITY: 202.26(3)(a) FS.

LAW IMPLEMENTED: 202.18(3)(c), 202.22(5), 202.231, 202.35(3) FS.

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

DATE AND TIME: April 1, 2009, 10:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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: Vince Aldridge, Deputy Director, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443; telephone (850)922-4746

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT INTERNET SITE AT myflorida.com/dor/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."

AGENCY FOR HEALTH CARE ADMINISTRATION

Cost Management and Control

RULE NOS.: 59B-9.030 RULE TITLES: Purpose of Ambulatory and Emergency Department Patient Data Reporting
59B-9.031 Definitions
59B-9.032 Ambulatory and Emergency Department Data Reporting and Audit Procedures

59B-9.033	Schedule for Submission of Ambulatory and Emergency Department Patient Data and Extensions	59E-7.024 59E-7.025	Reporting Instructions Certification, Audits and Resubmission Procedures
59B-9.034	Reporting Instructions	59E-7.026	Penalties for Hospital Inpatient Discharge Data Reporting
59B-9.035	Certification, Audits, and Resubmission Procedures	59E-7.027	Discrepancies
59B-9.036	Penalties for Ambulatory Patient Data Reporting and Deficiencies	59E-7.028	Header Record
59B-9.037	Header Record	59E-7.029	Inpatient Data Elements, Codes and Standards
59B-9.038	Ambulatory Data Elements, Codes and Standards	59E-7.030	Public Records
59B-9.039	Public Records		General Provisions

PURPOSE AND EFFECT: The new rules align ambulatory data reporting standards with the uniform bill for institutional facilities (UB-04); modify data elements and codes, definition of submission requirements, certification deadlines, clarify enforcement procedures, and other clarifications.

SUBJECT AREA TO BE ADDRESSED: The agency is proposing new Rules 59B-9.30 through 59B-9.39 to replace 59B-9.010 through 59B-9.023 to modify ambulatory patient data reporting requirements to the Agency for Health Care Administration.

SPECIFIC AUTHORITY: 408.15(8), 408.061, 408.08(1), (2), (5) FS.

LAW IMPLEMENTED: 119.07(1)(a), (2)(a), 120.53(2)(a), 408.061, 408.062, 408.063, 408.07, 408.08, 408.15(11) 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: Patrick Kennedy, Administrator, Florida Center for Health Information and Policy Analysis, 2727 Mahan Drive MS #16, Tallahassee, Florida 32308

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Hospital and Nursing Home Reporting Systems and Other Provisions Relating to Hospitals

RULE NOS.:	RULE TITLES:
59E-7.020	Purpose of Inpatient Data Reporting
59E-7.021	Definitions
59E-7.022	Inpatient Data Reporting and Audit Procedures
59E-7.023	Schedule for Submission of Inpatient Data and Extensions

PURPOSE AND EFFECT: The new rules align inpatient data discharge reporting standards with the uniform bill for institutional facilities (UB-04); modify data elements and codes, definition of submission requirements, certification deadlines, clarify enforcement procedures, inclusion of rehabilitation patient data, and other clarifications.

SUBJECT AREA TO BE ADDRESSED: The agency is proposing new Rules 59E-7.020 through 59E-7.030 to replace 59E-7.011 through 59E-7.016 and 59E-7.201 through 59E-7.208 to modify inpatient patient discharge data reporting requirements to the Agency for Health Care Administration.

SPECIFIC AUTHORITY: 408.15(8), 408.061(1)(e), 408.061(2), 408.08(1)(e), 408.08(2), 408.08(5) FS.

LAW IMPLEMENTED: 119.07(1)(a), (2)(a), 120.53(2)(a), 408.061, 408.062, 408.063, 408.08, 408.15, 408.05, 408.07 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: Patrick Kennedy, Administrator, Florida Center for Health Information and Policy Analysis, 2727 Mahan Drive, MS #16, Tallahassee, Florida 32308

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.:	RULE TITLE:
61G10-15.003	Advertising
PURPOSE AND EFFECT: The Board proposes to amend the rule to reorganize existing advertising rules.	
SUBJECT AREA TO BE ADDRESSED: Advertising.	
SPECIFIC AUTHORITY: 481.306 FS.	
LAW IMPLEMENTED: 481.321 FS.	

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Juanita Chastain, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NOS.:	RULE TITLES:
61G10-18.002	Board Approval of Continuing Education Providers
61G10-18.003	Obligations of Continuing Education Providers
61G10-18.006	Approval of Continuing Education Courses

PURPOSE AND EFFECT: The Board proposes to amend the rules for consideration of additional language regarding distanced learning.

SUBJECT AREA TO BE ADDRESSED: Board Approval of Continuing Education Providers; Obligations of Continuing Education Providers; Approval of Continuing Education Courses.

SPECIFIC AUTHORITY: 455.219, 455.2124, 455.2179, 481.306, 481.313, 481.325(2) FS.

LAW IMPLEMENTED: 455.2179, 481.313, 553.841 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: Juanita Chastain, Executive Director, Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-532.200	Definitions for Water Well Permitting and Construction
62-532.400	Permit for Water Well Construction or Repair
62-532.410	Water Well Completion Report
62-532.440	Abandonment of Water Wells
62-532.500	Water Well Construction Standards
62-532.900	Forms and Instructions

PURPOSE AND EFFECT: To make Chapter 62-532, F.A.C., consistent with recent amendments to Chapters 64E-8 and 62-555, F.A.C., address technical changes to industry practices and update references to NSF International Standards.

SUBJECT AREA TO BE ADDRESSED: Definitions, add the term "coupling(s)" to the well construction requirements, update the reference to Section 6 of the NSF International Standard, require proper maintenance of a water well worksite during the construction, repair, or abandonment of a water well, combine the rule for permitting well construction and repair and the rule for permitting well abandonment into one rule, technical changes for the construction of specific types of driven wells, water well grouting requirements, adoption of permit and well completion report forms, and update water well setback distances.

SPECIFIC AUTHORITY: 373.309 FS.

LAW IMPLEMENTED: 373.303, 373.306, 373.308, 373.309, 373.313, 373.316, 381.0062 FS.

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

DATE AND TIME: March 24, 2009, 10:00 a.m.

PLACE: Room 609, Bob Martinez Building, 2006 Blair Stone Road, 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: David James, at (850)245-8648 or David.James@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: David James, at (850)245-8648 or David.James@dep.state.fl.us, or http://www.dep.state.fl.us/water/groundwater/wp_rule.htm

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NOS.:	RULE TITLES:
64B-1.001	Application Deadlines; Examination Rescheduling
64B-1.002	Notification of Applicants
64B-1.003	Examination Administration
64B-1.004	Conduct at Test Site
64B-1.005	Special Testing Accommodations
64B-1.006	Practical Examinations
64B-1.007	Selection Criteria for Examiners and Examination Consultants
64B-1.008	Grading of Examinations; Grade Notification; Chiropractic Examination Grading
64B-1.009	Pre-hearing Review Request
64B-1.011	Requirements and Standards of a National Examination
64B-1.012	Guidelines for Sharing Department-Developed Examinations with Other State Licensing Authorities
64B-1.013	Post-Examination Review
64B-1.016	Fees: Examination and Post-Examination Review
64B-1.017	Use of Pilot Test Items

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

SUBJECT AREA TO BE ADDRESSED: The subject of this rule development will be the update of the Department's Examination Chapter 64B-1, Florida Administrative Code in compliance with Section 456.017, Florida Statutes.

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

LAW IMPLEMENTED: 456.013(1), 456.017(1) FS.

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: Jennifer Wenhold, 4052 Bald Cypress Way, Bin #C-90, Tallahassee, FL 32399-3290

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.:	RULE TITLE:
64B5-2.013	Dental Examination Requirements and Grading

PURPOSE AND EFFECT: The Board proposes the rule amendment to add language to include "Class III Composite" to the Practical or Clinical Examination.

SUBJECT AREA TO BE ADDRESSED: Dental examination requirements and grading.

SPECIFIC AUTHORITY: 456.017(1)(b), 466.004(4) FS.

LAW IMPLEMENTED: 456.017(1)(b), (2), 466.006(4), 466.009 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-2.013 Dental Examination Requirements and Grading.

(1) through (2) No change.

(3) PRACTICAL OR CLINICAL EXAMINATION:

(a) through (c) No change.

(d) The Practical or Clinical Examination shall include the following parts and procedures and be graded on criteria as described below each examination part or procedure. Listed criteria are to be accorded equal importance in grading. Equal importance does not mean that each criterion has a numerical or point value but means that any one of the criteria, if missed to a severe enough degree so as to render the completed part or

procedure potentially useless or harmful to the patient in the judgment of the examiner, could result in a failing grade on the part or procedure.

1. Class II Amalgam and Class III Composite on Patients. This part of the Practical or Clinical Examination shall consist of a preparation procedure and a restoration procedure. The following areas will be assessed in determining a grade for each procedure:

- a. through 4. No change.
- (e) through (j) No change.
- (4) No change.

Specific Authority 456.017(1)(b), 466.004(4) FS. Law Implemented 456.017(1)(b), (2), 466.006(4), 466.009 FS. History--New 10-8-79, Amended 6-22-80, 12-3-81, 12-6-82, 5-24-83, 12-12-83, 5-2-84, 5-27-84, Formerly 21G-2.13, Amended 12-8-85, 12-31-86, 5-10-87, 10-19-87, 12-10-89, 12-24-91, 2-1-93, Formerly 21G-2.013, 61F5-2.013, Amended 1-9-95, 2-7-96, 7-16-97, Formerly 59Q-2.013, Amended 8-25-98, 3-25-99, 11-15-99, 8-3-05, 7-17-07, 8-1-08, _____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-55.0021
 RULE TITLE: Discipline of Electrolysis Facilities
 PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify disciplinary guidelines.
 SUBJECT AREA TO BE ADDRESSED: Discipline of Electrolysis Facilities.

SPECIFIC AUTHORITY: 456.037, 478.43(1) FS.
 LAW IMPLEMENTED: 456.072(2)(c), (d), 456.037, 478.52(1)(k), (2)(b), (c), (f) 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: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.302
 RULE TITLE: Subject Matter for Consultant Pharmacist Licensure Renewal Continuing Education

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for continuing education credit hours.

SUBJECT AREA TO BE ADDRESSED: Subject Matter for Consultant Pharmacist Licensure.

SPECIFIC AUTHORITY: 465.005, 456.0125 FS.

LAW IMPLEMENTED: 456.0125 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:

64B16-26.302 Subject Matter for Consultant Pharmacist Licensure Renewal Continuing Education.

A Consultant Pharmacist License Renewal Continuing Education Program must contain ~~consist of~~ at least three (3) twelve (12) self-contained hours of training in any of the subjects specified below ~~with a block of at least three (3) hours in any subject category~~. Duplicated courses are not acceptable.

- (1) through (3) No change.

Specific Authority 465.005, 465.0125 FS. Law Implemented 465.0125 FS. History--New 10-14-91, Formerly 21S-26.302, 61F10-26.302, 59X-26.302, Amended 5-5-05, _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.350
 RULE TITLE: Requirements for Pharmacy Technician Registration

PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide the requirements for pharmacy technician registration.

SUBJECT AREA TO BE ADDRESSED: Requirements for Pharmacy Technician Registration.

SPECIFIC AUTHORITY: 465.014 FS.

LAW IMPLEMENTED: 465.014 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: 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 NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.351
 RULE TITLE: Standards for Approval of Registered Pharmacy Technician Training Programs

PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide the standards for approval of registered pharmacy technician training programs.

SUBJECT AREA TO BE ADDRESSED: Standards for Approval of Registered Pharmacy Technician Training Programs.

SPECIFIC AUTHORITY: 465.014 FS.

LAW IMPLEMENTED: 465.014 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: 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 NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.352
 RULE TITLE: Standards for Approval of Registered Pharmacy Technician Continuing Education Programs

PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide the standards for approval of registered pharmacy technician continuing education programs.

SUBJECT AREA TO BE ADDRESSED: Standards for Approval of Registered Pharmacy Technician Continuing Education Programs.

SPECIFIC AUTHORITY: 465.014 FS.

LAW IMPLEMENTED: 465.014 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: 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 NOT AVAILABLE.

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 update the references to pharmacy technicians and to review the existing language in the rule to determine whether other changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Examination and Application Fees.

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, IF AVAILABLE, 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 NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.1002
 RULE TITLE: Initial License Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the references to pharmacy technicians and to review the existing language in the rule to determine whether other changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Initial License Fees.

SPECIFIC AUTHORITY: 465.005, 465.0125, 465.0126 FS.

LAW IMPLEMENTED: 456.013(2), 456.065(3), 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, IF AVAILABLE, 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 NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.1003
 RULE TITLE: Active License Renewal Fees
 PURPOSE AND EFFECT: The Board proposes the rule amendment to update the references to pharmacy technicians and to review the existing language in the rule to determine whether other changes are necessary.
 SUBJECT AREA TO BE ADDRESSED: Active License Renewal Fees.
 SPECIFIC AUTHORITY: 456.036, 465.005, 465.008, 465.0125, 465.0126 FS.
 LAW IMPLEMENTED: 456.036, 456.065(3), 465.008, 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, IF AVAILABLE, 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 NOT AVAILABLE.

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 update the references to pharmacy technicians and to review the existing language in the rule to determine whether other changes are necessary.
 SUBJECT AREA TO BE ADDRESSED: Initial License Election; Renewal; Fees.
 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, IF AVAILABLE, 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 NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.1005
 RULE TITLE: Retired License Election; Renewal; Fees
 PURPOSE AND EFFECT: The Board proposes the rule amendment to update the references to pharmacy technicians and to review the existing language in the rule to determine whether other changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Retired License Election; Renewal; Fees.

SPECIFIC AUTHORITY: 456.036(15) FS.
 LAW IMPLEMENTED: 456.013, 456.036(4)(b) 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: 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 NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.6012
 RULE TITLE: Guidelines for Board Ordered Disciplinary Continuing Education Courses
 PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide guidelines for Board ordered disciplinary continuing education courses.
 SUBJECT AREA TO BE ADDRESSED: Guidelines for Board Ordered Disciplinary Continuing Education Courses.

SPECIFIC AUTHORITY: 465.005, 465.016(4), 456.072(2) FS.

LAW IMPLEMENTED: 456.016(4), 456.072(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: 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:

64B16-26.6012 Guidelines for Board Ordered Disciplinary Continuing Education Courses.

Any continuing education course being taken as part of a disciplinary order, unless otherwise ordered by the Board, may be conducted by any method, including live, correspondence, or distant education.

(1) Laws and Rules courses shall be at least twelve (12) hours in length. The program shall include review and analysis of the laws regulating the profession of pharmacy in the State of Florida with discussion of recent changes to Florida statutes and Board of Pharmacy rules. The remainder of the continuing education program shall be derived from the following areas:

(a) Federal laws related to:

1. Handling, management, and dispensing of controlled substances;

2. Protected patient information; and

3. Medicare.

(b) Chapters 456, 499 and 893, Florida Statutes;

(c) Florida Medicaid program;

(d) Nursing home and Assisted Living Facility regulations;

(e) Prescriber laws and regulations;

(f) Pharmacist ethics;

(g) The Joint Commission (TJC) standards;

(h) Food and Drug Administration policies and procedures;

(i) Implementation of disaster and emergency preparedness plans by Florida pharmacists and pharmacy services providers;

(j) Occupational Safety and Health Administration (OSHA) and National Institute for Occupational Safety and Health (NIOSH) guidelines and requirements for pharmacy employers.

(2) Quality Related Event (QRE) courses shall be at least eight (8) hours in length.

(a) Course material shall include:

1. Pharmacy error detection;

2. Pharmacy error prevention; and

3. Case studies of pharmacists who have made dosing calculation, checking/interpreting prescriptions, or dispensing errors.

(b) Course material shall include the following specific subject areas:

1. Common error types and causes;

2. Root cause analysis;

3. Process mapping and management;

4. System analysis;

5. Failure mode and effects analysis;

6. Human factors, cognitive and personality impacts;

7. Practice management and effective delegation tools;

8. Stress management;

9. Effective communication;

10. Continuous Quality Improvement (CQI) rules;

11. CQI implementation tools;

12. Individual self assessment, planning, and goal setting.

The individual self assessment shall include a requirement that the pharmacist prepare a written report, in essay form, summarizing the impact of the course, what the pharmacist learned, and the changes that the pharmacist will implement in practice as a result of the course.

Specific Authority 465.005, 465.016(4), 456.072(2) FS. Law Implemented 465.016(4), 456.072(2) FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:

RULE TITLE:

64B16-28.301

Destruction of Controlled Substances
– Institutional Pharmacies

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for witnessing destruction of controlled substances.

SUBJECT AREA TO BE ADDRESSED: Destruction of Controlled Substances – Institutional Pharmacies.

SPECIFIC AUTHORITY: 465.005, 465.022 FS.

LAW IMPLEMENTED: 456.022, 465.019 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:

64B16-28.301 Destruction of Controlled Substances – ~~Class I Institutional Pharmacies – Nursing Homes.~~

(1) No change.

(2) A document must be completed showing the name and quantity of the drug, strength and dosage form, patient’s name, prescription number and name of the institution nursing home. This documentation, at the time of destruction, shall be witnessed and signed by the consultant pharmacist, director of nursing, and the nursing home administrator or his designee, which may include a licensed physician, pharmacist, mid-level practitioner, or nurse excluding the above.

Specific Authority 465.005, 465.022 FS. Law Implemented 465.022, 465.019 FS. History–New 4-21-87, Formerly 21S-19.001, Amended 7-31-91, Formerly 21S-28.301, 61F10-28.301, Amended 1-30-96, Formerly 59X-28.301, Amended _____.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-6.001	General
64E-6.002	Definitions
64E-6.003	Permits
64E-6.004	Application for System Construction Permit
64E-6.005	Location and Installation
64E-6.006	Site Evaluation Criteria
64E-6.008	System Size Determinations
64E-6.009	Alternative Systems
64E-6.010	Septage and Food Establishment Sludge
64E-6.015	Permitting and Construction of Repairs
64E-6.017	Definitions
64E-6.018	System Location, Design and Maintenance Criteria
64E-6.0181	Cesspit and Undocumented System Replacement and Interim System Use
64E-6.0182	Coordinated Permitting
64E-6.025	Definitions
64E-6.026	Applications for Innovative System Permits and System Construction Permits
64E-6.027	Permits
64E-6.028	Location and Installation
64E-6.029	Monitoring
64E-6.030	Fees

PURPOSE AND EFFECT: Develop rules regarding onsite sewage treatment and disposal systems in the Wekiva Study Area as defined in Section 369.316, F.S.

SUBJECT AREA TO BE ADDRESSED: Onsite sewage treatment and disposal system standards, design, permitting, construction, modification, repair and maintenance in the Wekiva Study Area.

SPECIFIC AUTHORITY: 369.318(2), 381.0065(3)(a) FS.
LAW IMPLEMENTED: 369.318(2), 381.0065, 381.0067, 386.041 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: Gerald Briggs, Department of Health, Bureau of Onsite Sewage Programs, HSES, 4042 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713

THE PRELIMINARY DRAFT LANGUAGE IS AVAILABLE AT www.MyFloridaEH.com

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.:	RULE TITLE:
69A-60.007	Enforcement of the Florida Fire Prevention Code

PURPOSE AND EFFECT: The purpose of the rule is to require local jurisdictions to provide notice to any person or entity against which the local jurisdiction intends to issue a citation for a fire code violation, so that the person will know of their right to petition the State Fire Marshal for a Declaratory Statement that applies the Florida Fire Prevention Code to the person’s particular set of circumstances, and the procedure for filing a Petition for Declaratory Statement.

SUBJECT AREA TO BE ADDRESSED: Right to a Declaratory Statement applying the Florida Fire Prevention Code to a substantially affected person’s particular set of circumstances, pursuant to Section 633.01(6), Florida Statutes.
SPECIFIC AUTHORITY: 633.01, 633.0215, 633.025 FS.

LAW IMPLEMENTED: 633.01(6), 633.0215, 633.025 FS.

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

DATE AND TIME: Friday, March 20, 2009, 10:00 a.m.

PLACE: Third Floor Conference Room, The Atrium, 325 John Knox Road, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Belinda Chukes, Bureau of Fire Prevention, Department of Financial Services, 325 John Knox Road Tallahassee, Florida; (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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Belinda Chukes, Bureau of Fire Prevention, Department of Financial Services, 325 John Knox Road, Tallahassee, Florida; (850)413-3619

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69A-60.007 Enforcement of the Florida Fire Prevention Code.

(1) through (5) No change.

(6) The Florida Fire Prevention Code is adopted by the State Fire Marshal in accordance with Section 633.025, Florida Statutes. Pursuant to Section 633.025(2), F.S., the Florida Fire Prevention Code is enforced by local government.

(a) Following the completion of each fire safety inspection in which a violation or violations of the Florida Fire Prevention Code has been cited, the local citing authority must provide a notice which includes all of the following language: "If you do not agree that the violation cited in this Notice is applicable to your particular set of circumstances, you have the right of one or more of the following review procedures.

- You may request a non-binding advisory opinion in accordance with Section 633.026, F.S.:
- You may file a local appeal of this order in accordance with Section 633.025(6), F.S., or
- You may file a Petition for Declaratory Statement to be issued by the State Fire Marshal in accordance with Section 633.01(6), F.S. Prior to exercising this option, you must meet the requirements of a substantially affected party as defined in paragraph 69A-60.007(5)(a), F.S., of this rule."

(b) The above notice is not required to be in any particular form, however, it must be in a legible format of a minimum 12 point type.

Specific Authority 633.01, 633.0215, 633.025 FS. Law Implemented 633.01(6), 633.0215, 633.025 FS. History--New 11-15-01, Formerly 4A-60.007, Amended _____.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-186.003	Title Insurance Rates
69O-186.005	Premium Schedule Applicable to "Truth in Lending" and Other Endorsements

PURPOSE AND EFFECT: The purpose of the workshop is to gather data from title insurers and the public to determine whether it is appropriate to set a rate specifically for junior loan

title insurance, and, if so, determine what that rate would be. Title insurers and members of the public are invited to come and present information in this regard.

SUBJECT AREA TO BE ADDRESSED: Title insurance; Junior Loan Title Insurance.

SPECIFIC AUTHORITY: 624.308, 626.9611, 627.777, 627.782, 627.793 FS.

LAW IMPLEMENTED: 624.307(1), 626.9541(1)(h)3.a., 627.777, 627.782, 627.783, 627.7831, 627.7841, 627.7845, 697.041(1) FS.

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

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

PLACE: Room 116, Larson Building, 200 East Gaines, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Peter Rice at (850)413-5249 or by email at peter.rice@floi.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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Peter Rice at (850)413-5249 or by email at peter.rice@floi.com.

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:	RULE TITLE:
69O-189.003	Workers' Compensation: Application and Audit Procedures

PURPOSE AND EFFECT: Allows but does not require electronic signatures in the application for workers compensation coverage. Makes explicit those audit procedures that under the old rule were incorporated by reference to NCCI publications. Adds additional audit procedures.

SUBJECT AREA TO BE ADDRESSED: Workers' Compensation Insurance, Application and Audit Procedures.

SPECIFIC AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 440.381 FS.

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

DATE AND TIME: March 31, 2009, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Theresa Eaton, Office of Insurance Regulation, E-mail Theresa.eaton@flor.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69O-189.003 Workers' Compensation: Application and Audit Procedures.

(1)(a) Each employer applying to a carrier in the voluntary market for workers' compensation coverage required by Section 440.38, F.S., shall use Form ACORD 130-FL (rev. 7/02), "Florida Workers' Compensation Application," which is hereby adopted and incorporated by reference. The form shall be completed and submitted to the carrier with which the employer wishes to contract for coverage.

(b) A carrier wishing to use its own application form shall submit the form electronically to the Florida Office of Insurance Regulation (Office) at <https://iportal.fldfs.com>, and receive approval prior to its use.

1. At a minimum the form shall require the employer to provide the following information:

- a. Name, address, and legal status of the employer;
- b. Federal employer identification number;
- c. Type of business and contractor licensing number if the employer is a contractor;
- d. Rating information including past and prospective payroll;
- e. Estimated revenue;
- f. Locations;
- g. List of officers, sole proprietors and partners including their social security numbers (disclosure of social security number is voluntary; as an alternative, attach a copy of exclusion or inclusion forms filed with the state);
- h. List of all employee names, employees' social security numbers and classifications (disclosure of social security numbers is voluntary; as an alternative, the latest UCT-6 form with class codes added can be used in lieu of a separate listing of employee names, employees' social security numbers and classifications);
- i. Previous workers' compensation experience;
- j. Former business names and predecessor companies for the last five years;

k. Former and current owners in the last five years;

1. All names under which the corporation operates; and
- m. Any other information necessary to enable the carrier to accurately underwrite the employer.

2. The application shall contain a statement that the filing of an application containing false, misleading, or incomplete information with the purpose of avoiding or reducing the amount of premiums for workers' compensation coverage is a felony of the third degree.

3. The application shall contain a sworn statement by the employer attesting to the accuracy of the information submitted.

4. The application shall contain a sworn statement by the agent attesting that the agent explained to the employer or officer the classification codes that are used for premium calculations.

(c) Each employer applying for workers' compensation coverage in the Florida Workers' Compensation Joint Underwriting Association (FWCJUA) shall use ACORD Form 130-FL (rev. 7/02) unless the FWCJUA files and receives approval by the Office of Insurance Regulation to use a different application form in accordance with paragraph (1)(b). The FWCJUA shall submit any addendum to the application to the Office and receive approval prior to using. The completed application and all addenda shall be submitted to the FWCJUA at the address on the form.

(d) The forms adopted in this subsection (1) may be obtained from: ACORD, Number 1 Blue Hill Plaza, 15th Floor, Post Office Box 1529, Pearl River, New York 10965-8529.

(2)(a) An application complying with this rule is required for all policies having covered Florida exposure. For new business effective after the implementation of this rule, a carrier shall use an application which complies with this rule. When this new business policy is renewed, the carrier is not required to obtain another application. These requirements also apply to policies written in other states where there is covered Florida exposure other than incidental Florida exposure.

(b) The applicant's signature on the applicant form shall be notarized. The carrier is authorized to require the producer's signature to be notarized.

(c) It is permissible but not mandatory that insurers accept electronic signatures in satisfaction of the application signature requirements. For purposes of this section, "electronic signature(s)" shall mean an electronic identifier, including a digital signature which is:

1. Unique to the person using it;
2. Capable of verification;
3. Under the sole control of the person using it;

4. Attached to or associated with data contained within the application document in such a manner that authenticates the attachment of the signature to particular data and integrity of the data transmitted;

5. Intended by the party using it to have the same force and effect as the use of a signature affixed by hand; and

6. Compliant with all applicable state and federal laws governing electronic signatures.

(d) It is permissible but not mandatory that insurers accept electronic notarizations in satisfaction of the application notarization requirements. For purposes of this section, a notary public shall use an electronic signature that is:

1. Unique to the notary public;

2. Capable of independent verification;

3. Retained under the notary public's sole control;

4. Attached to or logically associated with the application document in a manner that any subsequent alteration to the application document displays evidence of the alteration; and

5. Compliant with all applicable state and federal laws governing electronic notarization.

(3) Each employer in the voluntary market or the FWCJUA may be required by their carrier to submit Form ACORD 175-FL (rev. 3/97), "Florida Workers' Compensation Monthly Change Sheet," which is hereby adopted and incorporated by reference. Carriers may use their own monthly change sheet containing the same information shown on the adopted form. This form is used to reflect any change in the required application. The monthly change sheet is applicable to new and renewal policies which have been issued with an application that complies with this rule. It is not necessary for an employer to submit a monthly change sheet if there are no changes to report.

(4)(a) In order to ensure that the appropriate premium is charged for workers' compensation coverage, each employer and carrier shall comply with:

1.a. The requirements of Section 440.381, F.S.; and

2.b. As applicable, the voluntary market minimum audit requirements and FWCJUA minimum audit requirements as set forth in paragraphs (4)(b) and (4)(c) below, "Florida State Special Audit Rules", (rev. 7/02) and "Part Three — Service Providers D. Performance Standards for Service Providers" (rev. 7/02) which are hereby adopted and incorporated by reference.

2.a. Copies of the "Florida State Special Audit Rules" (rev. 7/02) are contained in the workers' compensation manual issued by the National Council on Compensation Insurance, Inc., 901 Peninsula Corporate Circle, Boca Raton, FL 33487.

b. Copies of Part Three — Service Providers D. Performance Standards for Service Providers" (rev. 7/02) are contained in the operations manual of the Florida Workers' Compensation Joint Underwriting Association, Inc., P. O. Box 48957, Sarasota, FL 34230 5937.

(b) Each voluntary market carrier and each employer covered by a voluntary market carrier shall comply with the following minimum audit requirements:

1. Final audits shall be conducted for both new and renewal policies as follows:

a. For policies with an estimated annual premium of \$10,000 and over, a final physical audit shall be completed annually on all risks regardless of governing classification code;

b. For policies with an estimated annual premium of \$9,999 to \$1, a final mail or physical audit shall be completed annually on all risks regardless of governing classification;

c. For all new business policies having construction classifications, regardless of premium range a final physical audit shall be completed annually;

d. For all renewal business policies having construction classifications, a final physical audit shall be conducted annually if the estimated annual premium is \$5,000 and over; and

e. Per capita policies shall have a final mail or physical audit not less than biennially.

2. Physical audits will be made whenever requested by the employer with reasonable grounds.

3. Mail audit reports by the employer are permitted only where a physical audit is not required.

4. Records examined during the physical audit shall include, but not be limited to, the use of the following as applicable:

a. Unemployment Compensation Tax (UCT) forms;

b. Federal reports of employee income;

c. Payroll records;

d. Cash disbursement journals;

e. Other acceptable accounting records;

f. Certificates of insurance covering subcontractors; and

g. Independent contractor documents.

5. Each voluntary market carrier or the National Council on Compensation Insurance shall conduct audits to ensure the accurate classification assignments for duties of employees.

(c) The FWCJUA or its service provider and each employer covered by the FWCJUA shall comply with the following minimum audit requirements:

1. Final physical audits shall be conducted as follows:

a. For all policies producing an estimated annual premium of \$4,000 and over regardless of classification code;

b. For all policies producing an estimated annual premium of \$3,999 to \$3,000, at least once every three years;

c. For all policies with a classification code of 2702, 2710, 5022, 5403, 5437, 5445, 5474, 5551, 5606, 5645, 6217, 7219, 8829, 8835, 8861 and 9110, regardless of premium range;

d. For all policies for employers engaged in leasing employees to others or in providing temporary help to others, regardless of premium range;

e. For all new business policies having construction classification codes, regardless of premium range;

f. For all policies with a loss ratio of 120% or greater the first year the employer qualifies and thereafter, subject to the FWCJUA's or its service provider's underwriting judgement, regardless of premium range;

g. Whenever requested by the employer on reasonable grounds; and

h. Whenever otherwise warranted in the FWCJUA's or its service provider's judgement by the type of business, or by questions concerning the amount of exposure, the accuracy of classifications, or the reliability of previous mail or physical audits.

2. Mail audit reports by the employer are permitted only where a physical audit is not required.

3. Records examined during the physical audit shall include, but not be limited to, the use of the following as applicable:

a. Unemployment Compensation Tax (UCT) forms;

b. Federal reports of employee income;

c. Payroll records;

d. Cash disbursement journals;

e. Other acceptable accounting records;

f. Certificates of insurance covering subcontractors; and

g. Independent contractor documents.

4. The FWCJUA, its service provider or the National Council on Compensation Insurance shall conduct audits to ensure the accurate classification assignment for duties of employees.

~~(d)(b)~~ 1. In addition, each employer shall submit a copy of the quarterly earning report required by Chapter 443, F.S., to the carrier at the end of each quarter.

2. Each carrier shall develop its own procedures for terminating coverage when the quarterly earning report forms are not received. However, such forms shall be considered timely if received within 45 days of the end of the quarter reported.

~~(e)(e)~~ The carrier shall retain new or renewal applications, monthly change sheets, and the quarterly earning reports for a minimum of three years from the date the applications, sheets, or reports were received.

~~(f)(d)~~ Telephone audits are not permitted in lieu of mail or physical audits.

~~(g)(e)~~ An initial application is required only at the inception of a ~~three year fixed rate~~ policy or at renewal, if the inception date was prior to the effective date of this rule. Audit procedures are required at the expiration of each policy.

~~(h)(f)~~ Signatures.

1.a. A carrier, in order to comply with the signature requirements as provided in Section 440.381(3), F.S., shall use, as applicable:

(I) Form OIR-B1-1562 (rev. 7/03), "Partner's, Sole Proprietor's or Corporate Officer's Statement";

(II) Form OIR-B1-1561 (rev. 7/03), "Statement of Individual Providing Audit Information (other than Partner, Sole Proprietor or Corporate Officer)"; and

(III) Form OIR-B1-1560 (rev. 7/03), "Auditor's Statement".

b. The forms in this subsection (4) are hereby adopted and incorporated by reference and may be obtained from the Office's web site at www.floridfdfs.com/pcfr/forms_list.aspx.

c. These forms shall be signed by the appropriate party and submitted to the carrier at the completion of an audit.

2.a. A carrier wishing to use its own signature forms shall submit the forms electronically to Property and Casualty Product Review at <https://iportal.fldfs.com>, and receive approval prior to use.

b. At a minimum the forms shall contain all text as it appears on:

(I) Form OIR-B1-1562 (rev. 7/03), "Partner's, Sole Proprietor's or Corporate Officer's Statement";

(II) Form OIR-B1-1561 (rev. 7/03), "Statement of Individual Providing Audit Information (other than Partner, Sole Proprietor or Corporate Officer)"; and

(III) Form OIR-B1-1560 (rev. 7/03), "Auditor's Statement".

3. It is permissible but not mandatory that insurers accept electronic signatures in ~~Electronic signature(s) shall be accepted in~~ satisfaction of the signature requirements of Section 440.381(3), F.S. For purposes of this section, "electronic signature(s)" shall mean an electronic identifier, including a digital signature, which is:

a. Unique to the person using it;

b. Capable of verification;

c. Under the sole control of the person using it;

d. Attached to or associated with data contained within the audit document in such a manner that authenticates the attachment of the signature to particular data and integrity of the data transmitted;

e. Intended by the party using it to have the same force and effect as the use of a signature affixed by hand; and

f. Compliant with all applicable state and federal laws governing electronic signatures.

Specific Authority 440.381, 624.308(1) FS. Law Implemented 440.105(4)(b)5., 440.381, 624.307, 624.424(1)(c) FS. History--New 8-1-91, Formerly 4-28.007, Amended 10-3-95, 10-10-96, 1-15-98, 11-21-00, 11-5-02, 9-22-03, Formerly 4-189.003, Amended 3-29-05,_____.

Section II
Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE NO.: 5L-1.003
RULE TITLE: Shellfish Harvesting Area Standards
PURPOSE AND EFFECT: This amendment proposes to classify the shellfish harvesting area #23 St. Marks. A sanitary survey has been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommended classification of the St. Marks shellfish harvesting area.

SUMMARY: The proposed St. Marks shellfish harvesting area will consist of a 4,111 acre Conditionally Approved area and a 5,264 acre Prohibited area. Proposed management of the St. Marks shellfish harvesting area is based on local rainfall and river discharge. The average closure frequency of the St. Marks Conditionally Approved area is expected to be 6.6 days per month. A sanitary survey has been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommends classification of the St. Marks shellfish harvesting area. This amendment places descriptions, references to shellfish harvesting area map numbers and operating criteria for the St. Marks shellfish harvesting area #23 in the document Shellfish Harvesting Area Classification Boundaries and Management Plans. These documents are hereby incorporated in subsection 5L-1.003(1), F.A.C. Additionally, this amendment provides illustrations of the St. Marks shellfish harvesting area classification boundaries in the shellfish harvesting area map #23. This map is hereby incorporated by reference in subsection 5L-1.003(1), F.A.C.

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

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

SPECIFIC AUTHORITY: 597.020 F.S.

LAW IMPLEMENTED: 597.020 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: March 27, 2009, 3:00 p.m. – 4:00 p.m.

PLACE: 1203 Governors Square Boulevard, 5th Floor, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Chris Brooks, Division of Aquaculture, 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida 32301; phone: (850)488-4033

THE FULL TEXT OF THE PROPOSED RULE IS:

5L-1.003 Shellfish Harvesting Area Standards.

(1) The Department shall describe and/or illustrate harvesting areas and provide harvesting area classifications as approved, conditionally approved, restricted, conditionally restricted, prohibited, or unclassified as defined herein, including criteria for opening and closing shellfish harvesting areas in accordance with Chapters II and IV of the National Shellfish Sanitation Program Model Ordinance. Copies of the Shellfish Harvesting Area Classification Maps, revised ~~July 28, 2008~~, and the document Shellfish Harvesting Area Classification Boundaries and Management Plans, revised ~~July 28, 2008~~, containing shellfish harvesting area descriptions, references to shellfish harvesting area map numbers, and operating criteria herein incorporated by reference may be obtained by writing to the Department at 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida 32301 or is available on the Division’s website at www.FloridaAquaculture.com/pub.htm.

(2) through (10) No change.

(11) Shellfish harvesting area numbers are as follows:

AREA NUMBER	HARVEST AREA NAME
0212	Pensacola Bay Conditionally Approved
	Escambia Bay Shellfish Aquaculture Lease Areas managed during the Summer months of Jul-Sep
0222	Pensacola Bay Conditionally Approved Escambia Bay
0232	Pensacola Bay Conditionally Approved East Bay
0216	Pensacola Bay Conditionally Restricted Escambia Bay
0226	Pensacola Bay Conditionally Restricted East Bay
0622	Choctawhatchee Bay Conditionally Approved Central
0632	Choctawhatchee Bay Conditionally Approved Eastern
0806	West Bay Conditionally Restricted Spring/Fall Apr.-Jun, Oct-Nov
0812	West Bay Conditionally Approved Winter Dec-Mar
0822	West Bay Conditionally Approved Spring/Fall Apr.-Jun, Oct-Nov
1012	North Bay Conditionally Approved Western
1022	North Bay Conditionally Approved Eastern
1006	North Bay Conditionally Restricted Eastern
1206	East Bay Conditionally Restricted
1212	East Bay Conditionally Approved Section 1
1222	East Bay Conditionally Approved Section 2
1401	St. Joe Bay Approved
1506	Indian Lagoon Conditionally Restricted

1512	Indian Lagoon Conditionally Approved Spring/Fall Mar-Jun, Oct	2806	Suwannee Sound Conditionally Restricted Summer Feb-May and Sept or Suwannee Sound Conditionally Restricted Winter Oct-Jan
1542	Indian Lagoon Conditionally Approved Zone A Winter Nov-Feb	3012	Cedar Key Conditionally Approved Zone A
1552	Indian Lagoon Conditionally Approved Zone B Winter Nov-Feb	3022	Cedar Key Conditionally Approved Zone B
1572	Indian Lagoon Conditionally Approved Summer Jul.-Sep	3006	Cedar Key Conditionally Restricted
1611	Apalachicola Bay Approved Winter Jan-May, Sept.-Dec	3202	Waccasassa Bay Conditionally Approved
1621	Apalachicola Bay Approved Summer June-Aug	3206	Waccasassa Bay Conditionally Restricted
1631	Apalachicola Bay Approved, Shellfish lease numbers 525, 551, 551B,580, 582, 609, 672, and 981 Summer June – Aug	3402	Withlacoochee Bay Conditionally Approved
1612	Apalachicola Bay Conditionally Approved West 1 Winter Jan-May, Sept-Dec	3406	Withlacoochee Bay Conditionally Restricted
1622	Apalachicola Bay Conditionally Approved West 2 Winter Jan-May, Sept-Dec	3701	Citrus County Approved Spring / Fall Mar.-June and Oct.
1632	Apalachicola Bay Conditionally Approved West 3 Winter Jan-May, Sept-Dec	3702	Citrus County Conditionally Approved Winter Nov.-Feb.
1642	Apalachicola Bay Conditionally Approved East Winter Jan-May, Sept-Dec or Apalachicola Bay Approved East Hole Summer June-Aug	3705	Citrus County Restricted Spring / Fall Mar.-June and Oct.
1652	Apalachicola Bay Conditionally Approved North Summer June-Aug	3706	Citrus County Conditionally Restricted Winter Nov.-Feb.
1662	Apalachicola Bay Conditionally Approved South Summer June-Aug	4202	Boca Ciega Bay Conditionally Approved
1606	Apalachicola Bay Conditionally Restricted	4802	Lower Tampa Bay Conditionally Approved
1802	Alligator Harbor Conditionally Approved	5402	Sarasota Bay Conditionally Approved
2002	Ochlockonee Bay Conditionally Approved	5602	Lemon Bay Conditionally Approved
2006	Ochlockonee Bay Conditionally Restricted	5802	Gasparilla Sound Conditionally Approved
2206	Wakulla County Conditionally Restricted	6002	Myakka River Conditionally Approved
2212	Wakulla County Conditionally Approved Zone 1 Winter	6006	Myakka River Conditionally Restricted
2222	Wakulla County Conditionally Approved Zone 2 Winter	6212	Pine Island Sound Conditionally Approved Western Section
2232	Wakulla County Conditionally Approved Zone 1 Spring	6222	Pine Island Sound Conditionally Approved Eastern Section
2242	Wakulla County Conditionally Approved Zone 2 Spring	6602	Ten Thousand Islands Conditionally Approved
<u>2302</u>	<u>St. Marks Conditionally Approved</u>	7001	Indian River/St. Lucie Approved
<u>2303</u>	<u>St. Marks Prohibited</u>	7006	Indian River/St. Lucie Restricted
2501	Horseshoe Beach Approved Summer Apr-Sep	7202	North Indian River Conditionally Approved
2502	Horseshoe Beach Conditionally Approved Winter Oct-Mar	7206	North Indian River Conditionally Restricted
2506	Horseshoe Beach Conditionally Restricted Winter Oct-Mar	7412	Body F Conditionally Approved
2802	Suwannee Sound Conditionally Approved Spring Summer Feb-May and Sept or Suwannee Sound Conditionally Approved Winter Oct-Jan	7416	Body F Conditionally Restricted
		7506	Body E Conditionally Restricted
		7602	Body D Conditionally Approved
		7606	Body D Conditionally Restricted
		7712	Body C Conditionally Approved Zone 1 Spring/Summer/Fall Mar-Nov
		7722	Body C Conditionally Approved Zone 2 Spring/Summer/Fall Mar-Nov
		7732	Body C Conditionally Approved Winter Dec-Feb
		7716	Body C Conditionally Restricted Winter Dec-Feb
		7726	Body C Conditionally Restricted Spring/Summer/Fall Mar-Nov
		7812	Body B Conditionally Approved Zone 1
		7822	Body B Conditionally Approved Zone 2
		7902	South Banana River Conditionally Approved

7906	South Banana River Conditionally Restricted
8001	Body A Approved
8005	Body A Restricted
8201	South Volusia Approved
8212	South Volusia Conditionally Approved Zone 1
8222	South Volusia Conditionally Approved Zone 2
8206	South Volusia Conditionally Restricted
8802	St. Johns South Conditionally Approved
8806	St. Johns South Conditionally Restricted
9202	St. Johns North Conditionally Approved
9206	St. Johns North Conditionally Restricted

Specific Authority 597.020 FS. Law Implemented 597.020 FS. History--New 1-4-87, Amended 8-10-88, 7-9-89, 12-23-91, Formerly 16R-7.004, Amended 7-3-95, 6-18-97, 7-1-97, 7-22-97, 10-12-97, 12-16-97, 12-28-97, 2-12-98, 2-25-98, 7-1-98, 7-20-98, 11-13-98, 12-28-98, 3-18-99, 7-1-99, Formerly 62R-7.004, Amended 6-19-00, 8-9-00, 10-14-01(1), 10-14-01(1), 8-17-04, 9-28-04, 9-5-05, 6-11-06, 3-11-07, 10-2-07, 4-14-08, 7-28-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sherman Wilhelm, Director, Division of Aquaculture
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles Bronson, Commissioner, Department of Agriculture and Consumer Services
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 25, 2009
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 25, 2008

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-203.201
 RULE TITLE: Inmate Trust Fund
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to eliminate language concerning Social Security benefits, as inmates incarcerated for more than 30 days are ineligible to receive Social Security benefits or federal disability benefits.
 SUMMARY: The proposed amendment to Rule 33-203.201, F.A.C., removes language addressing attachment, levy, and seizure of inmates' Social Security and Veteran's Affairs pensions benefits, as inmates incarcerated more than 30 days are ineligible under federal law to receive such benefits.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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

SPECIFIC AUTHORITY: 944.09, 944.516, 945.215 FS.
 LAW IMPLEMENTED: 17.61, 57.085, 717.113, 944.09, 944.516, 945.091, 945.215 FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

- 33-203.201 Inmate Trust Fund.
- (1) No change.
- (2)(a) No change.
- (b) In accordance with 38 U.S.C. 5301 and ~~42 U.S.C 407~~, Veterans Administration (VA) and ~~Social Security (SS)~~ benefit checks are exempt from attachment, levy or seizure. The Department shall not place liens on the inmate's trust fund account for medical co-payments, legal copies, or other Department generated liens for VA and ~~SS~~ benefits checks mailed directly to the Bureau of Finance and Accounting, Inmate Trust Fund Section.
- (c) through (d) No change.
- (3) through (12) No change.

Specific Authority 944.09, 944.516, 945.091, 945.215 FS. Law Implemented 17.61, 57.085, 717.113, 944.09, 944.516, 945.091, 945.215 FS. History--New 1-27-86, Amended 7-16-89, 5-1-90, 3-2-92, 6-2-92, 8-25-92, 10-19-92, 4-13-93, 5-28-96, 6-15-98, Formerly 33-3.018, Amended 5-7-00, 7-13-03, 10-20-03, 1-23-05, 5-12-05, 11-12-06, 9-2-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rhonda Vause, Chief of Finance and Accounting
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter A McNeil, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 16, 2009
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 16, 2009

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-401.701
 RULE TITLE: Medical and Substance Abuse Clinical Files
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide one location for all provisions related to maintenance of and access to inmate medical and substance abuse clinical files.

SUMMARY: The proposed rule requires the Department to keep comprehensive medical and substance abuse files on all inmates and detainees, to be used and disclosed in accordance with the Health Insurance Portability and Accountability Act Privacy Rule of 1996 (HIPAA) and Florida law; provides definitions; provides guidelines regarding access to and disclosure of medical and substance abuse records; and incorporates by reference the following forms: DC4-534, Health Care Information Request Record; DC2-913, Acknowledgement of Responsibility to Maintain Confidentiality of Medical Information; and DC1-206, Inmate Acknowledgement of Responsibility to Maintain Confidentiality of Health or Substance Abuse Information.

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

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

SPECIFIC AUTHORITY: 944.09, 945.10, 945.6034 FS.

LAW IMPLEMENTED: 119.07, 944.09, 945.10, 945.25, 945.6034 FS., 42 USCS 290 ee-3, 45 CFR Parts 160 and 164
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-401.701 Medical and Substance Abuse Clinical Files.

(1) The Department of Corrections Office of Health Services shall maintain a comprehensive medical file (including medical, dental and mental health components) on every person committed to the custody and care of the Florida Department of Corrections. Information included in the inmate's medical file is protected health information and shall be used or disclosed in accordance with the Health Insurance Portability and Accountability Act Privacy Rule of 1996, (HIPAA) and Florida law. The Department of Corrections shall also maintain a comprehensive substance abuse file, should one exist, on every person committed to the custody and care of the Florida Department of Corrections. Information included in the inmate's substance abuse file is confidential in accordance with 42 C.F.R. Part II, the Health Insurance Portability and Accountability Act Privacy Rule of 1996, (HIPAA) and Florida law.

(2) Definitions.

(a) Business Associate – refers to a person or entity who is not a member of the Department of Corrections' workforce and who, on behalf of the department, performs a function or

activity involving the use or disclosure of individually identifiable health information. A business associate agreement or contract requiring a business associate to appropriately safeguard protected health information is required from business associates.

(b) Designated Records Set – refers to an inmate's medical, mental health, dental, Reception Medical Center hospital file, and substance abuse clinical files that are maintained by the Department.

(c) Department workforce – includes employees, volunteers, interns, trainees and other persons whose conduct, in the performance of work for the Department, is under the direct control of such the Department, whether or not they are paid by the Department.

(d) Disclose – refers to the release, transfer, provision of access to, or divulging in any other manner of information outside the Department.

(e) Health Services Administrator – refers to designated Department employees responsible for working with the privacy officer to ensure that all Department privacy procedures are implemented.

(f) Medical file – as used in this rule refers to the inmate's medical, mental health, and dental files maintained by the department.

(g) Personal Representative – as used in this rule, means, with respect to a deceased inmate, an executor, administrator, or other person with authority under Florida law to act on behalf of the deceased inmate or the inmate's estate. With respect to a living inmate, a personal representative means a health care surrogate, proxy, guardian, or other person with authority under Florida law to make decisions related to the inmate's health care.

(h) Protected health information (PHI) – where used herein, refers to inmate or offender information that is created or received by the Department of Corrections, whether oral, recorded, transmitted, or maintained in any form or medium, that relates to the past, present, or future physical or mental health or condition of an inmate or offender, the provision of health care to an inmate or offender, or the past, present, or future payment for the provision of health care to an inmate or offender and identifies an inmate or offender or there is a reasonable basis to believe the information can be used to identify an inmate or offender.

(i) Psychotherapy notes – refers to notes recorded by a mental health professional documenting or analyzing the contents of conversation during a private or group session. The term does not include medication prescription and monitoring, session start and stop times, the modalities and frequencies of treatment furnished, results of clinical tests, and any summary of the following: diagnosis, functional status, treatment plan, symptoms, prognosis, and progress to date.

(j) Substance abuse clinical file – refers to the department's inmate file containing all written documents, records and forms compiled to detail an inmate's substance

abuse history, substance abuse screening, assessment, intervention, and other substance abuse services, including the results of urinalysis testing done for treatment, program participation, and admission and discharge summaries.

(k) Substance abuse progress notes – refers to notes recorded by a substance abuse health care professional documenting or analyzing the contents of conversation during a private or group session. The term does not include session start and stop times, the modalities and frequencies of treatment furnished, results of clinical tests, and any summary of the following: diagnosis, functional status, treatment plan, symptoms, prognosis, and progress to date.

(l) Use – refers to, with respect to protected health information, the sharing, employment, application, utilization, examination, or analysis of such information within the Department.

(3) Inmate and offender access to their own protected health information in a designated records set.

(a) Except as otherwise provided in this rule, an inmate shall be allowed to have access to his or her own protected health information contained in a designated records set. An inmate desiring access to his or her own medical file shall submit a written request using Form DC6-236, Inmate Request, to the health services administrator or his or her designee. An inmate desiring access to his own substance abuse clinical file shall submit a written request using DC6-236, Inmate Request, to the substance abuse program manager or his or her designee. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.

(b) The department does not maintain medical files or substance abuse clinical files on offenders under community supervision. Access to records maintained by treatment providers under contract with the department should be requested by contacting the treatment provider.

(c)1. Inmates shall have no access to psychotherapy notes or substance abuse progress notes maintained in the department's records.

2. Inmates shall have no access to protected health information compiled in reasonable anticipation of, or for use in, a civil, criminal, or administrative action or proceeding.

3. Inmates shall have no access to protected health information maintained by the Department that is subject to the Clinical Laboratory Improvements Amendments of 1988, 42 U.S.C. 263a, to the extent that the provision of access to the inmate is prohibited by law, or is exempt from the Clinical Laboratory Improvement Amendments of 1988, pursuant to 42 C.F.R. 493.3(a)(2).

(d) An inmate's request for access shall be denied in whole or in part due to any of the following reasons:

1. The request is for records or information identified in paragraph (c) above.

2. The request is for protected health information that was obtained from someone other than a health care provider under a promise of confidentiality and the access requested would with reasonable likelihood reveal the source of the information.

3. The request is for information not maintained or no longer maintained by the department in its files.

4. There has been a determination by a licensed or certified health care professional that:

a. The requested access is reasonably likely to endanger the life or physical safety of the inmate or another person;

b. The requested access is to protected health information that makes reference to another person (other than a health care provider) and such access is reasonably likely to cause substantial harm to such other person; or

c. The access is requested by a personal representative of the inmate and such access is likely to cause substantial harm to the inmate.

(e) Except as otherwise provided in this rule, all requests shall be granted, including providing access or copies or both, or denied, in whole or in part, by the health services administrator or his designee or substance abuse program manager or his designee in writing within 30 days of the date of receipt of the request. However, if the requested files are not maintained on-site, the department shall provide or deny access, in whole or in part, within 60 days from receipt of the request. If the department is unable to grant or deny, in whole or in part, the request for access within the 30 or 60 day time periods, the department is authorized to extend the time for such action an additional 30 days by providing the inmate a written statement that the time period has been extended for 30 days and the reason(s) for the extension. This extension is available only one time.

(f) Denials must provide:

1. The basis for the denial;

2. Information on where the requested information is maintained if subparagraph (d)3. applies, and the department knows where the information is maintained;

3. Notification that the inmate may request a review of a denial based on subparagraph (d)4., by submitting a written request to the health services administrator or his or her designee in the case of medical files, or the substance abuse program manager or his or her designee in the case of substance abuse clinical files; and

4. That the inmate may grieve the denial through the inmate grievance process pursuant to Chapter 33-103, F.A.C.

5. Upon written request of the inmate to the staff member designated above, denials based on subparagraph (d)4., shall be reviewed by a licensed or certified health care professional who is designated by the health services administrator or his or her designee or substance abuse program manager or his or her designee, and who did not participate in the original decision to deny the request. Review of the denial must be completed

within a reasonable time after receipt of the request for review. Immediately upon determination on review, the inmate shall be notified in writing of the decision.

(g) Where a request for access to an inmate's medical file or substance abuse clinical file is denied in part, the department shall provide access to the requested file after excluding the information for which access was denied.

(h) Providing Access:

1. Before any inmate reviews his or her medical file or substance abuse clinical file the Department will verify the inmate's identity using the inmate's ID card.

2. Medical files and substance abuse clinical files must be reviewed in a secure area in the presence of health record staff or the health service administrator.

3. No information shall be copied or removed from the file by the inmate at the time of the review. Form DC6-236, Inmate Request, shall be submitted by the inmate to obtain any copies.

(i) Copies will be provided upon receipt of payment as provided in subsection 33-601.901(2), F.A.C., except that when providing the inmate a copy of the requested information would jeopardize either the health, safety, security, custody of the inmate or of other inmates; or the safety of any officer, employee, or other person at the correctional institution or a person responsible for the transporting of the inmate, no copies shall be provided. A denial of copies on this basis shall not be subject to review under subparagraph (3)(f)3. above.

(4) Requesting Restrictions on the Use and Disclosure of Protected Health Information in a designated records set.

(a) An inmate may request that the Department restrict the uses and disclosures of his or her protected health information to carry out treatment, payment, health care operations, and for notification for involvement in the inmate's care. Inmates shall submit requests for restrictions on Form DC6-236, Inmate Request, to the health services administrator and provide a reason to support the requested restriction.

(b) In accordance with 45 C.F.R. § 164.522 the Department is not required to agree to a request for restriction and the Department shall not restrict disclosures of protected health information to other government agencies providing benefits or services to the inmate, to government agencies that oversee health care providers, or that are required by law.

(c) The Department shall notify the inmate of the denial or acceptance of the request to restrict information and a copy of the notice of denial or acceptance shall be filed in the inmate's designated record set and sent to other workforce members with a need to know. The written request and notification of denial or acceptance must be kept for six years from the date it was created or the date it was last in effect, whichever is later.

(d) If the Department agrees to the restriction, the Department and its business associates shall honor the restriction unless the inmate is in need of emergency treatment and the restricted information is needed to provide the emergency treatment. If restricted information is disclosed to a

health care provider for emergency treatment, the Department shall request that the health care provider not further use or disclose the information.

(e) The Department shall terminate its agreement to a restriction, if:

1. The inmate agrees to or requests the termination in writing;

2. The inmate orally agrees to the termination and the oral agreement is documented; or

3. The Department informs the inmate that it is terminating its agreement to a restriction. The termination is only effective for protected health information created or received after the Department informed the inmate of the termination.

(5) Requesting Confidential Communications.

(a) An inmate or offender may request that the Department communicate protected health information with him or her by alternative means or at alternative locations. Inmates must make requests for confidential communication in writing on Form DC6-236, Inmate Request. The Department shall refuse an inmate's request if the inmate has not specified a reasonable method of communication or if the request would jeopardize or disrupt the safety, security or operations of the institution. The health services administrator shall notify the inmate that the request for confidential communication was denied or accepted.

(b) The Department shall retain the inmate's request and notification of denial or acceptance for a minimum of six years in the inmate's medical file.

(6) Request to amend protected health information in a designated record set.

(a) An inmate may request that the Department amend a designated record set for as long as the Department maintains the protected health information in the designated record set. Inmates shall make requests for amendments in writing on Form DC6-236, Inmate Request, and provide a reason to support the requested amendment.

(b) In accordance with 45 C.F.R. § 164.526, the Department shall act on the inmate's request for an amendment no later than 60 days after receipt of the request. If the Department is unable to act on the amendment within 60 days, the Department may extend the time by no more than 30 days, provided that within 60 days, the Department provided the inmate with a written statement of the reasons for the delay and the date by which the Department will complete its action on the request. The Department shall have one time extension for action on the request.

(c) If the Department is informed by another health care provider of an amendment to an inmate's protected information, the Department shall amend the protected information in its designated record sets.

(d) Pursuant to 45 C.F.R. § 164.526, the Department shall deny an inmate's request for an amendment to protected health information if it determines that the protected information:

1. Was not created by the Department, unless the inmate provides a reasonable basis to believe that the originator of protected information is no longer available to act on the requested amendment;

2. Is not part of the designated record set;

3. Is information that is not available for inspection by the inmate as provided in subsection (3) above; or

4. Is accurate and complete.

(e) If the Department denies the requested amendment, in whole or in part, the Department shall send the inmate a written denial notice, in plain language that contains:

1. The basis for the denial;

2. The inmate's right to submit a written statement disagreeing with the denial and how the inmate may submit such a statement on Form DC6-236, Inmate Request;

3. A statement that if the inmate does not submit a statement of disagreement, the inmate may request that the Department provide the inmate's request for amendment and the denial with any future disclosures of the protected information that is the subject of the amendment; and

4. A description of how the inmate may complain through the inmate grievance process.

(f) The Department shall permit the inmate to submit a written statement disagreeing with the denial of all or part of a requested amendment and the basis of such disagreement. The statement of disagreement is limited to 100 words. The Department shall prepare and submit a written rebuttal to the statement of disagreement.

(g) The Department shall identify the protected health information in the designated record set that is the subject of the disputed amendment and append the inmate's request for an amendment, the Department's denial of the request, the inmate's statement of disagreement, if any, and the Department's rebuttal, if any, in the designated record set.

(h) When a subsequent disclosure of the protected health information is made, the Department shall submit the material required in paragraph (g) with the requested protected health information.

(i) If the Department accepts the requested amendment, in whole or in part, the Department shall comply with the following requirements:

1. The Department shall make the amendment to the designated records set by identifying the portions in the record that are affected by the amendment and appending or otherwise providing a link to the location of the amendment.

2. The Department shall inform the inmate that the amendment is accepted and obtain the inmate's identification of, and agreement to have the Department notify relevant persons with which the amendment needs to be shared as described below within 60 days.

3. The Department shall make reasonable efforts to inform and provide the amendment within a reasonable time to:

a. Persons identified by the inmate as having received protected information about the inmate and needing the amendment; and

b. Persons, including business associates, that the Department knows have the protected information that is the subject of the amendment and that may have relied, or could foreseeably rely, on such information to the detriment of the inmate.

(7) Request for Accounting of Disclosures.

(a) Inmates may request that the Department provide them with an accounting of disclosures of protected health information.

(b) Inmates shall make requests for an accounting of disclosures on Form DC6-236, Inmate Request to the health services administrator.

(c) Pursuant to 45 C.F.R. § 164.528 the Department shall provide the accounting of disclosures within 60 days of the request. If the Department is unable to provide the accounting within 60 days, it shall inform the inmate of the reason for the delay and when it expects to provide the accounting. One extension of 30 days is permitted per request. Inmates may request an accounting of disclosures for up to six years prior to the date on which the accounting is requested. Disclosures made prior to April 14, 2003 are excluded from this requirement.

(d) The Department shall provide the inmate with a written account that includes the following information:

1. The date of the disclosure;

2. The name and address of the entity or person who received the protected health information;

3. A brief description of the protected health information disclosed; and

4. A brief statement of the purpose of the disclosure or a copy of a written request from the entity or person that received the protected information.

(e) The accounting of disclosures is not required to contain the following disclosures of protected health information:

1. Disclosures for the purpose of treatment, payment and health care operations;

2. Disclosures to law enforcement or correctional officers for the health and safety of the inmate, other inmates, officers, employees of the correctional institution or others at the correctional institution;

3. Disclosures to law enforcement on the premises of the correctional institutions;

4. Disclosures for the administration and maintenance of the safety, security, and good order of the correctional institution;

5. Disclosures for national security or intelligence purposes;

6. Disclosures made to inmates of their own protected information;

7. Disclosures made as part of a limited data set;

8. Disclosures made to third parties pursuant to the inmate's request written authorization; and

9. Disclosures made prior to April 14, 2003.

(f) If the Department made multiple disclosures of protected information to the same entity for a single purpose, the accounting for a given period of time shall provide:

1. The required information listed above for the first disclosure; and

2. The frequency, periodicity, or number of disclosures made; and the date of the last disclosure.

(g) The Department shall provide the first accounting to an inmate in any 12-month period without charge.

(h) If the second or subsequent request for disclosure within a 12-month period requires duplication, the inmate shall pay the cost of duplication in accordance with subsection 33-601.901(2), F.A.C., and the inmate will sign a receipt for such copies.

(i) The Department shall document the following information regarding accounting of disclosures:

1. The date of disclosure;

2. The information listed in the accounting;

3. Written accounting that is provided to the inmate; and

4. The titles and names of the people who were responsible for receiving and processing the request.

(j) The documentation shall be retained for six years.

(k) The Department shall track disclosures other than for treatment, payment and health care operations. This includes the following disclosures even if the disclosure was to a business associate. The Department shall track disclosures:

1. To other government agencies providing benefits or services to the inmate;

2. To government agencies that oversee health care providers;

3. For research; and

4. Which are required by law.

(l) The following specific information about each disclosure shall be included and documented in the medical file on Form DC4-534, Health Care Information Request Record:

1. The date of the disclosure;

2. The name and address of the entity or person who received the protected information;

3. A brief description of the protected health information disclosed;

4. A brief statement of the purpose of the disclosure; and

5. Written account that was provided to the inmate.

(m) In accordance with 45 C.F.R. § 164.528, the Department shall temporarily suspend an inmate's right to receive an accounting of disclosures to a health care oversight agency with authority by law to oversee the health care system

of the department or a law enforcement official upon written statement from the oversight agency or law enforcement official. The written statement shall specify that the accounting to the inmate would be reasonably likely to impede the agency or official's activities and the time period for which such suspension is required.

(n) Although the accounting of disclosures is not released during a suspension, the Department shall continue tracking and storing the information for future releases.

(8) Each employee of the Department of Corrections shall maintain as confidential all medical, mental health, dental and substance abuse information, regarding any inmate or offender that the employee obtains in conjunction with his or her duties and responsibilities, and shall not disseminate the information or discuss the medical, mental health, dental, or substance abuse condition of the inmate or offender with any person except persons directly necessary to the performance of the employee's duties and responsibilities. An employee who has been designated as a member of the healthcare team or is part of a mental health or substance abuse treatment team shall not disseminate inmate medical, mental health, or substance abuse information or discuss the medical, dental, mental health, or substance abuse condition of an inmate with any person except other members of the healthcare team, mental health treatment team, or substance abuse treatment team, release officers or any other employees designated to facilitate continuity of care and treatment upon reentry, officers responsible for transporting inmates, upper level management at the institution or facility level, regional level and central office level, inspectors from the Inspector General's Office if related to law enforcement on the premises of a correctional institution, classification or security staff if related to maintenance of the safety, security and good order of the correctional institution, department attorneys, or other employees and persons authorized to receive such information in accordance with the Health Insurance Portability and Accountability Act Privacy Rule of 1996, (HIPAA) and Florida law. Breach of this confidentiality shall subject the employee to disciplinary action. Each employee shall acknowledge receipt and review of Form DC2-813, Acknowledgement of Responsibility to Maintain Confidentiality of Medical Information, indicating that he understands the medical and substance abuse confidentiality requirements.

(9) Each inmate assigned as an inmate worker, inmate assistant, substance abuse peer facilitator, or other assignment involving possible contact with health or substance abuse information about other inmates shall maintain as confidential all health or substance abuse information that he sees or hears while performing his duties and responsibilities, and shall not disseminate the information or discuss the medical or substance abuse information with any person except health care staff or substance abuse program staff. Failure to keep health or substance abuse information confidential and private

shall subject the inmate to disciplinary action. Each inmate assigned as an inmate worker, inmate assistant, substance abuse peer facilitator, or other assignment involving possible contact with health or substance abuse information about other inmates shall acknowledge receipt and review of Form DC1-206, Inmate Acknowledgement of Responsibility to Maintain Confidentiality of Health or Substance Abuse Information, indicating that he understands the medical and substance abuse confidentiality requirements.

(10) Use and disclosure of protected health information.

(a) Inmate protected health information shall be used or disclosed in accordance with the Health Insurance Portability and Accountability Act Privacy Rule of 1996, (HIPAA) and Florida law.

(b) Requests for access to a current inmate's protected health information shall be submitted to the health services administrator at the institution where the inmate is housed. Requests for access to a former inmate's protected health information shall be submitted to: Inactive Medical Records, Reception and Medical Center, P. O. Box 628, Lake Butler, Florida 32054.

(c) All requests for access to an inmate's protected health information shall be specific and in writing.

(d) If use or disclosure of an inmate's protected health information is not otherwise permitted by law, an inmate must authorize the use or disclosure by giving written consent using Form DC4-711B, Consent and Authorization for Use and Disclosure, for Inspection and Release of Confidential Information or a legally approved, HIPAA compliant release of protected health information form from another governmental agency. Form DC4-711B is incorporated by reference in Rule 33-601.901, F.A.C.

(e) The DC4-711B or other authorization shall be submitted with the written request for access to an inmate's protected health information. A copy of the authorization shall be provided to the inmate and the inmate shall acknowledge receipt of the copy by signing in the appropriate location on the authorization. The authorization and acknowledgement of receipt of copy shall become a part of the inmate's medical file.

(f) Form DC4-711B Consent and Authorization for Use and Disclosure, Inspection and Release of Confidential Information must be notarized when the authorization is not from a current inmate personally known to the witness or is from a source external to the Department. All authorization forms shall be witnessed by at least one person who can verify the fact that he witnessed the signing of the authorization by the inmate and that, to the best of his knowledge, the inmate knew what was signed.

(g) A disclosure of protected health information may not be made on the basis of an authorization which:

1. Has expired;

2. On its face substantially fails to conform to any of the requirements of the Health Insurance Portability and Accountability Act Privacy Rule of 1996;

3. Is known to have been revoked; or

4. Is known, or through a reasonable effort could be known, by the person holding the records to be materially false.

(h) In accordance with 45 C.F.R. § 164.502, a personal representative of a deceased inmate or a deceased inmate's estate shall have access to or authorize the disclosure of the deceased inmate's protected health information that is relevant to the personal representative's legal authority to act on behalf of the deceased inmate or the deceased inmate's estate. A certified copy of a letter of administration or other document demonstrating such authority shall be filed in the inmate's medical file and Form DC4-711B, Consent and Authorization for Use and Disclosure, for Inspection and Release of Confidential Information must be signed by a personal representative.

(i) In accordance with 45 C.F.R. § 164.502, a personal representative of a living inmate shall have access to or authorize the disclosure of the inmate's protected health information that is relevant to the personal representative's legal authority to make health care decisions on behalf of the inmate. Form DC4-711B, Consent and Authorization for Use and Disclosure, for Inspection and Release of Confidential Information shall be signed by the inmate or the inmate's personal representative in accordance with Florida law. A copy of the document demonstrating the personal representative's authority shall be filed in the inmate's medical file.

(j) In accordance with 45 C.F.R. § 164.514(h), the department shall verify the identity and the authority of a person requesting access to an inmate's protected health information if the identity or authority of such person is not known.

(k) No information concerning test results, or other protected health information, shall be released over the telephone without proper verification that the caller is the person authorized to receive such information. All calls requesting the disclosure of protected health information over the telephone shall be forwarded to the Chief Health Officer, the Nursing Supervisor or their designees.

(l) Copies of protected health information will be provided upon receipt of payment as provided in subsection 33-601.901(2), F.A.C.

(11) Alcohol and Drug Abuse Treatment Files: Any information, whether recorded or not, concerning the identity, diagnosis, prognosis or treatment of any inmate or offender which is maintained in connection with the performance of any alcohol or drug abuse prevention or treatment function shall be confidential and shall be disclosed only as follows:

(a) With the prior written authorization of the inmate or offenders described in subsection (10) above.

(b) Pursuant to 42 C.F.R. Part 2, the department is authorized to disclose information about an inmate or offender to those persons within the criminal justice system who have made participation in the program a condition of the

disposition of any criminal proceedings against the inmate or offender or of the inmate or offender's parole or other release from custody if:

1. The disclosure is made only to those individuals within the criminal justice system who have a need for the information in connection with their duty to monitor the inmate or offender's progress; and

2. The inmate or offender has signed Form DC4-711B meeting the requirements of paragraph (9)(a) except for the revocation provision in subparagraph (9)(a)8. This written consent shall state the period during which it remains in effect. This period shall be reasonable, taking into account:

- a. The anticipated length of the treatment;
- b. The type of criminal proceeding involved, the need for the information in connection with the final disposition of that proceeding, and when the final disposition will occur; and
- c. Such other factors as the program, the inmate or offender, and the persons who will receive the disclosure consider pertinent. The written consent shall state that it is revocable upon the passage of a specified amount of time or the occurrence of a specified, ascertainable event. The time or occurrence upon which consent becomes revocable shall be no later than the final disposition of the action in connection with which consent was given.

(c) Each disclosure made with the inmate or offender written consent shall be accompanied by the following written statement: This information has been disclosed to you from records protected by federal confidentiality rules (42 C.F.R. Part 2). The federal rules prohibit you from making any further disclosure of this information unless further disclosure is expressly permitted by the written consent of the person to whom it pertains or as otherwise permitted by 42 C.F.R. Part 2. A general authorization for the release of medical or other information is NOT sufficient for this purpose. The federal rules restrict any use of the information to criminally investigate or prosecute any alcohol or drug abuse patient.

(d) Whether or not the inmate or offender has given written consent, 42 C.F.R. Part 2 permits disclosure of information as follows:

- 1. To medical personnel to the extent necessary to meet a medical emergency and for continuity of care;
- 2. To qualified personnel for the purpose of conducting scientific research, management audits, financial audits, or program evaluation, but such personnel shall not identify, directly or indirectly, any individual inmate or offender in any report of such research, audit, or evaluation, or otherwise disclose inmate or offender identities in any manner.
- 3. To communicate within a program or between a program and an entity having direct administrative control over that program;

4. To law enforcement officers concerning crimes on program premises or against program personnel, or when a threat to commit such a crime has been made;

- 5. Reports of suspected child abuse and neglect; and
- 6. If authorized by a court order.

(12) The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

- (a) DC4-534, Health Care Information Request Record, effective _____.
- (b) DC2-813, Acknowledgement of Responsibility to Maintain Confidentiality of Medical Information, effective _____.
- (c) DC1-206, Inmate Acknowledgement of Responsibility to Maintain Confidentiality of Health or Substance Abuse Information, effective _____.

Specific Authority 944.09, 945.10, 945.6034 FS. Law Implemented 119.07, 944.09, 945.10, 945.25, 945.6034 FS., 42 USCS 290 ee-3, 45 CFR Parts 160 and 164. FS. History-New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sandeep Rahangdale, M.D., Assistant Secretary of Health Services

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 28, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 14, 2008

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.314
 RULE TITLE: Rules of Prohibited Conduct and Penalties for Infractions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the types of portable communication devices and components inmates are prohibited from possessing and to add tampering with computers and other office equipment as a ground for discipline.

SUMMARY: The proposed Rule defines contraband to include components and peripherals of wireless communication devices, such as SIM cards, Bluetooth devices, batteries, and chargers. The proposed Rule also adds tampering with computers and other office equipment as a prohibited offense and ground for discipline.

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

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

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.14, 944.279, 944.28 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.314 Rules of Prohibited Conduct and Penalties for Infractions.

The following table shows established maximum penalties for the indicated offenses. As used in the table, "DC" means the maximum number of days of disciplinary confinement that may be imposed and "GT" means the maximum number of days of gain time that may be taken. Any portion of either penalty may be applied.

Section 1 through Section 2 No change.

Section 3 – CONTRABAND – ANY ARTICLE NOT SOLD IN THE CANTEEN, OR ISSUED BY THE INSTITUTION, OR FOR WHICH YOU DO NOT HAVE A SPECIFIC PERMIT AUTHORIZED BY THE INSTITUTION WHERE PRESENTLY HOUSED

Section 3-1 through Section 3-13 No change.

Section 3-14 Possession or use of a cellular telephone or any other type of wireless communication device, or any components or peripherals to such devices, including but not limited to SIM cards, Bluetooth items, batteries, and charging devices; any other technology that is found to be in furtherance of possessing or using a communication device prohibited under Section 944.47(1)(a)6., F.S. 60 DC + All GT

Section 3-15 No change.

Section 4-8 No change.

Section 9-1 through 9-36 No change.

Section 9-37 Unauthorized use of or tampering with a computer, computer peripheral device, or any other office equipment. Other office equipment includes copying machines, facsimile machines, postage meters, or any other device utilized in an office or office-like environment. 60 DC + All GT

Section 10-11 No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.14, 944.279, 944.28 FS. History–New 3-12-84, Amended 1-10-85, Formerly 33-22.12, Amended 12-30-86, 9-7-89, 11-22-90, 6-2-94, 10-1-95, 3-24-97, 7-9-98, 8-13-98, Formerly 33-22.012, Amended 9-30-99, 6-7-00, 4-18-02, 10-10-04, 1-9-05, 4-17-05, 6-5-05, 10-27-05, 10-12-06, 11-8-07, 5-18-08, 11-9-08,_____.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 21, 2009

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.901 RULE TITLE: Confidential Records

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to move language related to maintenance of and access to inmate medical and substance abuse clinical files to a new proposed Rule 33-401.701, F.A.C., to provide one location for all medical and substance abuse file provisions for easier access.

SUMMARY: The proposed rule eliminates the provisions regarding medical and substance abuse clinical files, as those provisions will be moved to proposed Rule 33-401.701, F.A.C.

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

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

SPECIFIC AUTHORITY: 20.315, 944.09, 945.10 FS.

LAW IMPLEMENTED: 119.07, 944.09, 945.10, 945.25 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.901 Confidential Records.

(1) Inmate and offender access to records or information.

(a) No change.

(b) Inmate and offender access to their own medical or substance abuse clinical files is addressed in Rule 33-401.701, F.A.C records.

~~1. Definitions.~~

a. ~~“Medical record” as used in this rule includes the inmate’s medical, mental health, and dental files maintained by the department.~~

b. ~~“Protected health information” or “PHI” as used in this rule means individually identifiable health information about an inmate or offender.~~

e. ~~“Psychotherapy notes” as used in this rule means notes recorded by a mental health professional documenting or analyzing the contents of conversation during a private or group session. The term does not include medication prescription and monitoring, session start and stop times, the modalities and frequencies of treatment furnished, results of clinical tests, and any summary of the following: diagnosis, functional status, treatment plan, symptoms, prognosis, and progress to date.~~

d. ~~“Substance abuse clinical record” as used in this rule means the department inmate file containing all written documents and records, including department forms compiled to detail an inmate’s substance abuse history, substance abuse screening, assessment, intervention, and other substance abuse services, including the results of urinalysis testing done for treatment, program participation, and admission and discharge summaries.~~

e. ~~“Substance abuse progress notes” as used in this rule means notes recorded by a substance abuse health care professional documenting or analyzing the contents of conversation during a private or group session. The term does not include session start and stop times, the modalities and frequencies of treatment furnished, results of clinical tests, and any summary of the following: diagnosis, functional status, treatment plan, symptoms, prognosis, and progress to date.~~

2. ~~An inmate shall be allowed to have access to his own medical record and, if such exists, his own substance abuse clinical record. An inmate desiring access to his own medical record shall submit a written request to the health services administrator or his designee; an inmate desiring access to his own substance abuse clinical record shall submit a written request to the substance abuse program manager or his designee.~~

3. ~~The department does not maintain medical records or substance abuse clinical records on offenders under community supervision. Access to records maintained by treatment providers under contract with the department should be requested by contacting the treatment provider.~~

4.a. ~~Inmates shall have no access to psychotherapy notes or substance abuse progress notes maintained in the department’s records.~~

b. ~~Inmates and offenders shall have no access to health information compiled in reasonable anticipation of, or for use in, a civil, criminal, or administrative action or proceeding.~~

5. ~~The request for access shall be denied in whole or in part due to any of the following reasons:~~

a. ~~The request is for records or information identified in subparagraph 4. above.~~

b. ~~The request is for PHI that was obtained from someone other than a health care provider under a promise of confidentiality and the access requested would with reasonable likelihood reveal the source of the information.~~

e. ~~The request is for information not maintained or no longer maintained by the department in its files.~~

d. ~~There has been a determination by a licensed or certified health care professional that:~~

I. ~~The requested access is reasonably likely to endanger the life or physical safety of the inmate or another person;~~

II. ~~The requested access is to PHI that makes reference to another person (other than a health care provider) and such access is reasonably likely to cause substantial harm to such other person; or~~

III. ~~The access is requested by a personal representative of the inmate and such access is likely to cause substantial harm to the inmate.~~

6. ~~All requests shall be granted, including providing access or copies or both, or denied, in whole or in part, by the health services administrator or his designee or substance abuse program manager or his designee in writing within 30 days of the date of receipt of the request, except that where the requested records are not maintained on site, the department shall provide or deny access, in whole or in part, within 60 days from receipt of the request. If the department is unable to grant or deny, in whole or in part, the request for access within the 30 or 60 day time periods, the department is authorized to extend the time for such action an additional 30 days by providing the inmate a written statement that the time period has been extended for 30 days and the reason(s) for the extension. This extension is available only one time.~~

7. ~~Denials must provide:~~

a. ~~The basis for the denial;~~

b. ~~Information on where the requested information is maintained if sub-subparagraph 5.c. applies, and the department knows where the information is maintained;~~

e. ~~Notification that the inmate may request a review of the denial by submitting a written request to the health services administrator or his designee in the case of medical records, or the substance abuse program manager or his designee in the case of substance abuse clinical records; and~~

d. ~~That the inmate may grieve the denial through the inmate grievance process pursuant to Chapter 33-103, F.A.C.~~

8. ~~Upon written request of the inmate to the staff member designated above, denials based on sub-subparagraph 5.d. shall be reviewed by a licensed or certified health care professional who is designated by the health services administrator or his designee or substance abuse program manager or his designee, and who did not participate in the original decision to deny the request. Review of the denial must be completed within a reasonable time after receipt of the request for review.~~

~~Immediately upon determination on review, the inmate shall be notified in writing of the decision. The determination on review shall be followed by the department.~~

9. ~~Where a request for access to an inmate's medical record or substance abuse clinical record is denied in part, the department shall provide access to the requested record after excluding the information for which access was denied.~~

~~(e) Copies will be provided upon receipt of payment as provided in subsection (2) of this rule, except that when providing the inmate a copy of the requested information would jeopardize either the health, safety, security, custody of the inmate or of other inmates; or the safety of any officer, employee, or other person at the correctional institution or a person responsible for the transporting of the inmate, no copies shall be provided. A denial of copies on this basis shall not be subject to review under subparagraph (b)8. above.~~

(2) No change.

(3) The following records or information contained in department files shall be confidential and shall be released for inspection or duplication only as authorized in this rule or in Rule 33-401.701, F.A.C.:

(a) Medical reports, opinions, memoranda, charts or any other medical record of an inmate or offender, including dental and medical classification reports as well as clinical drug treatment and assessment records; letters, memoranda or other documents containing opinions or reports on the description, treatment, diagnosis or prognosis of the medical or mental condition of an inmate or offender; the psychological screening reports contained in the admission summary; the psychological and psychiatric evaluations and reports on inmates or offenders; health screening reports; Mentally Disordered Sex Offender Status Reports. Other persons may review medical records only when necessary to ensure that the inmate's or offender's overall health care needs are met, or upon a specific written authorization from the inmate or offender whose records are to be reviewed, or as provided by law. If a request for inmate or offender medical records is submitted upon consent or authorization given by the patient inmate or offender, the department's Consent and Authorization for Use and Disclosure, Inspection and Release of Confidential Information, Form DC4-711B, or a legally approved, HIPAA compliant release of protected health information form from another governmental agency shall be utilized in accordance with Rule 33-401.701, F.A.C. Form DC4-711B is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is November 27, 2007. Offenders under supervision, or previously under supervision, who desire information from their own records, shall be referred to the agency or office originating the report or document to obtain such information.

(b) through (8) No change.

~~(9) Any information, whether recorded or not, concerning the identity, diagnosis, prognosis or treatment of any inmate or offender which is maintained in connection with the performance of any alcohol or drug abuse prevention or treatment function shall be confidential and shall be disclosed only as follows:~~

~~(a) With the prior written consent of the inmate or offender. The written consent shall include the following information:~~

- ~~1. The specific name or general designation of the program or person permitted to make the disclosure;~~
- ~~2. The name or title of the individual or the name of the organization to which disclosure is to be made;~~
- ~~3. The name of the inmate or offender;~~
- ~~4. The purpose of the disclosure;~~
- ~~5. How much and what kind of information is to be disclosed;~~
- ~~6. The signature of the inmate or offender; or, when required for an inmate or offender who is incompetent or deceased, the signature of a person authorized to sign in lieu of the inmate or offender;~~

~~7. The date on which the consent is signed;~~

~~8. A statement that the consent is subject to revocation at any time except to the extent that the program or person which is to make the disclosure has already acted in reliance on it.~~

~~9. The date, event, or condition upon which the consent will expire if not revoked before. This date, event, or condition must ensure that the consent will last no longer than reasonably necessary to serve the purpose for which it is given.~~

~~If a request for inmate medical records is submitted upon consent given by the patient inmate/offender, the department's Consent and Authorization for Use and Disclosure, Inspection and Release of Confidential Information, Form DC4-711B, or a legally approved, HIPAA compliant release of protected health information form from another governmental agency shall be utilized in order to obtain medical records held by the department.~~

~~(b) Pursuant to 42 C.F.R. Part 2, the department is authorized to disclose information about an inmate or offender to those persons within the criminal justice system who have made participation in the program a condition of the disposition of any criminal proceedings against the inmate or offender or of the inmate or offender's parole or other release from custody if:~~

~~1. The disclosure is made only to those individuals within the criminal justice system who have a need for the information in connection with their duty to monitor the inmate or offender's progress; and~~

~~2. The inmate or offender has signed Form DC4-711B meeting the requirements of paragraph (9)(a) except for the revocation provision in subparagraph (9)(a)8. This written consent shall state the period during which it remains in effect. This period shall be reasonable, taking into account:~~

- a. The anticipated length of the treatment;
- b. The type of criminal proceeding involved, the need for the information in connection with the final disposition of that proceeding, and when the final disposition will occur; and
- c. Such other factors as the program, the inmate or offender, and the persons who will receive the disclosure consider pertinent. The written consent shall state that it is revocable upon the passage of a specified amount of time or the occurrence of a specified, ascertainable event. The time or occurrence upon which consent becomes revocable shall be no later than the final disposition of the action in connection with which consent was given.

(c) A disclosure may not be made on the basis of a consent which:

- 1. Has expired;
- 2. On its face substantially fails to conform to any of the requirements set forth in paragraph (9)(a) above;
- 3. Is known to have been revoked; or
- 4. Is known, or through a reasonable effort could be known, by the person holding the records to be materially false.

(d) Each disclosure made with the inmate or offender written consent shall be accompanied by the following written statement:

This information has been disclosed to you from records protected by federal confidentiality rules (42 C.F.R. Part 2). The federal rules prohibit you from making any further disclosure of this information unless further disclosure is expressly permitted by the written consent of the person to whom it pertains or as otherwise permitted by 42 C.F.R. Part 2. A general authorization for the release of medical or other information is NOT sufficient for this purpose. The federal rules restrict any use of the information to criminally investigate or prosecute any alcohol or drug abuse patient.

(e) Whether or not the inmate or offender has given written consent, 42 C.F.R. Part 2 permits disclosure of information as follows:

- 1. To medical personnel to the extent necessary to meet a medical emergency and for continuity of care;
- 2. To qualified personnel for the purpose of conducting scientific research, management audits, financial audits, or program evaluation, but such personnel shall not identify, directly or indirectly, any individual inmate or offender in any report of such research, audit, or evaluation, or otherwise disclose inmate or offender identities in any manner;
- 3. To communicate within a program or between a program and an entity having direct administrative control over that program;
- 4. To law enforcement officers concerning crimes on program premises or against program personnel, or when a threat to commit such a crime has been made;
- 5. Reports of suspected child abuse and neglect; and

6. If authorized by a court order.

(10) Each employee of the Department of Corrections shall maintain as confidential all medical and mental health, including substance abuse information, regarding any inmate or offender that the employee obtains in conjunction with his or her duties and responsibilities, and shall not disseminate the information or discuss the medical, mental health or substance abuse condition of the inmate or offender with any person except persons directly necessary to the performance of the employee's duties and responsibilities. An employee who has been designated as a member of the healthcare transfer team or is part of a mental health or substance abuse treatment team shall not disseminate inmate medical or substance abuse information or discuss the medical or mental health or substance abuse condition of an inmate with any person except other members of the healthcare transfer team, medical, mental health or substance abuse staff, upper level management at the institution or facility level, regional level and central office level, inspectors from the Inspector General's Office, or department attorneys. Breach of this confidentiality shall subject the employee to disciplinary action. Each employee shall acknowledge receipt and review of Form DC2-813, Acknowledgement of Responsibility to Maintain Confidentiality of Medical Information, indicating that he understands the medical and substance abuse confidentiality requirements. Form DC2-813 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399 2500. The effective date of this form is 2-9-06.

(11) Each inmate assigned as an inmate worker, inmate assistant, substance abuse peer facilitator, or other assignment involving possible contact with health or substance abuse information about other inmates shall maintain as confidential all health or substance abuse information that he sees or hears while performing his duties and responsibilities, and shall not disseminate the information or discuss the medical or substance abuse information with any person except health care staff or substance abuse program staff. Failure to keep health or substance abuse information confidential and private shall subject the inmate to disciplinary action. Each inmate assigned as an inmate worker, inmate assistant, substance abuse peer facilitator, or other assignment involving possible contact with health or substance abuse information about other inmates shall acknowledge receipt and review of Form DC1-206, Inmate Acknowledgement of Responsibility to Maintain Confidentiality of Health or Substance Abuse Information, indicating that he understands the medical and substance abuse confidentiality requirements. Form DC1-206 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399 2500. The effective date of this form is 7-8-03.

Specific Authority 20.315, 944.09, 945.10 FS. Law Implemented 119.07, 944.09, 945.10, 945.25 FS., ~~42 USCS 290 ee 3, 45 CFR Parts 160 and 164.~~ History--New 10-8-76, Amended 6-10-85, Formerly 33-6.06, Amended 1-12-89, 7-21-91, 9-30-91, 6-2-92, 8-4-93, 6-12-96, 10-15-97, 6-29-98, Formerly 33-6.006, Amended 9-19-00, 7-8-03, 2-9-06, 11-27-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sandeep Rahangdale, M.D., Assistant Secretary of Health Services

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 24, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 14, 2008

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: 40B-4.1090
 RULE TITLE: Publications and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The purpose of the proposed rule is to adopt the most current version of the items incorporated by reference. The effect of the proposed rule amendments will incorporate the new flood insurance studies for the Suwannee River and its tributaries.

SUMMARY: This proposed rule will address items incorporated by reference.

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

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

SPECIFIC AUTHORITY: 373.044 FS.

LAW IMPLEMENTED: 373.083, 373.084, 373.085, 373.086, 373.413, 373.416 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Welch, Administrative Assistant, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

40B-4.1090 Publications and Agreements Incorporated by Reference.

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

(b) Columbia County, Florida and Incorporated Areas, Effective February 4, 2009;

~~(c)(b)~~ Dixie County, Florida and Incorporated Areas, Effective September 29, 2006;

~~(d)(e)~~ Gilchrist County, Florida and Incorporated Areas, Revised September 29, 2006;

~~(e)(d)~~ Lafayette County, Florida and Incorporated Areas, Effective September 29, 2006;

~~(f)(e)~~ Suwannee County, Florida and Incorporated Areas, Effective September 28, 2007;:-

(g) Union County, Florida and Incorporated Areas, Effective February 4, 2009.

Specific Authority 373.044 FS. Law Implemented 373.083, 373.084, 373.085, 373.086, 373.413, 373.416 FS. History--New 11-21-02, Amended 5-13-07, 4-21-08,_____.

Copies of the items incorporated by reference may be obtained by contacting: Linda Welch, Administrative Assistant, SRWMD, 9225 CR 49, Live Oak, FL 32060; (386)362-1001.

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 AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the Suwannee River Water Management District

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 19, 2009

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.001
 RULE TITLE: Medicaid Providers Who Bill on the Non-Institutional 081

PURPOSE AND EFFECT: The purpose is to repeal rule 59G-13.001, Medicaid Providers Who Bill on the Non-Institutional 081, because the Non-Institutional 081 claim form is now obsolete. Providers who submitted paper claims on the Non-Institutional 081 claim form must now submit paper claims on the CMS-1500 claim form, which is incorporated by reference in Rule 59G-4.001, F.A.C. The effect will be to repeal Rule 59G-13.001, F.A.C., Medicaid Providers Who Bill on the Non-Institutional 081.

SUMMARY: The proposed repeal of the rule eliminates the requirement that Medicaid providers submit paper claims on the Non-Institutional 081 claim form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this rule repeal will not result in any additional regulatory costs. The rule repeal is budget neutral.

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912 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, April 1, 2009, 2:00 p.m.

PLACE: Agency for Health Care Administration, Building 3, Conference Room D, 2727 Mahan Drive, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Girard, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)488-9711, girardk@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.001 Medicaid Providers Who Bill on the Non-Institutional 081.

Specific Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912 FS. History—New 2-3-05, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Girard

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-52.003
 RULE TITLE: Procedure for Approval of Attendance at Continuing Education Courses

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify CE requirements.

SUMMARY: Requirements for CE will be clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A 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: 478.43(1), (4), 478.50(2), (4)(a), (b) FS.

LAW IMPLEMENTED: 456.013, 456.033, 478.43(4), 478.50(2), (4)(a), (b) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-52.003 Procedure for Approval of Attendance at Continuing Education Courses.

(1) No change.

(2) All licensees shall be awarded contact hours for attendance at all offerings that are approved by the Electrolysis Society of Florida (ESF), or the Electrolysis Association of Florida (EAF), or the American Electrology Association, or the Society of Clinical and Medical Hair Removal, and all offerings from other states which are approved by the states' licensing agency or professional electrology organization which offerings have been approved by the American Electrology Association, or the Society of Clinical and Medical Hair Removal, or any technical school, college or university course taken and successfully completed for the first time by the licensee in a subject area relevant to electrolysis. ~~The licensee shall~~ ~~The automatic approval provided herein is intended only to assist licensees and does not relieve any licensee of the responsibility to provide sufficient verification upon request of the~~ Department Council.

(3) HIV/AIDS and blood-borne disease continuing education requirements. No fewer than and no more than 2 hours each biennium must be obtained by each licensee in

(a) Each licensee is required to complete no later than upon first renewal an approved course offerings on blood-borne diseases including 1 hour on HIV/AIDS education. Approved offerings in HIV/AIDS are those that meet the requirements of Section 465.033, F.S. Courses approved by any Board within the Division of Medical Quality Assurance of the Department of Health pursuant to Section 456.033, F.S., are approved by this council.

(b) One hour of each biennium must be obtained by each licensee in an approved course on blood-borne diseases.

(4) through (7) No change.

Specific Authority 478.43(1), (4), 478.50(2), (4)(a), (b) FS. Law Implemented 456.013, 456.033, 478.43(4), 478.50(2), (4)(a), (b) FS. History-New 6-1-93, Formerly 21M-77.003, 61F6-77.003, Amended 5-11-95, Formerly 59R-52.003, Amended 2-9-98, 2-16-99, 2-17-00, 9-21-00, 8-13-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrolysis Council
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 6, 2009
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 23, 2009

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-26.103
 RULE TITLE: 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 and to incorporate the Individual Request for Continuing Education for Volunteers form.

SUMMARY: Requirements for continuing education credits and license will be clarified; a form will be incorporated into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A 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) Prior to biennial renewal of pharmacist licensure, a licensee shall complete no less than 30 hours of approved courses of continued professional pharmaceutical education within the 24 month period prior to the expiration date of the license. The following conditions shall apply.

(a) Upon a licensee's first renewal of licensure, the licensee must document the completion of one (1) hour of board approved continuing education which includes the topics of Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome; the modes of transmission, including transmission from a healthcare worker to a patient and the patient to the healthcare worker; infection control procedures, including universal precautions; epidemiology of the disease; related infections including tuberculosis (TB); clinical management; prevention; and current Florida law on AIDS and its impact on testing, confidentiality of test results, and treatment of patients. In order to meet this requirement, licensees must demonstrate that the course includes information on the State of Florida law on HIV/AIDS and its impact on testing, reporting, the offering of HIV testing to pregnant women, and partner notification issues pursuant to Sections 381.004 and 384.25, Florida Statutes. Any HIV/AIDS continuing education course taken during the second or subsequent renewal of licensure may be applied to satisfy the general continuing education hours requirement.

~~(b)(a)~~ The initial renewal of a pharmacist license will not require completion of courses of continued professional pharmaceutical education hours if the license was issued less than 12 months prior to the expiration date of the license. If the initial renewal occurs 12 months or more after the initial licensure, then 15 hours of continued professional pharmaceutical education hours shall be completed prior to the renewal of the license but no earlier than the date of initial licensure.

~~(b) Prior to renewal, a licensee must complete, within the 24 month period prior to the expiration date of the license, a one-hour continuing education course approved in advance by the Board on HIV/AIDS that covers the topics contained in Rule 64B16-26.6011, F.A.C. In lieu of completing an HIV/AIDS course, the licensee may complete a course in end of life care and palliative health care, so long as the licensee completed an approved HIV/AIDS course in the immediately preceding biennium. Hours obtained pursuant to this section may be applied by the licensee to the requirements of subsection (1).~~

(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 the Board or the Accreditation Council for Pharmacy

Education (ACPE) on medication errors that covers the study of root-cause analysis, error reduction and prevention, and patient safety topics set forth in Rule 64B16-26.6011, F.A.C. Hours obtained pursuant to this section may be applied by the licensee to the requirements of subsection (1).

(d) Five hours of continuing education in the subject area of risk management may be obtained by attending one full day or eight (8) hours of a board meeting at which disciplinary hearings are conducted by the Board of Pharmacy in compliance with the following:

1. The licensee must sign in with the Executive Director or designee of the Board before the meeting day begins;
2. The licensee must remain in continuous attendance;
3. The licensee cannot receive continuing education credit for attendance at a board meeting if required to appear before the board; and
4. The maximum continuing education hours allowable per biennium under this paragraph shall be ten (10).

(e) A member of the Board of Pharmacy may obtain five (5) hours of continuing education in the subject area of risk management for attendance at one Board meeting at which disciplinary hearings are conducted. The maximum continuing education hours allowable per biennium under this paragraph shall be ten (10).

(f) Up to five hours per biennium of continuing education credit may be fulfilled by the performance of volunteer services to the indigent as provided in Section 456.013(9), F.S., or to underserved populations, or in areas of critical need within the state where the licensee practices. In order to receive credit, the licensee must make application to and receive approval in advance from the Board. Application shall be made on form DH-MQA 1170 (Rev. 02/09), Individual Request for Continuing Education for Volunteers, which is hereby incorporated by reference. The form can be obtained from the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254. One hour credit shall be given for each two hours volunteered ~~worked~~ in the 24 months prior to the expiration date of the license. In the application for approval, the licensee shall disclose the type, nature and extent of services to be rendered, the facility where the services will be rendered, the number of patients expected to be serviced, and a statement indicating that the patients to be served are indigent. If the licensee intends to provide services in underserved or critical need areas, the application shall provide a brief explanation as to those facts. A licensee who is completing community service as a condition of discipline imposed by the board cannot use such service to complete continuing education requirements.

(g) Continuing education credit shall be granted for completion of post professional degree programs provided by accredited colleges or schools of pharmacy. Credit shall be

awarded at the rate of 5 hours of continuing education credit per semester hour completed within the 24 months prior to the expiration date of the license.

(h) Continuing education may consist of post-graduate studies, institutes, seminars, lectures, conferences, workshops, correspondence courses, or other educational opportunities which advance the practice of the profession of pharmacy if approved by the Board. A course shall be approved prior to completion.

(i) In addition to the continuing education credits authorized above, any volunteer expert witness who is providing expert witness opinions for cases being reviewed by the Department of Health pursuant to Chapter 465, F.S., shall receive five (5) hours of credit in the area of risk management for each case reviewed in the 24 months prior to the expiration date of the license, up to a maximum of ten (10) hours per biennium.

(j) At least ten (10) of the required 30 hours must be obtained either at a live seminar, a live video teleconference, or through an interactive computer-based application.

(k) All programs approved by the ACPE for continuing education for pharmacists are deemed 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) General continuing education earned by a non-resident pharmacist in another state that is not ACPE approved, but is approved by the board of pharmacy in the state of residence can be applied to meet the requirements of license renewal in subsection (1) above.

(2)(a) Prior to renewal a consultant pharmacist shall complete no less than 24 hours of Board approved continuing education in the course work specified in Rule 64B16-26.302, F.A.C., within the 24 month period prior to the expiration date of the consultant license. The hours earned to satisfy this requirement cannot be used to apply toward the 30 hours required in subsection (1) above. However, if consultant recertification 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) If the initial renewal of a consultant pharmacist license occurs less than 12 months after the initial licensure, then completion of consultant courses of continuing education hours will not be required.

(c) If the initial renewal of a consultant pharmacist license occurs 12 months or more after the initial licensure, then 12 hours of consultant continuing education hours must be completed prior to the renewal date of the license but no earlier than the date of initial licensure.

(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. 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) If the initial renewal of a nuclear pharmacist license occurs less than 12 months after the initial licensure, then completion of courses of nuclear pharmacy continuing education hours will not be required.

(c) If the initial renewal of a nuclear pharmacist license occurs 12 months or more after the initial licensure, then 12 hours of nuclear pharmacy continuing education hours must be completed prior to the renewal date of the license but no earlier than the date of initial licensure.

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 AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 11, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 18, 2008

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-6.001	General
64E-6.003	Permits
64E-6.004	Application for System Construction Permit
64E-6.005	Location and Installation
64E-6.008	System Size Determinations
64E-6.009	Alternative Systems
64E-6.010	Septage and Food Establishment Sludge
64E-6.0101	Portable Restrooms and Portable or Stationary Holding Tanks
64E-6.011	Abandonment of Systems
64E-6.012	Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units
64E-6.013	Construction Materials and Standards for Treatment Receptacles

64E-6.014	Construction Standards for Drainfield Systems
64E-6.015	Permitting and Construction of Repairs
64E-6.0151	Product Composition
64E-6.023	Certification of Partnerships and Corporations
64E-6.027	Permits
64E-6.028	Location and Installation

PURPOSE AND EFFECT: The proposed changes to Chapter 64E-6, Florida Administrative Code, incorporate recommendations from regulators and industry. The proposed changes have been reviewed by the Technical Review and Advisory Panel.

SUMMARY: The proposed rule incorporates changes reviewed and recommended by the Technical Review and Advisory Panel for onsite sewage treatment and disposal systems. The proposals address existing system tank inspection procedures; operating permits; filters and components; land application of septage; drainfield repairs; portable restrooms; design, construction location and use of septic tanks, dosing systems, drip irrigation systems, performance-based treatment systems, aerobic treatment systems and mound drainfield systems; system abandonment; site evaluations; reports required; and availability of forms.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: These rules potentially impact anyone seeking to design install, maintain, repair, modify or manufacture components for an onsite sewage treatment and disposal system. In addition to \$6600 in rule-promulgation costs, the Department anticipates \$11,400 in new annual costs for the Bureau of Onsite Sewage Programs to review certain new product and system designs. Costs to the regulated industries and public would be for the design of treatment receptacle lids, component labeling, large aerobic treatment units and up-to-date site evaluations. Numerous potential cost savings occur as the proposed rules present additional options for system design, permitting, construction and evaluation.

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: 381.0065, 381.0066, 489.553, 489.557 FS.

LAW IMPLEMENTED: 381.0065, 381.066, 381.0067, 386.041, 489.553, 489.557 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: March 30, 2009, 2:00 p.m.

PLACE: Bureau of Onsite Sewage Programs, Conference Room 240P, Capital Circle Office Center, 4042 Bald Cypress Way, 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 7 days before the workshop/meeting by contacting: Shirley Kugler, Bureau of Onsite Sewage Programs 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713. 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: Gerald Briggs, Chief, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713

THE FULL TEXT OF THE PROPOSED RULES IS:

64E-6.001 General.

(1) through (3) No change.

(4) Except as provided for in Section 381.00655, F.S., any existing and prior approved system which has been placed into use and which remains in satisfactory operating condition shall remain valid for use under the terms of the rule and permit under which it was approved. Alterations that change the conditions under which the system was permitted and approved, sewage characteristics or increase sewage flow will require that the owner, or their authorized representative, apply for and receive reapproval of the system by the DOH county health department, prior to any alteration of the structure, or system. If an applicant requests that the department consider the previous structure's or establishment's most recent approved occupancy, the applicant must provide written documentation that the onsite sewage treatment and disposal system was approved by the department for that previous occupancy. An applicant will be required to complete Form DH 4015, 10/97, Application for Onsite Sewage Treatment and Disposal System Construction Permit, herein incorporated by reference, and provide a site plan in accordance with paragraph 64E-6.004(3)(a), F.A.C., to provide information of the site conditions under which the system is currently in use and conditions under which it will be used. The applicant shall have all system tanks; pumped by a permitted septage disposal service ~~to determine tank volume based on the actual measurements of the tank. A registered septic tank contractor, state-licensed plumber, person certified under Section 381.0101, F.S. or master septic tank contractor shall determine the tank volume and~~ The service pumping the tank shall perform a visual inspection of the tank when the tank is empty to detect any observable defects or leaks in the tank. The tank volume shall be obtained from the tank legend or shall be calculated from measured internal tank dimensions for length, width and depth to the liquid level line or from the measured outside dimensions for length and width minus the wall thickness and depth to the liquid level line. For odd shaped tanks and tanks without a legend, metered water flows from the

refilling of the tank may be used in lieu of measured inside or outside tank dimensions. The person performing the inspection, and shall submit the results to the DOH county health department as part of the application. If a prior approved existing system has been approved by the DOH county health department within the preceding three years, and the system was determined to be in satisfactory operating condition at that time, a new inspection is not required unless there is a record of failure of the system. If it is determined that a new inspection is not required, only the application fee shall be charged for this application and approval. A commercial system out of service for more than one year shall be brought into full compliance with current requirements of this Chapter prior to the system being placed into service. If the use of a building is changed or if additions or alterations to a building are made which will increase domestic sewage flow, change sewage characteristics, or compromise the integrity or function of the system, the onsite sewage treatment and disposal system serving such building shall be brought into full compliance with the provisions and requirements of these rules. Proper well setbacks shall be maintained. Prior to any modification of the system, the owner shall apply for and obtain a permit for modification of the system from the county health department in accordance with Rule 64E-6.004, F.A.C. The permit shall be valid for 18 months from the date of issue. Where building construction has commenced, it shall be valid for an additional 90 days. Necessary site investigations and tests shall be performed at the expense of the owner by either an engineer with soils training who is licensed in the state of Florida pursuant to Chapter 471, F.S., registered septic tank contractors, master septic tank contractors, or persons certified under Section 381.0101, F.S., or department personnel for the appropriate fee specified in Section 381.0066, F.S.

(a) through (g) No change.

(5) through (7) No change.

Specific Authority ~~381.0011(4), (13);~~ 381.0065(3)(a), 489.553(3), 489.557(1) FS. Law Implemented 381.0065, 381.0067, 386.041, 489.553 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10-6.41, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.041, Amended 11-19-97, 2-3-98, 3-22-00, 9-5-00, 5-24-04, 11-26-06, _____.

64E-6.003 Permits.

(1) No change.

(2) System Inspection – Before covering with earth and before placing a system into service, a person installing or constructing any portion of an onsite sewage treatment and disposal system shall notify the county health department of the completion of the construction activities and shall have the system inspected by the department for compliance with the requirements of this Chapter, except as noted in subsection 64E-6.003(3), F.A.C., for repair installations.

(a) through (b) No change.

(c) Final installation approval shall not be granted until the DOH county health department has confirmed that all requirements of this Chapter, including building construction and lot grading are in compliance with plans and specifications submitted with the permit application.

1. through 2. No change.

3. If an operating permit is required for the onsite sewage treatment and disposal system, final installation approval shall not be granted until the operating permit application and fee have been received by the Department.

(d) No change.

(e) Systems which are required to have an annual or biennial operating permit and the structures which they serve shall be inspected by the department at least once per year during the term of the permit to determine compliance with the terms of the operating permit.

(3) through (4) No change.

(5) Operating permits – No business or facility shall occupy a building served by an onsite sewage treatment and disposal system if the building is located in an area zoned or used for industrial or manufacturing purposes or its equivalent; or where a business will generate commercial sewage waste; and no structure shall be occupied ~~or~~ where an aerobic treatment unit or performance-based treatment system is used, until an “Application for Onsite Sewage Treatment and Disposal System Operating Permit” has been received and approved by the department. Form DH 4081, 10/96, “Application for Onsite Sewage Treatment and Disposal System Operating Permit,” is hereby incorporated by reference.

(a) through (b) No change.

(c) Maintenance entities contracting to service aerobic treatment systems and performance-based treatment systems shall obtain a biennial operating permit from the DOH county health department for the system. Persons operating an aerobic treatment unit or performance-based treatment system shall permit department personnel right of entry to the property during normal working hours to allow for effluent sampling or evaluating the general state of repair or function of the system. Persons required to obtain an annual operating permit for an onsite sewage treatment and disposal system in an industrial or manufacturing zone or its equivalent, or where the system receives commercial sewage, shall not ~~also~~ be required to obtain another ~~an annual~~ operating permit for an aerobic treatment unit or performance-based treatment system at that site. Performance-based treatment systems that also include an aerobic treatment unit require only one biennial operating permit for the system.

(6) No change.

Specific Authority ~~154.06(1), 381.0011(4), (13);~~ 381.0065(3)(a), 489.553(3), 489.557(1) FS. Law Implemented ~~381.0012, 381.0025,~~ 381.0065, 381.0067, 386.041 FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.43, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.043, Amended 3-22-00, 4-21-02, 5-24-04, 11-26-06,_____.

64E-6.004 Application for System Construction Permit.

(1) through (2) No change.

(3) The suitability of a lot, property, subdivision or building for the use of an onsite sewage treatment and disposal system shall be determined from an evaluation of lot size, anticipated sewage flow into the proposed system, the anticipated sewage waste strength, soil and water table conditions, soil drainage and site topography and other related criteria. Necessary site investigations and tests shall be performed at the expense of the owner by either an engineer with soils training who is licensed in the State of Florida pursuant to Chapter 471, F.S., by department personnel, registered septic tank contractors, master septic tank contractors, professional soil scientists certified and registered by the Florida Association of Environmental Soil Scientists, and persons certified under Section 381.0101, F.S. Registered septic tank contractors shall perform site evaluations for system repairs only. When determining that the necessary site investigations and tests be performed by an engineer licensed in the State of Florida, the county health department must consider the criteria listed in subsection 64E-6.004(4), F.A.C. Results of site investigations shall be entered on, or attached to, the construction permit application form for consideration by the county health department. Site evaluations shall occur not earlier than 180 days prior to the date the department receives the permit application. Site evaluations remain valid for the life of the permit. The application shall also include the following data:

(a) through (f) No change.

(4) through (8) No change.

(9) All materials incorporated herein may be obtained from the Bureau of Onsite Sewage Programs at www.MyFloridaEH.com or 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

Specific Authority ~~381.0011(4), (13);~~ 381.0065(3)(a), 489.553(3) FS. Law Implemented 381.0065, 489.553 FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.44, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.044, Amended 11-19-97, 3-22-00, 11-26-06,_____.

64E-6.005 Location and Installation.

All systems shall be located and installed so that with proper maintenance the systems function in a sanitary manner, do not create sanitary nuisances or health hazards and do not endanger the safety of any domestic water supply, groundwater or surface water. Sewage waste and effluent from onsite sewage treatment and disposal systems shall not be discharged onto the

ground surface or directly or indirectly discharged into ditches, drainage structures, groundwaters, surface waters, or aquifers. To prevent such discharge or health hazards:

(1) No change.

(2) Systems shall not be located under buildings or within 5 feet of building foundations, including pilings for elevated structures, or within 5 feet of mobile home walls, swimming pool walls, or within 5 feet of property lines except where property lines abut utility easements which do not contain underground utilities, or where recorded easements are specifically provided for the installation of systems for service to more than one lot or property owner.

(a) No change.

(b) Systems shall not be located within 10 feet of water storage tanks in contact with the ground or potable water lines unless such lines are sealed with a water proof sealant within a sleeve of similar material pipe to a distance of at least 10 feet from the nearest portion of the system or the water lines themselves consist of schedule 40 PVC or stronger. In no case shall the ~~sleeved~~ water line be located within 24 inches of the onsite sewage treatment and disposal system. Potable water lines within 5 feet of the drainfield shall not be located at an elevation lower than the drainfield absorption surface. Non-potable water lines shall not be located within 24 inches of the system without backflow devices per subparagraphs 381.0065(2)(1)1. and 2., Florida Statutes, preventers or check valves being installed on the water line ~~so as~~ to preclude contamination of the water system.

(c) No change.

(3) through (7) No change.

(8) Notwithstanding the requirements of this section, where an effluent transmission line consists of schedule 40 PVC ~~or consists of schedule 20 PVC enclosed in a sleeve of schedule 40 PVC~~, the transmission line shall be set back from private potable wells, irrigation wells or surface water bodies by ~~the maximum distance attainable but~~ not less than 25 feet when installed. Effluent transmission lines constructed of schedule 40 PVC shall be set back from property lines and building foundations by not less than 2 feet. Schedule 40 PVC effluent transmission lines shall be set back from potable water lines and storm water lines by no less than 5 feet unless all portions of the ~~bottom of the~~ potable water line or storm water line within 5 feet of the effluent transmission line are:

(a) a minimum of 12 inches above the top of the effluent transmission line and-

(b) sealed with a waterproof sealant within a sleeve of schedule 40 PVC or stronger pipe or the water line itself consists of schedule 40 PVC or stronger pipe.

(9) No change.

Specific Authority ~~381.0011(13), 381.006, 381.0065(3)(a), 489.553, 489.557(1) FS. Law Implemented 154.01, 381.001(2), 381.0011(4), 381.0012, 381.0025, 381.006(7), 381.0061, 381.0065, 381.0067, 386.041, 489.553 FS. History-New 12-22-82, Amended 2-5-85, Formerly 10D-6.46, Amended 3-17-92, 1-3-95, Formerly 10D-6.046, Amended 11-19-97, 2-3-98, 3-22-00, 05-24-04,_____.~~

64E-6.008 System Size Determinations.

(1) No change.

(2) Minimum effective septic tank capacity and total dosing tank capacity shall be determined from Table II. However, where multiple family dwelling units are jointly connected to a septic tank system, minimum effective septic tank capacities specified in the table shall be increased 75 gallons for each dwelling unit connected to the system. With the exception noted in paragraph 64E-6.013(2)(a), F.A.C., all septic tanks shall be multiple chambered or shall be placed in series to achieve the required effective capacity. The use of an approved outlet filter device shall be required. Outlet filters shall be installed within or following the last septic tank or septic tank compartment before distribution to the drainfield. The outlet filter device requirement includes blackwater tanks, but does not include graywater tanks or grease interceptors or laundry tanks. Outlet filter devices shall be placed to allow accessibility for routine maintenance. Utilization and sizing of outlet filter devices shall be in accordance with the manufacturers' recommendations. The approved outlet filter device shall be installed in accordance with the manufacturers' recommendations. The Bureau of Onsite Sewage Programs shall approve outlet filter devices per the department's Policy on Approval Standards For Onsite Sewage Treatment And Disposal Systems Outlet Filter Devices, November, 2008 August 1999, which is herein incorporated by reference.

Table II No change.

(3) through (6) No change.

Specific Authority ~~381.0011(4), (13), 381.0065(3)(a) FS. Law Implemented 381.0065 FS. History-New 12-22-82, Amended 2-5-85, Formerly 10D-6.48, Amended 3-17-92, 1-3-95, Formerly 10D-6.048, Amended 11-19-97, 3-22-00, 9-5-00, 11-26-06,_____.~~

64E-6.009 Alternative Systems.

When approved by the DOH county health department, alternative systems may, at the discretion of the applicant, be utilized in circumstances where standard subsurface systems are not suitable or where alternative systems are more feasible. Unless otherwise noted, all rules pertaining to siting, construction, and maintenance of standard subsurface systems shall apply to alternative systems. In addition, the DOH county health department may, using the criteria in subsection 64E-6.004(4), F.A.C., require the submission of plans prepared by an engineer licensed in the State of Florida, prior to considering the use of any alternative system. ~~The DOH county health department shall require an engineer licensed in the state of Florida to design a system having a total absorption~~

~~area greater than 1000 square feet and shall require the design engineer to certify that the installed system complies with the approved design and installation requirements.~~

(1) through (2) No change.

(3) Mound systems – are used to overcome certain limiting site conditions such as an elevated seasonal high water table, shallow permeable soil overlying slowly permeable soil and shallow permeable soil located over creviced or porous bedrock. Special installation instructions or design techniques to suit a particular site shall, using the criteria in subsection 64E-6.004(4), F.A.C., be specified on the construction permit in addition to the following general requirements.

(a) through (c) No change.

(d) Where the soil material underlying a mound system is of a similar ~~slightly limited~~ textural material as that used in system construction, the mound drainfield size shall be based on estimated sewage flows as specified in Rule 64E-6.008, F.A.C., Table I and upon the quality of fill material utilized in the mound system. When estimated sewage flows are calculated to be less than 200 gallons per day, specifications for system design shall be based on a minimum flow of 200 gallons per day. Maximum sewage loading rates for soils used in mound construction shall be in compliance with the following:

Fill Material	Maximum Sewage Loading Rate to Mound Drain Trench Bottom Surface in gallons per square foot per day	Maximum Sewage Loading Rate to Mound Absorption Bed Bottom Surface in gallons per square foot per day
Sand; Coarse Sand; Loamy Coarse Sand	1.00	0.75
Fine Sand	0.80	0.65
Sandy Loam; Coarse Sandy Loam; Loamy Sand	0.65	0.40
Fine Sandy Loam;	0.35	0.25

Very Fine Sand; Loamy Fine Sand;
Loamy Very Fine Sand

(e) No change.

(f) There shall be a minimum 4 feet separation between the shoulder of the fill and the nearest trench or absorption bed sidewall. Where a portion of the mound slope will be placed adjacent to building foundations, pilings or supports for elevated structures, mobile home walls, swimming pool walls, retaining walls, or similar obstructions there shall be a minimum 5 foot separation between the sidewall of the absorption area and the obstruction. Such obstructions shall impact the slope on no more than 50 percent of the shoulder perimeter. Retaining walls must be designed by a professional engineer licensed in the state of Florida to withstand the lateral earth forces under saturated conditions and to prevent seepage. Where mounds are placed on slopes exceeding 2 percent, the

toe of the slope on the downslope side of the mound shall extend an additional 4 inches for each additional 1 percent of slope. To taper the maximum elevation of the mound at the outer perimeter of the shoulder down to the toe of the slope, additional moderately or slightly limited fill shall be placed at a minimum 2 foot horizontal to 1 foot vertical grade where mound height does not exceed 36 inches. Mound heights which exceed 36 inches shall have a slope not steeper than 3 foot horizontal to 1 foot vertical. The entire mound including slopes, shoulders and the soil cap shall be stabilized with vegetation. Slopes steeper than 5:1 shall be sodded or hydroseeded. Soil caps and unsodded slopes must, at a minimum, be hydroseeded or seeded with grass and a layer of hay or similar cover. Where fill material is present in the amount so as to provide a level surface from the top of the required cover over the system over the area where the slopes would normally be located, no slopes shall be required. For example, if the neighboring lot has been permanently filled to the same level as the applicant’s lot, a five-foot separation from the property line to the system will be required, as opposed to requiring the slope area. Stabilization of a mound shall be the responsibility of the septic tank contractor who constructed the mound system unless the written agreement for system construction clearly states the system owner is responsible. Mound slopes which do not conform to permit requirements shall at a minimum be restored to permit specifications prior to stabilizing. Other synthetic or vegetative covers providing protection from mound erosion equal to or better than sod shall be approved by the State Health Office. Final installation approval shall not be granted until sodding, hydroseeding, or seeding and haying or other approved stabilization of the mound has occurred. No portion of the drainfield or shoulder area shall be covered with asphalt or a concrete driveway or be subject to vehicular traffic. Landscaping features such as boulders or trees which obstruct drainfield or fill shoulder area shall not be used. Hydroseeding shall be performed in accordance with the product manufacturer’s instructions and the Florida Erosion and Sediment Control Inspector’s Manual, Chapter 6, Best Management Practices Vegetation for Erosion Control, herein incorporated by reference.

(g) through (i) No change.

(j) Where moderately limited soil is used to construct a mound system, a low pressure distribution network is required.

(4) No change.

(5) Drip irrigation systems – Drip irrigation systems may, at the option of the applicant, be used in lieu of a mineral aggregate drainfield. Drip irrigation systems shall meet all requirements of this Chapter except as noted below.

(a) Drip irrigation systems shall receive receiving effluent from an approved aerobic treatment unit or a performance based treatment system designed to meet at least secondary treatment standards for CBOD₅ and TSS, and shall meet the following requirements:

1. through 2. No change.

3. In an absorption bed configuration, the drainfield area shall be calculated as extending one foot beyond the sides of the outermost emitter lines. Notwithstanding the provision of paragraph 64E-6.014(5)(b), F.A.C., the individual bed size limitation of 1500 square feet does not apply to drip emitter systems.

4. through 14. No change.

15. For mound systems there shall be a minimum 18-inch separation between the shoulder of the fill and the nearest drip emitter line. Mound system slopes shall be in accordance with paragraph 64E-6.009(3)(f), F.A.C., except that a minimum 2 foot separation is required between the nearest drip emitter line and a building foundation, retaining wall, or similar obstruction. Mound systems shall be stabilized in accordance with paragraph 64E-6.009(3)(f), F.A.C.

16. through 19. No change.

20. All onsite sewage treatment and disposal systems that include a drip effluent disposal system and aerobic treatment unit shall have a biennial ~~an annual~~ operating permit, a maintenance contract with an approved aerobic treatment system maintenance entity, and shall be inspected in accordance with the requirements of this chapter.

21. No change.

22. The hydraulic surge storage requirement of Rule 64E-6.028, F.A.C., does not apply to drip irrigation systems. Drip irrigations shall be used for treating domestic wastewater only.

23. No change.

24. Unobstructed area for drip irrigation systems may be located anywhere on the establishment property that meets the setbacks for unobstructed area and can be accessed via transmission lines, supply lines and return lines installed in accordance with this Chapter. The land containing only transmission lines, supply lines and return lines shall not be included in the calculation of unobstructed area.

25. Supply lines and return lines shall be considered as transmission lines for determining setbacks not specified in this section.

26. Except for slopes required to meet the stabilization requirements of paragraph 64E-6.009(3)(f), F.A.C., the area over the drip irrigation drainfield shall be vegetated with plant species specified by the design engineer. The species specified shall not include trees.

(b) Drip irrigation systems shall be monitored during required maintenance visits by visual inspection of the ground surface above the emitter lines for evidence of soil saturation at the ground surface receiving waste from other treatment devices shall be regulated under Part IV of this Chapter.

(6) No change.

(7) Alternative system component and design approval – After innovative system testing is completed, requests for approval of system components and designs which are not specifically addressed in this chapter shall be submitted to the department’s Bureau of Onsite Sewage Programs.

(a) through (d) No change.

(e) Unless determined unnecessary or impractical by the Department at the time of component approval, effective January 1, 2010, all components shall be labeled with the name of the manufacturer and the model identification of the component. The design, installation and maintenance manual shall show the location of the label and shall include an illustration of a typical label. The label shall be in a location where it will be visible or easily exposed at the time of system inspection. All identifying marks shall be inscribed or affixed at the point of manufacture.

(8) through (10) No change.

Specific Authority ~~381.0011(4), (13)~~, 381.0065(3)(a) FS. Law Implemented 381.0065 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.49, Amended 3-17-92, 1-3-95, Formerly 10D-6.049, Amended 11-19-97, 2-3-98, 3-22-00, 4-21-02, 06-18-03, 11-26-06, _____.

64E-6.010 Septage and Food Establishment Sludge.

(1) through (6) No change.

(7) The food establishment sludge and contents from onsite waste disposal systems shall be disposed of at a site approved by the DOH county health department and by an approved disposal method. Untreated domestic septage or food establishment sludges shall not be applied to the land. Criteria for approved stabilization methods and the subsequent land application of domestic septage or other domestic onsite wastewater sludges shall be in accordance with the following criteria for land application and disposal of domestic septage.

(a) through (p) No change.

(q) Unless required by law to be limited by phosphorous, application ~~Application~~ rates of septage and food establishment sludges are limited by the nitrogen content of the waste.

1. Where the application rate is limited by nitrogen content, the ~~The~~ maximum annual surface application rate of total nitrogen is 500 pounds per acre during any 12-month period. Application of septage shall be applied as evenly as possible during the 12 month period to ensure maximum uptake of nitrogen by the crops used. This equates to 6 dry tons or 40,000 gallons of typical septage per acre per year. However, if the following formula, based on the annual uptake of nitrogen for a given crop is used, the 40,000 gallons of septage applied per acre per year shall be increased if the nitrogen content of the septage will not exceed the nitrogen uptake of the crop.

$$\text{AAR} = \text{N} \div 0.0026$$

AAR is the annual application rate in gallons per acre per 365 day period; and N equals the amount of nitrogen in pounds per acre per 365 day period needed by the crop or vegetation grown on the land. Application methods shall be conducted in a manner which will disperse the treated septage uniformly over the land application site.

2. Where the application rate is limited by phosphorous, the maximum annual surface application rate of total phosphorous is 40 pounds per acre during any 12 month period. Application of septage shall be applied as evenly as possible during the 12 month period to ensure maximum uptake of phosphorous by the crops used. This equates to 2 dry tons or 12,000 gallons of typical septage per year. However, if the following formula, based on the annual uptake of phosphorous for a given crop is used, the 12,000 gallons of septage applied per acre per year shall be increased if the phosphorous content of the septage will not exceed the phosphorous demand of the crop.

AAR=P÷0.0076 if the crop demand is calculated for P₂O₅.

AAR=P÷0.0033 if the crop demand is calculated for P.

AAR is the annual application rate in gallons per acre per 365 day period; and P equals the Crop Phosphorous Demand in pounds per acre per 365 day period calculated for the crop or vegetation grown on the land. Application methods shall be conducted in a manner which will disperse the treated septage uniformly over the land application site.

(r) through (v) No change.

(8) through (10) No change.

Specific Authority ~~381.0011(4), (13)~~; 381.0065(3)(a), 489.553(3) FS. Law Implemented ~~381.0012, 381.0064~~; 381.0065, 386.041, 373.4595 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.52, Amended 3-17-92, 1-3-95, 5-14-96, Formerly 10D-6.052, Amended 3-22-00, 05-24-04, 11-26-06,_____.

64E-6.0101 Portable Restrooms and Portable or Stationary Holding Tanks.

(1) through (6) No change.

(7) Portable Restrooms, Portable Holding Tanks, Stationary Holding Tanks, Mobile Restroom Trailers, Mobile Shower Trailers, and Portable Sinks.

(a) through (g) No change.

(h) Portable restrooms shall be serviced at least weekly and the inside of the structure housing the storage compartment shall be cleaned on each service visit. The waste storage compartment shall be charged with a sanitizer-deodorizer solution prepared in accordance with the sanitizer-deodorizer manufacturer's instructions.

(i) through (x) No change.

(8) No change.

Specific Authority ~~381.0011(4), (13)~~; 381.0065(3)(a), 489.553(3) FS. Law Implemented ~~381.0012~~; 381.0065, 386.041 FS. History—New 5-24-04, Amended 11-26-06,_____.

64E-6.011 Abandonment of Systems.

(1) through (3) No change.

(4) A septic tank serving a single family residence may, at the owner's discretion, be converted into a cistern pursuant to the following procedures:

(a) The applicant shall obtain a system abandonment permit from the county health department.

(b) The permit application shall specify the intended use of the abandoned septic tank.

(c) The activities related to abandoning the onsite sewage treatment and disposal system shall not create a sanitary nuisance.

(d) The septic tank shall be disconnected from the drainfield and from the building sewer pipe.

(e) All work to disconnect, clean and sanitize the septic tank shall be conducted by a registered septic tank contractor or a state-licensed plumber or by the owner of the owner-occupied single family residence being served by the septic tank.

(f) All septage, wash water, and other liquids removed from the tank shall be removed and handled as septage (Rule 64E-6.010, F.A.C.) by a DOH-licensed septage disposal service and disposed of at a DEP-regulated wastewater treatment facility.

(g) The health department shall inspect the tank once it is disconnected, emptied, cleaned, disinfected and filled with water. The inspection shall determine whether all of the following conditions have been met:

1. The tank has been disconnected from the drainfield and the building sewer.

2. The tank is full of water within 12 inches of the top of the tank.

3. The clarity of the water is such that a Secchi disk is visible at the bottom of the tank.

4. The pH of the water in the tank is between 6.0 and 8.0.

5. The free chlorine residual of the water in the tank is ≤ 1.0 ppm.

6. The total coliform count is ≤ 1000 per 100 ml.

7. The fecal coliform count is ≤ 200 per 100 ml.

8. No sanitary nuisance condition exists on the property related to the abandonment activities.

(h) One inspection is included in the abandonment permit fee. The applicant shall pay a reinspection fee for any additional inspection visits necessary until all of the criteria in subparagraphs 64E-6.011(4)(g)1. through 8., F.A.C., are met and final approval of the abandonment is granted by the county health department.

(i) The applicant shall be responsible for all required laboratory fees. All sampling shall be conducted by county health department staff during the final inspection.

(j) The septic tank shall be converted and inspected within 90 days after connection of the building plumbing to the sanitary sewer.

(k) The tank shall not be connected to any irrigation components nor shall the water used for irrigation purposes until final approval of the abandonment has been granted by the county health department.

(l) Upon final approval of the abandonment, use of the tank or the drainfield for sewage storage, treatment or disposal is prohibited and constitutes a nuisance injurious to health as defined by Section 386.041, F.S.

(m) Upon final approval of the abandonment, the water collected in the tank shall be utilized for non-potable, irrigation purposes only.

(n) Persons contemplating this work are advised that working in and around an open septic tank can be dangerous. Activities related to the cleaning and disinfection of the septic tank could expose workers to hazards related to confined workspaces, methane gas, aerosolized pathogens, collapsing tanks and other hazards. The applicant and workers are advised to seek advice from OSHA or experts in occupational safety before undertaking this work.

(o) The applicant is advised to have the tank inspected by a civil engineer or other person qualified to evaluate the condition of the tank and its suitability for the intended use.

Specific Authority ~~154.06, 381.0011, 381.006, 381.0065, 489.553, 489.557~~ FS. Law Implemented ~~154.01, 381.001, 381.0011, 381.0012, 381.0025, 381.006, 381.0061, 381.0065, 381.00655, 381.0066, 381.0067,~~ Part I, Chapter 386 FS. History—New 12-22-82, Amended 2-5-85, Formerly 10D-6.53, Amended 3-17-92, 1-3-95, 6-18-03,_____.

64E-6.012 Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units.

When aerobic treatment units are used for treating domestic and commercial sewage waste, each unit shall be installed, operated and maintained in conformance with the following provisions:

- (1) No change.
- (2) The following additional requirements shall also apply to the construction, design, and operation of aerobic treatment units treating 1500 gallons per day or less:
 - (a) through (h) No change.

(i) A manufacturer, distributor or seller of aerobic treatment units shall furnish, to the State Health Office, in Microsoft Word document format, Portable Document Format (PDF) or other electronic format accepted by the Department, a copy 90 copies of the completion reports and engineering drawings showing the design and construction details of all models of approved Class I units to be constructed or installed under the provisions of this rule. The State Health Office will forward these reports and drawings to each DOH county health department. No aerobic unit shall receive final installation approval until the unit is found to be in compliance with all

provisions of this rule, including compliance with design and construction details shown on the engineering plans filed with DOH county health departments and the State Health Office.

- (j) through (n) No change.
- (2) No change.
- (a) through (e) No change.

(3) An aerobic treatment unit used for treating domestic or commercial sewage flows in excess of 1500 gallons per day ~~but not exceeding 10,000 gallons per day~~ shall be designed and certified by an engineer licensed in the State of Florida. The design shall include an assessment of wastewater strength. The certification shall state that the unit is capable of consistently meeting, at minimum, secondary treatment standards established by DEP in Rule 62-600.420, F.A.C. In addition, the following requirements shall also be met:

- (4) through (5) No change.

Specific Authority ~~154.06(1), 381.0011(4), (13), 381.0065(3)(a), 489.553(3)~~ FS. Law Implemented 381.0065, Part I, Chapter 386 FS. History—New 3-17-92, Amended 1-3-95, Formerly 10D-6.0541, Amended 11-19-97, 4-21-02, 6-18-03, 11-26-06,_____.

64E-6.013 Construction Materials and Standards for Treatment Receptacles.

- (1) through (8) No change.

(9) Pump tanks and pumps – when used as part of an onsite sewage treatment and disposal system, the following requirements shall apply to all pump tanks manufactured for use in Florida unless specifically exempted by other provisions of these rules:

- (a) through (b) No change.
- (c) The electrical conduit and effluent dosing pipe shall exit the dosing chamber;

1. Through the tank outlet using plumbing fittings and reducers to produce a watertight seal or,

2. When risers are used, the electrical line and the effluent dosing pipe may penetrate the riser wall provided the penetration is above the wet season high water table elevation and there is a soil-tight seal around the penetrations. When the top of the dosing tank is placed more than 8 inches below the finished grade, risers shall be used to provide access within 8 inches of the finished grade. Where risers are used, risers shall be attached to the tank in accordance with paragraph 64E-6.013(2)(i), F.A.C. The unused tank outlet shall be sealed with a length of capped PVC pipe installed in accordance with paragraph 64E-6.013(2)(f), F.A.C., or

3. Through a 2 to 4 inch access port installed in the tank lid by the manufacturer as approved by the State Health Office. After installation the port must be sealed with a bonding compound per paragraph 64E-6.013(2)(i), F.A.C. Unused ports shall be sealed watertight with cement or bonding compound or with a length of capped PVC pipe.

(d) When a pump is used as part of a system, the following conditions shall apply.

1. Pumps used to distribute sewage effluent must be certified by the manufacturer to be suitable for such purpose. The use of a timer as a part of any pump system shall not be allowed unless it is part of a design submitted by an engineer, or master septic tank contractor, and is approved by the department. Pumps shall be designed in accordance with the May, 1985, Sump, Effluent and Sewage Pump Manufacturers Association standards for the purpose intended, herein incorporated by reference.

2. through 4. No change.

(10) Transportation and installation.

(a) through (d) No change.

(e) The excavation for the installation of a wastewater receptacle shall be level and free of debris and rocks that could damage the receptacle or prevent proper leveling, backfilling or compaction. Backfill material shall be free of rocks and debris. The installer shall refer to the receptacle manufacturer's installation instructions to prevent the receptacle from settling or floating or from being damaged or distorted.

(11) through (12) No change.

Specific Authority ~~381.0011(4), (13)~~; 381.0065(3)(a) FS. Law Implemented 381.0065 FS. History--New 12-22-82, Amended 2-5-85, Formerly 10D-6.55, Amended 3-17-92, 1-3-95, Formerly 10D-6.055, Amended 11-19-97, 2-3-98, 3-22-00, 4-21-02, 5-24-04, 11-26-06,_____.

64E-6.014 Construction Standards for Drainfield Systems.

(1) through (2) No change.

(3) Low-Pressure dosing – where the total required area of drainfield is greater than 1000 square feet or where the applicant proposes to use low-pressure dosing, an automatic dosing device discharging into a low pressure distribution network consisting of 2 inch or smaller diameter schedule 40 PVC or equal pipe with 1/2 inch or smaller diameter drilled holes shall be used All piping shall use solvent welded connections or equal throughout to prevent dislocation of connections under pressure. The network shall be designed for equal distribution of effluent. For the purposes of this section, equal distribution shall mean that the flow from the least effective hole in the network shall deliver no less than 75% of the flow from the most effective hole. The selected pump capacity (as measured in Gallons Per Minute) versus total dynamic head shall be indicated on a pump curve and shall be shown by calculation to achieve an effluent velocity through the network of at least 2 ft per second to the first exit hole on each lateral. Each line of the pressure network shall individually connect to a pressure manifold and be sealed on their distal ends and shall not be looped with other lines regardless of whether the drainfield is a bed or a trench or whether it is in a mound, filled subsurface installation. Plans and equipment specifications for low-pressure dosing systems shall be approved by the department prior to construction or installation.

(a) through (c) No change.

(d) When a drainfield is installed in slightly limited soil, operating levels shall be adjusted to dose the drainfield a maximum of six times in a 24 hour period. For moderately limited soils the drainfield shall be dosed no more than four ~~two~~ times in a 24 hour period. More frequent dosing may be allowed with systems designed by engineers licensed in the state of Florida.

(e) through (f) No change.

(4) through (6) No change.

Specific Authority ~~381.0011(4), (13)~~; 381.0065(3)(a) FS. Law Implemented 381.0065 FS. History--New 12-22-82, Amended 2-5-85, Formerly 10D-6.56, Amended 3-17-92, 1-3-95, Formerly 10D-6.056, Amended 2-3-98, 3-22-00, 5-24-04, 11-26-06,_____.

64E-6.015 Permitting and Construction of Repairs.

(1) through (2) No change.

(3) When a repair is to be performed on a failing system in which the contractor will be using any method other than drainfield addition or replacement, the following additional permit application information shall be submitted to the county health department by the contractor. ~~This is~~ in addition to the information required in subsections 64E-6.015(1) and (2), F.A.C.

(a) The process used to repair the system. Examples include high-pressure water jetting of drainlines and ~~For example, hydrogen peroxide treatment or~~ high-pressure injection of air alongside the drainfield. Such information shall include the manner in which the proposed repair will take place. The manufacturers recommended method for product use, quantities and concentration of product, shall be included in this information.

(b) through (c) No change.

(4) through (11) No change.

(12) For inspection purposes when a drainfield is repaired using a physical disruption method, such as air injection, the contractor shall mark the location of each injection site in an easily identifiable manner.

~~(a)~~ The county health department shall inspect repairs to determine that the absorption surface of the repaired drainfield is at least six inches above the wet season high water table, to determine the repair process was completed according to the information provided with the repair permit application and to determine the repair site is free of sanitary nuisance conditions.

~~(b) The county health department shall keep a separate file for repairs completed using physical disruption methods. These records shall be used to provide periodic follow-up evaluations of a sampling of these systems to determine the general long term effectiveness of this type of repair. The follow up protocol and evaluation procedure shall be provided by the Bureau of Onsite Sewage Programs.~~

Specific Authority ~~381.0011(4), (13), 381.0065(3)(a)~~ FS. Law Implemented ~~381.0012, 381.0025, 381.0061, 381.0065, 381.0067, 386.041~~ FS. History–New 3-17-92, Amended 1-3-95, 2-13-97, Formerly 10D-6.0571, Amended 2-3-98, 3-22-00, 5-24-04 11-26-06, _____.

64E-6.0151 Product Composition Additive Use.

(1) Any ~~onsite sewage treatment and disposal system additive or drainfield conditioner or restorative~~ product sold or used in the state for use in an onsite sewage treatment and disposal system shall be in compliance with the requirements of Section 381.0065(4)(m), F.S. The following criteria shall be used in determining product compliance.

(a) through (c) No change.

(2) If the Department determines an onsite sewage treatment and disposal system ~~additive or drainfield conditioner or restorative~~ product is not in compliance with the criteria in Rule 64E-6.0151, F.A.C., the Department shall notify the product manufacturer of the items in non-compliance. The product shall be allowed to be continued for sale and use in Florida for a maximum of 90 days from date of receipt of notification of violation. This is to allow the manufacturer an opportunity to exhibit to the department that the product satisfactorily complies with the conditions of Section 381.0065(4)(m), F.S., and this rule. In attempting to demonstrate compliance with Section 381.0065(4)(m), F.S., and this rule, the manufacturer shall provide at a minimum the following information:

(a) A listing of all physical, chemical, biological or other agents which make up the ~~product additive, conditioner or restorative~~ and provide toxicity information for each component. This information shall include trade names, chemical names, and concentrations of all individual or complexed components and the Material Safety Data Sheet (MSDS) for the product. Any trade secret will be treated according to Section 381.83, F.S.

(b) No change.

(c) Test results from a State or EPA-certified laboratory demonstrating that use of the ~~additive, drainfield conditioner or restorative~~ product will not result in violations of surface water or groundwater standards in Rule 64E-6.0151, F.A.C. Tests shall be conducted on the product as sold and the test results shall include:

1. through 2. No change.

(d) No change.

(e) All studies done on the use of the ~~additive, conditioner or restorative~~ product which support or disputes the information required in Rule 64E-6.0151, F.A.C. and which demonstrates the product will not harm public health or the environment and will not impair system components and functioning. Monitoring reports and data from systems in use shall be provided if available.

(f) through (g) No change.

(3) No change.

Specific Authority ~~154.06, 381.0011, 381.006, 381.0065(4)(m)~~ FS. Law Implemented ~~154.01, 381.001, 381.0011, 381.0012, 381.0025, 381.006, 381.0061, 381.0065(4)(m), 381.00655, 381.0066, 381.0067, 386.041~~ FS. History–New 3-22-00, Amended 5-24-04, _____.

64E-6.023 Certification of Partnerships and Corporations.

(1) through (5) No change.

(6) All materials incorporated herein may be obtained from the Bureau of Onsite Sewage Programs at www.MyFloridaEH.com or 4052 Bald Cypress Way, Bin A08, Tallahassee, Florida 32399-1713.

Specific Authority ~~154.06, 381.0011, 381.006, 381.0065, 489.553, 489.557~~ FS. Law Implemented ~~154.01, 381.001, 381.0011, 381.0012, 381.0025, 381.006, 381.0061, 381.0065, 381.00655, 381.0066, 381.0067, Part I, Chapters 386, Part III, Chapter 489~~ FS. History–New 10-25-88, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.076, Amended 4-21-02, 5-24-04, _____.

64E-6.027 Permits.

(1) through (5) No change.

(6) Operating permits – No residence or establishment served by a performance-based treatment system shall be occupied until Form DH 4081, 10/96, “Application for Onsite Sewage Treatment and Disposal System Operating Permit” has been received and approved by the department. Form DH 4081, is hereby incorporated by reference, and is available from the department. Where a performance-based treatment system is used, only one operating permit shall be required for the system.

(a) No change.

(b) The permit shall designate the performance system maintenance entity responsible for the operation and maintenance of the system. At a minimum, the performance system maintenance entity responsible for maintenance of the system shall test, or cause to be tested, the performance-based treatment system in accordance with Part IV of this rule. The frequency of testing shall be specified on the ~~biennial annual~~ operating permit. The operating permit shall also specify the observation interval to assess the operation of the system without taking monitoring samples.

(c) through (e) No change.

(7) All materials incorporated herein may be obtained from the Bureau of Onsite Sewage Programs at www.MyFloridaEH.com or 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

Specific Authority ~~381.0011(13), 381.006, 381.0065(3)(a), 489.553(3), 489.557(1)~~ FS. Law Implemented ~~154.01, 381.001(2), 381.0011(4), 381.0012, 381.0025, 381.006(7), 381.0061, 381.0065, 381.0067, Part I, Chapter 386, 489.553~~ FS. History–New 2-3-98, Amended 4-21-02, 6-18-03, _____.

64E-6.028 Location and Installation.

Performance-based treatment systems shall be installed in compliance with the following.

(1) through (2) No change.

(3) Drainfield designs: The following alterations to drainfield requirements shall be allowed for pressure dosed systems only.

(a) through (e) No change.

~~(4)(f)~~ Hydraulic surge storage – the design shall protect the residence from backflow into the treatment tank. For gravity and pumped systems, the following shall apply:

~~(g)~~ For gravity and pumped systems, the following shall apply:

~~(a)1-~~ For aggregate systems, the porosity shall be calculated at 33%.

~~(b)2-~~ The effective storage volume of the drainfield shall be equal to or greater than 1.5 times the design daily flow.

~~(c)3-~~ The total storage volume of the drainfield shall be equal to or greater than 1.8 times the design daily flow.

~~(h)~~ For any pumped systems, the following shall apply:

~~1. The pump chamber shall be capable of providing the reserve required to make up the difference between the actual drainfield effective and total storage volumes provided and the effective and total storage volumes required, if applicable. In the event of pump failure, the pump chamber shall have a reserve capacity of at least 50% of the design daily flow.~~

~~2. Pumps shall be designed in accordance with the May, 1985 Sump, Effluent and Sewage Pump Manufacturers Association standards for the purpose intended, hereby incorporated by reference.~~

~~(i) Designs that utilize sound engineering principles and groundwater movement modeling to determine appropriate soil replacement and digout criteria for the disbursement of the design daily flow shall be considered. Groundwater mounding shall not be allowed to be within 18 inches of the infiltrative surface under a hydraulic stress equal to 1.5 times the design daily flow.~~

~~(5)(j)~~ Infiltrative surface area reductions shall be allowed for systems designed to reduce the wastewater strength of the effluent where the drainfield is sized based on slightly limited soils. The baseline system shall be used for comparison with a typical average CBOD₅ of 140 mg/l and TSS of 105 mg/l. The maximum reduction in infiltrative surface area shall not exceed the following standards.

~~(a)1-~~ Secondary treatment standards: 25% reduction

~~(b)2-~~ Advanced secondary treatment standards: ~~40~~ 30%

~~(c)3-~~ Advanced wastewater treatment standards: 40%

~~Reductions shall not be permitted if all other design requirements are not met. For example, the hydraulic surge storage requirements in Rule 64E-6.028(3)(f)-(h), F.A.C., above must be sufficient in the drainfield size specified.~~

Specific Authority ~~381.0011(13), 381.006, 381.0065(3)(a), 489.553(3), 489.557(1) FS. Law Implemented 154.01, 381.001(2), 381.0011(4), 381.0012, 381.0025, 381.006(7), 381.0061, 381.0065, 381.0067, 386.041, 489.553 FS. History—New 2-3-98, Amended 3-22-00, _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Dale Holcomb, Environmental Administrator, Bureau of Onsite Sewage Programs

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

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

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 3, 2007 and October 31, 2008

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-15.006	Regulations Relating to Miscellaneous Areas

PURPOSE AND EFFECT: The purpose of the proposed rule change is to establish or revise specific area regulations on miscellaneous areas. The effect of the proposed rule changes will be to establish hunting and fishing seasons, specific area regulations and enable the agency to better manage fish and wildlife resources and public use on miscellaneous areas.

SUMMARY: The proposed rule changes would establish season dates and specific area regulations on miscellaneous areas as follows:

Babcock Ranch Preserve – establish the following open seasons and specific area regulations on the designated hunting area: two four-day archery hunts (quota 40, no exemptions), one three-day muzzleloading gun hunt (quota 40, no exemptions), one three-day general gun for mobility-impaired hunt (quota 25), two two-day family hunts (quota 30, no exemptions), three three-day general gun hunts (quota 40, no exemptions), four two-day small game hunts, two three-day spring turkey hunts (quota 15, no exemptions); prohibit fishing and frogging; prohibit trapping; legal to take – all legal game and wild hog, except quail; allow one antlered and one antlerless deer to be taken per quota permit during the archery season, family hunt and general gun for mobility-impaired hunt; allow one antlered deer per person to be taken during the muzzleloading gun and general gun seasons; allow one turkey to be taken per quota permit during the spring turkey season; public access will be restricted to permitted hunters and youth and allowed only on hunt days and one day prior to each hunt for scouting; prohibit the use of tracked vehicles, airboats, all-terrain vehicles (except during the mobility-impaired hunt), unlicensed and unregistered motorcycles and swamp buggies; allow vehicles to only be operated on named or numbered roads and require vehicles to be parked within 25 feet of an open road or in parking areas; allow the use of all-terrain vehicles during the general gun mobility-impaired hunt by mobility-impaired hunters; require all hunters to enter at a designated entrance, check in and out at the check station and

check all game taken, provide that general wildlife management area rules and regulations related to quota permits shall apply on this area; and provide that outside of the designated hunting area and during periods closed to hunting, public use is allowed only by Babcock Ranch Management LLC.

Kissimmee Chain of Lakes Area – establish a new miscellaneous area with the following open seasons: 30-day archery season, five-day crossbow season, nine-day muzzleloading gun season, 72-day general gun season, 114-day small game season, 58-day fall turkey season, statewide migratory bird season (except crow may be taken during the first phase of crow season only), 37-day spring turkey season; allow wild hog hunting with firearms; fishing and frogging year-round; prohibit trapping; legal to take – all legal game, grouse or bearded turkey only, wild hog, non-protected mammals, furbearers (except bobcat and otter), fish and frogs; prohibit the take of antlerless deer during all seasons; prohibit the take of wild hog with a gun from one-half hour after sunset until one-half hour before sunrise; prohibit hunting deer with dogs; prohibit baiting; prohibit the take of deer on the West Shore, East Shore and Drasdo Units; prohibit the use of centerfire rifles on the West, East and Northwest Shore Units; allow the possession of guns in accordance with Florida Statutes; allow treestands from ten-days prior to archery season through ten-days after the close of general gun season only.

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

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

SPECIFIC AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATES AND TIME: During the regular meeting of the Commission, April 15-16, 2009, 8:30 a.m. – 5:00 p.m. each day

PLACE: Tallahassee-Leon County Civic Center, 505 West Pensacola Street, Tallahassee, Florida 32301

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Diane Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-15.006 Regulations Relating to Miscellaneous Areas.

(1) through (2) No change.

(3) Babcock Ranch Preserve.

(a) Open season (in the designated hunting area):

1. Archery – September 12-15 and 19-22.

2. Muzzleloading gun – October 16-18.

3. Family – October 31-November 1 and January 2-3.

4. General gun for mobility-impaired – October 23-25.

5. General gun – November 13-15, 20-22 and December 18-20.

6. Small game – January 9-24 and February 6-7 (Saturdays and Sundays only).

7. Spring turkey – March 6-8 and 13-15.

8. Fishing and frogging – Prohibited.

(b) Legal to take: All legal game (except quail) and wild hog. One antlered and one antlerless deer may be taken per quota permit during the archery season, family and general gun for mobility-impaired hunts. Only mobility-impaired hunters may take antlerless deer during the general gun for mobility-impaired hunt. One antlered deer may be taken per person and per quota permit during the muzzleloading gun and general gun hunts. One turkey per quota permit may be taken during spring turkey season. Turkey may only be taken during the spring turkey season.

(c) General regulations:

1. Hunting is prohibited except in the designated hunting area(s).

2. Hunting with dogs is prohibited except bird dogs may be used during the small game season.

3. Vehicles shall not be parked further than 25 feet from designated roads or parking areas.

4. The use of tracked vehicles, airboats, all-terrain vehicles, unlicensed and unregistered motorcycles and swamp buggies is prohibited, except that all-terrain vehicles may be used during the general gun for mobility-impaired season by certified mobility-impaired hunters.

5. Hunters shall check in and out at the check station when entering and exiting the area and check all game taken.

6. Vehicles must be operated on named or numbered roads, except ATVs during the mobility-impaired hunt.

7. No deer, wild hog or turkey shall be dismembered until checked at the check station.

8. Hunters shall enter and exit the area at the designated entrance only.

9. The use of centerfire rifles for taking wild turkey during the spring turkey season is prohibited.

10. During periods open to hunting, access is allowed only by those individuals with a valid quota permit or guest permit and only from 1.5 hours before sunrise to 1.5 hours after sunset.

11. Scouting is allowed one day prior to each hunt from 8 a.m. to sunset by individuals in possession of a valid quota permit for that hunt. There are no scout days for small game season.

12. During the mobility-impaired general gun hunt, access is restricted to certified mobility-impaired hunters with quota hunt permits, a non-hunting assistant and one guest permit holder who may also participate in the hunt, but must share the bag limit. All mobility-impaired hunt participants are required to attend a pre-hunt orientation meeting.

13. The regulations contained in Rules 68A-15.004 and 68A-15.005, F.A.C., not in conflict with specific area regulations, shall apply to this area.

14. Outside of the designated hunting area and during periods closed to hunting, public use is allowed only by Babcock Ranch Management LLC.

(4) Kissimmee Chain of Lakes Area.

(a) Open season:

1. Non-migratory game – Zonal seasons established under Rule 68A-13.004, F.A.C.

2. Migratory birds – Statewide regulations established under Rules 68A-13.003 and 68A-13.008, F.A.C., except that open season for crow shall be during the first phase of crow season only.

3. Fishing and frogging – Allowed throughout the year.

(b) Legal to take: All legal game (except the take of turkeys shall be limited to bearded turkey or gobblers), wild hog, non-protected mammals, furbearers (except bobcat and otter), fish and frogs. The take of deer is prohibited in the Drasdo, East, and West Shore Units. The take of antlerless deer is prohibited.

(c) General regulations:

1. Taking wildlife with centerfire rifles is prohibited on the Northwest Shore, East Shore, West Shore and Drasdo Units.

2. Taking deer and furbearers with dogs is prohibited.

3. Dogs on leashes may be used for trailing wounded game.

4. Furbearers – During the zonal antlered deer season only.

5. Shooting frogs shall be allowed only during hunting seasons established for this area and only with guns that are legal to use during each open hunting season.

6. The use of airboats is prohibited in those areas posted as closed to airboat use.

7. Driving a metal object into any tree, or hunting from a tree into which a metal object has been driven, is prohibited.

8. No person shall place, expose or distribute any grain or other food for wildlife except as authorized by permit from the executive director. No person shall take wildlife on any land or waters upon which grain or other food has been deposited.

9. Wild hog may be taken in accordance with the following provisions:

a. Wild hog may be taken throughout the year with no size or bag limit.

b. Wild hog may only be taken with a gun from one-half hour before sunrise to one-half hour after sunset. Wild hog may be hunted without a gun at night.

c. Wild hog may not be transported alive.

10. Non-protected mammals, as defined in paragraph 68A-12.002(9)(a), F.A.C., may be taken during any season open for the taking of game mammals, with no size or bag limit.

11. Possession of guns or firearms is allowed pursuant to the provisions of Florida Statutes, except as prohibited under the legal authority of the landowner, lead managing agency or pursuant to federal law. During periods closed to hunting or when the firearm is not a legal method of take, firearms shall be encased and properly secured in a vehicle, vessel, travel trailer, camper or tent, except those persons in possession of a valid Concealed Weapon or Firearm License may possess concealed handguns. No person shall discharge any gun for testing or target practice, except on a Commission shooting range or at Commission-sponsored events.

12. A South Florida Water Management District permit is required to access that portion of the Rough Island Unit posted as “SFWMD Permit Required.”

13. Hunting or fishing is prohibited on any portion of the area posted as closed to hunting or fishing.

14. Erecting or maintaining treestands more than ten days before the start of archery season or more than ten days after the end of general gun season is prohibited.

PROPOSED EFFECTIVE DATE: JULY 1, 2009

Specific Authority Art. IV, Sec 9, Fla. Const. Law Implemented Art IV, Sec 9, Fla. Const. History—New 12-9-99, Amended 5-13-02, 5-1-03, 5-23-04, 7-1-06, 7-1-08, 7-1-09.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2009
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 5, 2008

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-45.008
 RULE TITLE: Assessment of Administrative Penalties for Violations Relating to Blue Crab Management

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish administrative penalties for violations relating to the management of blue crab. These administrative penalties would apply when criminal violations such as trap molestation, trap theft, illegal bartering of tags, and fishing with untagged traps are committed. The purpose of creating Rule 68B-45.008, F.A.C., is to fulfill a requirement of Section 379.366(4)(a), F.S., that states “the Commission shall adopt by rule the administrative penalties authorized by this subsection”. The proposed draft rule amendment would create a standardized tiered penalty system that would allow the penalties to be assessed relative to the severity of the violation and the number of previous violations up to the maximum amount allowed as defined in Section 379.366, F.S. This proposed rule would be consistent with existing rules establishing administrative penalties for the stone crab and spiny lobster fisheries in Chapters 68B-13 and 68E-18, F.A.C., respectively.

SUMMARY: Rule 68B-45.008, F.A.C., (Assessment of Administrative Penalties for Violations relating to Blue Crab Management) would be created to contain all of the administrative penalties for violations relating to blue crab management. This rule will define the Commission’s policy regarding assessing administrative penalties for convictions of blue crab management program violations relative to the severity of the violation and the number of previous violations and could result in fines up to \$5,000 and permanent revocation of saltwater fishing privileges.

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

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

SPECIFIC AUTHORITY: Article IV, Section 9, Florida Constitution; 379.366 FS.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution; 379.366 FS.

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

DATES AND TIME: April 15-16, 2009, During the regular meeting of the Commission, 8:30 a.m. – 5:00 p.m., each day
 PLACE: Tallahassee-Leon County Civic Center, 505 West Pensacola Street, Tallahassee, FL 32301

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600; (850)487-1764

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-45.008 Assessment of Administrative Penalties for Violations Relating to Blue Crab Management.

(1) For conviction of a violation involving use of blue crab traps without current year trap tags pursuant to paragraph 68B-45.007(7)(b), F.A.C., the Commission shall assess administrative penalties pursuant to Section 379.366(4)(a), Florida Statutes, as follows:

(a) For a first violation:

1. Involving 20 or fewer untagged blue crab traps – \$25 per untagged trap;

2. Involving 21 or more untagged blue crab traps – \$1000.

(b) For a second violation occurring within 24 months of any previous such violation:

1. Involving 5 or fewer untagged blue crab traps – \$50 per untagged trap;

2. Involving 6 to 20 untagged blue crab traps – \$75 per untagged trap and suspension of all blue crab fishing privileges for 12 calendar months;

3. Involving 21 or more untagged blue crab traps – \$2000 and suspension of blue crab fishing privileges for 12 calendar months.

(c) For a third violation occurring within 36 months of two previous such violations:

1. Involving 5 or fewer untagged blue crab traps – \$100 per untagged trap and suspension of all blue crab fishing privileges for 24 calendar months;

2. Involving 6 to 20 untagged blue crab traps – \$2500 and suspension of all blue crab fishing privileges for 24 calendar months;

3. Involving 21 or more untagged blue crab traps – \$5000 and suspension of all blue crab fishing privileges for 24 calendar months.

(d) For a fourth violation occurring within 48 months of three previous such violations, regardless of the number of untagged blue crab traps involved – permanent revocation of all saltwater fishing privileges, including the endorsement holder’s saltwater products license, and all endorsements.

(2) For conviction of a violation involving trap theft, which is the unauthorized possession of another harvester’s blue crab trap gear or removal of another harvester’s blue crab trap contents, the Commission shall assess an administrative penalty of \$5000, permanently revoke all saltwater fishing privileges, including all saltwater products licenses, endorsements, and trap tags allotted to him or her by the Commission, and prohibit the transfer of all endorsements pursuant to Section 379.366(4)(b), Florida Statutes.

(3) For conviction of a violation involving the willful molestation of a blue crab trap, trap line or buoy that is the property of any licenseholder without the permission of that licenseholder, the Commission shall assess an administrative penalty pursuant to Section 379.366(4)(c), Florida Statutes, as follows:

(a) For a first violation – \$2500 and suspension of all blue crab or incidental take endorsements for 12 calendar months.

(b) For a second and each of all subsequent such violations – \$5000 and suspension of all blue crab or incidental take endorsements for 24 calendar months.

(4) For conviction of a violation involving the bartering, trading, leasing, selling, giving, supplying, conspiracy to or aid in bartering, trading, leasing or selling, or agreeing or aiding to supply a blue crab trap tag without authorization from the Commission, the Commission shall assess administrative penalties pursuant to Section 379.366(4)(c), Florida Statutes, as follows:

(a) For a first violation:

1. Involving 5 or fewer blue crab trap tags – \$1000;

2. Involving 6 or more blue crab trap tags – \$1000 and suspension of all blue crab endorsements for the remainder of the license year.

(b) For a second violation occurring within 24 months of any previous such violation:

1. Involving 5 or fewer blue crab trap tags – \$1000 and suspension of all blue crab endorsements for 12 calendar months;

2. Involving 6 or more blue crab trap tags – \$2000 and suspension of all blue crab endorsements for 12 calendar months.

(c) For a third and each subsequent violation occurring within 36 months of two previous such violations:

1. Involving 5 or fewer blue crab trap tags – \$3000 and suspension of all blue crab endorsements for 24 calendar months;

2. Involving 6 or more blue crab trap tags – \$5000 and suspension of all blue crab endorsements for 24 calendar months.

(5) For conviction of a violation involving the possession or use of any blue crab trap tags not issued by the Commission or the unlawful making, altering, forging, counterfeiting or reproducing of blue crab trap tags, the Commission shall assess administrative penalties pursuant to Section 379.366(4)(c), Florida Statutes, as follows:

(a) For a first violation:

1. Involving 15 or fewer illegal blue crab trap tags – \$500;

2. Involving 16 or more illegal blue crab trap tags – \$1000.

(b) For a second violation occurring within 24 months of a previous such violation:

1. Involving 10 or fewer illegal blue crab trap tags – \$1000 and suspension of all blue crab endorsements for 12 calendar months;

2. Involving 11 or more illegal blue crab trap tags – \$2000 and suspension of all blue crab endorsements for 12 calendar months.

(c) For a third and each subsequent violation occurring within 36 months of two previous such violations:

1. Involving 5 or fewer illegal blue crab trap tags – \$3000 and suspension of all blue crab endorsements for 24 calendar months;

2. Involving 6 or more illegal blue crab trap tags – \$5000 and suspension of all blue crab endorsements for 24 calendar months.

(6) For conviction of a violation involving the possession of a number of original trap tags or replacement tags, the sum of which exceeds by one percent the number of traps allowed by Commission rules, the Commission shall assess an administrative penalty of \$5000, and suspend all blue crab endorsements for 24 months pursuant to Section 379.366(4)(c), Florida Statutes.

(7) For conviction of a violation involving the commercial harvest of blue crabs during the time period when the license holder’s blue crab or incidental take endorsements are under suspension, the Commission shall assess an administrative penalty of \$5000 and suspend all blue crab or incidental take endorsements for an additional 24 months to be applied consecutively to the current suspension period pursuant to Section 379.366(4)(c), Florida Statutes.

(8) For conviction of a violation involving fraudulently reporting the actual value of a transferred blue crab endorsement, the Commission shall assess an administrative penalty pursuant to Section 379.366(4)(d), Florida Statutes, as follows:

(a) If the difference between the actual value and the reported value of the endorsement is less than 25% of the actual value – suspension of the purchaser’s blue crab endorsements for six calendar months.

(b) If the difference between the actual value and the reported value of the endorsement is between 25% and 49.9% of the actual value – suspension of all the purchaser’s blue crab endorsements for 12 calendar months.

(c) If the difference between the actual value and the reported value of the endorsement is equal to or greater than 50% of the actual value – permanent revocation of all the purchaser’s blue crab endorsements.

(9) Immediately upon receiving a citation for a violation referenced in subsections (3)-(7) the commercial harvester is prohibited from transferring any blue crab endorsement until said violation is adjudicated, pursuant to Section 379.366(4)(c), Florida Statutes.

(10) If blue crab effort management endorsement privileges are suspended for a violation referenced in subsections (3)-(7) a commercial harvester is prohibited from transferring any blue crab endorsement until the period of suspension expires, pursuant to Section 379.366(4)(c), Florida Statutes.

(11) For purposes of this rule, a conviction is any judicial disposition other than acquittal or dismissal.

(12) A blue crab endorsement will not be renewed by the Commission until all fees and administrative penalties are paid in full.

PROPOSED EFFECTIVE DATE: JULY 1, 2009

Specific Authority Art. IV, Sec. 9, Fla. Const., 379.366 FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.366 FS. History–New 7-1-09.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mark Robson, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301; (850)487-0554

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 5, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-5.0024
RULE TITLE: Remittances to the Regulatory Trust Fund

PURPOSE AND EFFECT: To increase the fee for each preneed contract written.

SUMMARY: The proposed change will increase the amount of the preneed quarterly remittance paid by preneed licensees, from its current level of \$4 per preneed contract sold, to \$6 per preneed contract sold.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs to small businesses but will increase the fee paid by preneed licensees, many of which are small business

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

SPECIFIC AUTHORITY: 497.103, 497.453(1) FS.

LAW IMPLEMENTED: 497.453(6), (9) 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-5.0024 Remittances to the Regulatory Trust Fund.

The amounts required to be remitted by a preneed licensee to the Regulatory Trust Fund, pursuant to the provisions of Section 497.453(9), F.S., shall be determined in accordance with the following criteria:

- (1) No change.
- (2) Beginning with contracts written July 1, ~~2009~~ ~~1997~~, each preneed licensee shall remit to the Regulatory Trust Fund of the Department of Financial Services a fee of ~~\$6.00~~ ~~4.00~~ for each preneed contract written; regardless of any payments made by the purchaser.
- (3) No change.

Specific Authority 497.103, 497.453(1) FS. Law Implemented 497.453(9) FS. History–New 5-13-97, Amended 12-12-00, Formerly 3F-5.0024,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-5.003
 RULE TITLE: Application for Registration of a Preneed Sales Agent

PURPOSE AND EFFECT: To remove language requiring an application fee of \$100 for each biennial period and to add language establishing a fee for licensure, additional appointments and biennial renewal of preneed sales agent appointments.

SUMMARY: The rule amendment would establish a fee paid by Preneed Sales Agents for additional appointments of \$250.00 and appointment renewals, of \$250.00 biennially. The rule amendment would increase the fee paid by Preneed Sales Agents for their initial combination license and appointment, by \$150.00.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs to small businesses but will increase the fees paid by Preneed Sales Agents, many of which are small business.

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

SPECIFIC AUTHORITY: 497.103(5), 497.140(1), 497.466(2) FS.

LAW IMPLEMENTED: 497.466(2)(h), 497.466(7)(f) 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-5.003 Application for Registration of a Preneed Sales Agent.

(1) Each person desiring to obtain registration as a preneed sales agent for a preneed licensee shall apply to the Board by submitting the following by certified mail:

(a) No change.

(b) Fees.

1. The fee for licensure and initial appointment as a preneed sales agent shall be \$250.

2. The fee for each additional appointment shall be \$250.

3. The fee for biennial renewal of a preneed sales agent appointment shall be \$250.

The above fees shall be effective on the later of July 1, 2009, or this rule becoming effective. A non-refundable application fee of \$100 which shall be the fee for the biennial period beginning March 1 of each even numbered year or any part thereof.

(2) through (8) No change.

Specific Authority 497.103, 497.466(2) FS. Law Implemented 497.466 FS. History--New 4-25-94, Formerly 3F-5.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-12.002
 RULE TITLE: Procedure for Licensing a Monument Establishment

PURPOSE AND EFFECT: To increase the initial license fee for monument establishments and to create a biennial renewal fee for monument establishments.

SUMMARY: The rule amendment will establish a biennial license renewal fee for existing Monument Establishments of \$250. The rule amendment would increase the fee paid by Monument license applicants by \$250 biennially for the initial two-year Monument Establishment license.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs to small businesses but will increase the fees paid by Monument Establishments, many of which are small business.

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

SPECIFIC AUTHORITY: 497.103(1), 497.105(5) FS.

LAW IMPLEMENTED: 120.60(2), 497.361 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-12.002 Procedure for Licensing a Monument Establishment.

(1) Each person desiring to obtain a license as a monument establishment shall apply to the Department by submitting the following:

(a) No change.

(b) A non-refundable initial license fee of \$450 ~~200~~ which shall be the fee for the biennial licensing period beginning October 1 of each odd numbered year or any part thereof.

(c) The biennial renewal fee for a Monument Establishment license shall be \$250.

(2) through (6) No change.

Specific Authority 497.103(1), 497.105(5) FS. Law Implemented 120.60(2), 497.361 FS. History–New 3-3-97, Formerly 3D-30.050, 69K-100.050, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-12.011
RULE TITLE: Annual Inspection Fees for Monument Builders

PURPOSE AND EFFECT: To increase the annual inspection fee for monument builders.

SUMMARY: The rule amendment would increase the annual inspection fee paid by Monument Builders by \$125.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs to small businesses but will increase the fees paid by Monument Builders, many of which are small business.

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

SPECIFIC AUTHORITY: 497.103(1)(bb), (5)(a), 497.553(1) FS.

LAW IMPLEMENTED: 497.103(1)(bb), 497.553(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-12.011 Annual Inspection Fees for Monument Builders.

Each monument builder shall pay an annual inspection fee of \$225 ~~100~~ that is payable upon application for licensure and upon each renewal of such license.

Specific Authority 497.103(1)(bb), (5)(a), 497.553(1) FS. Law Implemented 497.103(1)(bb), 497.553(1) FS. History–New 5-16-07, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-17.003
RULE TITLE: Fees

PURPOSE AND EFFECT: To increase the biennial active status fees for embalmers, funeral directors and funeral directors/embalmer.

SUMMARY: The rule amendment would increase the license renewal fee paid by Funeral Directors, by \$125.00 biennially. The rule amendment would increase the license fee paid by Funeral Directors & Embalmer combination licensees, by \$125.00 biennially. The rule amendment would increase the license fee paid by Embalmers, by \$215.00 biennially. The rule amendment would increase the inactive license fee paid by Embalmers, Funeral Directors, and direct disposers, by \$325.00 biennially.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs to small businesses but will increase the fees paid by funeral directors, embalmers and direct disposers, many of which are small businesses.

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: 497.103, 497.140, 497.378, 497.379 FS.

LAW IMPLEMENTED: 497.140, 497.368, 497.373, 497.378, 497.379, 497.603 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-17.003 Fees.

(1) No change.

(2) The following biennial active status fees are prescribed by the Board:

(a) Biennial active status fee for license of embalmer shall be ~~\$375 one hundred sixty dollars (\$160.00)~~.

(b) Biennial active status fee for license of funeral director shall be ~~\$375 two hundred fifty dollars (\$250.00)~~.

(c) Biennial active status fee for license renewal of funeral director/embalmer shall be ~~\$375 two hundred fifty dollars (\$250.00)~~.

(3) through (4) No change.

(5) Renewal of an inactive license for an embalmer, funeral director or direct disposer shall be subject to a fee of ~~\$375 50.00~~. Renewal of an inactive license for funeral director/embalmer shall be subject to a fee of ~~\$375 one hundred dollars (\$100.00)~~.

(6) through (12) No change.

Specific Authority 497.103, 497.140, 497.378, 497.379 FS. Law Implemented 497.140, 497.368, 497.373, 497.378, 497.379, 497.603 FS. History—New 11-11-79, Amended 8-18-82, 4-10-84, Formerly 21J-17.03, Amended 3-10-91, 11-15-92, Formerly 21J-17.003, Amended 4-10-94, 1-10-95, 5-1-96, 9-10-96, 10-13-97, 1-4-98, 2-16-98, 10-12-98, 11-11-99, Formerly 61G8-17.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-17.0030 Direct Disposer/Establishment; Fees
PURPOSE AND EFFECT: To increase the application fee and renewal fee for direct disposer; and to increase the application fee for direct disposal establishments.

SUMMARY: The rule amendment would increase the license fee paid by Direct Disposal Establishments, by \$150.00 biennially for their initial two-year license. The rule amendment would increase the license fee paid by Direct Disposal, by \$75.00 biennially for their initial two-year license under; and by \$125.00 biennially to renew existing licenses.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs on small businesses but will increase the fees paid by direct disposer applicants, existing direct disposers and direct disposal establishment applicants many of which are small businesses.

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: 497.103, 497.140, 497.602, 497.603, 497.604 FS.

LAW IMPLEMENTED: 497.140, 497.602, 497.603, 497.604 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-17.0030 Direct Disposer/Establishment; Fees.

(1) The direct disposer nonrefundable application fee shall be ~~\$375 300~~.

(2) The direct disposer renewal fee shall be ~~\$375 250~~.

(3) The direct disposal establishment nonrefundable application fee shall be ~~\$450 300~~.

Specific Authority 497.103, 497.140, 497.602, 497.603, 497.604 FS. Law Implemented 497.140, 497.602, 497.603, 497.604 FS. History—New 3-10-98, Formerly 61G8-17.0030, Amended 7-3-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 30, 2009

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

RULE NO.: 69K-21.004 RULE TITLE: Fees
PURPOSE AND EFFECT: To increase the application fee, biennial renewal and the annual inspection fee for funeral establishments.

SUMMARY: The rule amendment would increase the applicant fee paid by funeral homes by \$50.00 for the initial two-year funeral home license; and by \$150.00 biennially to renew existing licenses. The rule amendment would also increase the annual inspection fee paid by funeral homes by \$125.00 per year.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any direct transactional costs to on small businesses but will increase the fees paid by funeral homes, many of which are small businesses.

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: 497.103, 497.104, 497.380 FS.
LAW IMPLEMENTED: 497.104, 497.146, 497.365(7), 497.380 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

- 69K-21.004 Fees.
- (1) The application fee for a funeral establishment shall be ~~\$300.00~~ ~~\$250~~ and will include licensure for the remainder of the biennium during which license application is granted.
- (2) The biennial renewal fee for funeral establishments shall be ~~\$450.00~~ ~~\$300~~.
- (3) Each funeral establishment shall pay an annual inspection fee of ~~\$225.00~~ ~~\$100~~ payable upon application and upon each biennial renewal.
- (4) through (8) No change.

Specific Authority 497.103, 497.140, 497.380 FS. Law Implemented 497.140, 497.146, 497.365(7), 497.380 FS. History--New 2-13-80, Formerly 21J-21.04, Amended 3-29-90, 12-18-90, Formerly 21J-21.004, Amended 3-30-94, 5-1-96, 9-17-97, 10-29-97, 2-16-98, 11-17-99, 12-28-00, Formerly 61G8-21.004,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

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

RULE NO.: 69K-22.003 RULE TITLE: Fees

PURPOSE AND EFFECT: To increase the application and inspection fees for cinerator facilities.

SUMMARY: The rule amendment would increase the application fee paid by cinerator facilities by \$150.00 for the initial two-year license; and by \$150.00 biennially to renew existing license. The rule amendment would also increase the annual inspection fee paid by those entities by \$125.00.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs to small businesses but will increase the fees paid by cinerator facilities, many of which are small businesses.

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: 497.103, 497.104, 497.606 FS.
LAW IMPLEMENTED: 497.104, 497.606 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

- 69K-22.003 Fees.
- (1) The application fee for a cinerator facility shall be ~~\$450.00~~ ~~\$300.00~~ and will include licensure for the remainder of the biennium during which license application is granted.

(2) The biennial renewal fee for cinerator facilities shall be ~~\$450.00~~ ~~\$300.00~~.

(3) Each cinerator facility shall be charged \$225.00 ~~\$100.00~~ for each annual inspection. These shall be paid biennially, at the same time as the renewal fee.

(4) through (5) No change.

Specific Authority 497.103, 497.140, 497.606 FS. Law Implemented 497.140, 497.606 FS. History–New 2-13-80, Formerly 21J-22.03, Amended 4-1-90, 12-18-90, Formerly 21J-22.003, Amended 2-21-95, 7-4-95, 9-17-97, 2-16-98, 11-17-99, Formerly 61G8-22.003, Amended 7-3-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Funeral, Cemetery, and Consumer Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 30, 2009

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-23.004 RULE TITLE: Direct Disposal Establishments
PURPOSE AND EFFECT: To increase the biennial renewal and inspection fees for direct disposal establishments.

SUMMARY: The rule amendment would increase the biennial renewal fee paid by Direct Disposal Establishments by \$100.00; and will increase the annual inspection fee by \$125.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any direct transactional costs to small business but will increase the fee paid by Direct Disposal Establishments, many of which are small businesses.

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: 497.103, 497.104, 497.604 FS.

LAW IMPLEMENTED: 497.104, 497.604 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-23.004 Direct Disposal Establishments.

(1) through (5) No change.

(6) The biennial renewal fee for direct disposal establishments shall be ~~\$400~~ ~~300~~.

(7) There shall be an annual inspection fee of \$225 ~~100~~ for each direct disposal establishment.

(8) through (9) No change.

Specific Authority 497.103, 497.140, 497.604 FS. Law Implemented 497.140, 497.604 FS. History–New 2-13-80, Amended 11-8-82, 8-16-83, Formerly 21J-23.04, Amended 6-5-90, Formerly 21J-23.004, Amended 4-10-94, 9-17-97, 1-4-98, 2-16-98, 5-17-98, 2-17-00, 6-14-00, 11-20-00, Formerly 61G8-23.004, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Funeral, Cemetery, and Consumer Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 30, 2009

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-24.020 RULE TITLE: Licensure of Removal Services
PURPOSE AND EFFECT: To increase the application and renewal fees for removal services.

SUMMARY: The rule amendment would increase the application fee paid by Removal Services by \$50.00 for the initial two-year license. The rule amendment would also increase the annual inspection fee paid by Removal Services by \$125.00 per year.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs on small businesses but will increase the fees paid by Removal Services, many of which are small businesses.

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: 497.103, 497.385 FS.

LAW IMPLEMENTED: 497.385 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-24.020 Licensure of Removal Services.

(1) No change.

(2) Removal services shall apply to the Department to be registered and shall pay a nonrefundable application fee of \$300 ~~\$250~~ together with an annual inspection fee of ~~\$225 one hundred dollars (\$100)~~ for each year for which the initial license will be issued.

(3) Removal services shall apply to the Department for renewal of registration and shall pay a nonrefundable renewal fee of \$300 together with the annual inspection fee of ~~\$225 one hundred dollars (\$100)~~ for each year for which the license will be issued.

(4) No change.

Specific Authority 497.103, 497.385 FS. Law Implemented 497.385 FS. History—New 5-21-95, Amended 9-18-95, 9-17-97, 2-16-98, Formerly 61G8-24.020, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-24.030 Licensure of Refrigeration Services

PURPOSE AND EFFECT: To increase the application and renewal fees for refrigeration services.

SUMMARY: The rule amendment would increase the application fee paid by Refrigeration Services by \$50.00 for their initial two-year Refrigeration Services license. The rule amendment would also increase the annual inspection fee paid by Refrigeration Services by \$125.00.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not impose any indirect transactional costs on small businesses but will increase the fess paid by Refrigeration Services, many of which are small businesses.

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: 497.103, 497.385 FS.

LAW IMPLEMENTED: 497.385 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-24.030 Licensure of Refrigeration Services.

(1) No change.

(2) Refrigeration services shall apply to the Department to be registered and shall pay a nonrefundable application fee of \$300 ~~\$250~~ together with an annual inspection fee of ~~\$225 one hundred dollars (\$100)~~ for each year for which the initial license will be issued.

(3) Refrigeration services shall apply to the Department for renewal of registration and shall pay a nonrefundable renewal fee of \$300 together with the annual inspection fee of ~~\$225 one hundred dollars (\$100)~~ for each year for which the license will be issued.

(4) No change.

Specific Authority 497.103, 497.385 FS. Law Implemented 497.385 FS. History—New 5-21-95, Amended 9-17-97, 8-10-98, Formerly 61G8-24.030, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-24.040 Licensure of Centralized Embalming Facilities

PURPOSE AND EFFECT: increase the application, inspection and renewal fees for centralized embalming facilities.

SUMMARY: The rule amendment would increase the application fee paid by Centralized Embalming Facilities by \$25.00 for the initial two-year Centralized Embalming Facilities license. The rule amendment would also increase the annual inspection fee paid by Centralized Embalming Facilities by \$125.00.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule

will not impose any indirect transactional costs on small businesses but will increase the fess paid by Centralized Embalming Facilities, many of which are small businesses.

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: 497.103, 497.385 FS.

LAW IMPLEMENTED: 497.385 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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-24.040 Licensure of Centralized Embalming Facilities.

(1) No change.

(2) Centralized embalming facilities shall apply to the Department to be registered and shall pay a nonrefundable application fee of ~~\$300~~ ~~\$250~~ together with an annual inspection fee of ~~\$225 one hundred dollars (\$100)~~ for each year for which the initial license will be issued.

(3) Centralized embalming facilities shall apply to the Department for renewal of registration and shall pay a nonrefundable renewal fee of \$300 together with the annual inspection fee of ~~\$255 one hundred dollars (\$100)~~ for each year for which the license will be issued.

(4) through (5) No change.

Specific Authority 497.103, 497.385 FS. Law Implemented 497.385 FS. History—New 7-14-99, Formerly 61G8-24.040, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 7, 2009

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

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF LAW ENFORCEMENT

Office of Inspector General

RULE NOS.:	RULE TITLES:
11N-1.002	Criteria
11N-1.0022	Matching Drug Control Investigative Funding
11N-1.0023	Criminal Gang Investigative Funding
11N-1.003	Limitations on Violent Crime Investigative Reimbursement Funding
11N-1.0031	Limitations on Matching Drug Control Investigative Funding
11N-1.0032	Limitations on Criminal Gang Investigative Funding
11N-1.0051	Procedures for Funding Requests for Drug Control Investigative Funding
11N-1.0052	Procedures for Funding Requests for Criminal Gang Investigative Funding
11N-1.006	Contributions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 1, January 9, 2009 issue of the Florida Administrative Weekly has been withdrawn.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Cost Management and Control

RULE NOS.:	RULE TITLES:
59B-9.010	Purpose of Ambulatory Patient Data Reporting
59B-9.011	Submission of Ambulatory Patient Data
59B-9.013	Definitions
59B-9.014	Schedule for Submission of Ambulatory Patient Data and Extensions
59B-9.015	Reporting Instructions
59B-9.016	Notice of Reporting Deficiencies and Response
59B-9.017	Certification and Audit Procedures

59B-9.018	Ambulatory Patient Data Format – Data Elements, Codes and Standards
59B-9.022	Penalties for Ambulatory Patient Data Reporting Deficiencies
59B-9.023	Ambulatory Patient Data Release
59B-9.030	Purpose of Ambulatory and Emergency Department Patient Data Reporting
59B-9.031	Definitions
59B-9.032	Ambulatory and Emergency Department Data Reporting and Audit Procedures
59B-9.033	Schedule for Submission of Ambulatory and Emergency Department Patient Data and Extensions
59B-9.034	Reporting Instructions
59B-9.035	Certification, Audits, and Resubmission Procedures
59B-9.036	Penalties for Ambulatory Patient Data Reporting and Deficiencies
59B-9.037	Header Record
59B-9.038	Ambulatory Data Elements, Codes and Standards
59B-9.039	Public Records

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 53, December 31, 2008 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NOS.:	RULE TITLES:
59C-1.008	Certificate of Need Application Procedures
59C-1.010	Certificate of Need Application Review Procedures
59C-1.012	Administrative Hearing Procedures
59C-1.013	Monitoring Procedures
59C-1.030	Criteria Used in Evaluation of Applications

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 34, No. 48, November 26, 2008 issue of the Florida Administrative Weekly.

59C-1.008 Certificate of Need Application Procedures.

(1) Letters of Intent and applications subject to comparative review shall be accepted in two batching cycles annually each for hospital beds and facilities and for other beds and programs, as specified in paragraph (g) of this subsection. The category “hospital beds and facilities” includes proposals for new hospital facilities, replacement hospital facilities if

being replaced more than a mile away, acute care beds pursuant to Section 408.036(1)(g), F.S., the establishment of new neonatal level II and level III programs unless otherwise exempt pursuant to Section 408.036(3)(~~l~~)(~~4~~), F.S., and comprehensive medical rehabilitation beds unless otherwise exempt pursuant to Section 408.036(3)(~~j~~)(~~4~~), F.S., and except as provided in Section 408.037(2), F.S., for a general hospital. Unless otherwise directed by Section 408.037(2), F.S., general hospital applications shall conform to the schedules in this rule and will use all the usual application and financial forms described below as applicable. The category “other beds and programs” includes proposals for pediatric open heart surgery, pediatric cardiac catheterization, specialty burn units, organ transplantation, community nursing home projects, hospice programs, hospice inpatient facilities, and intermediate care facilities for the developmentally disabled.

(a) No change.

(b) The contents of the letter of intent shall be consistent with paragraph 408.039(2)(c), F.S., and must be a written communication with an original signature. The applicant is solely responsible for the content and clarity of the letter of intent. The agency shall not assume any facts not clearly stated. Applications should be submitted with one copy printed and any duplicates in electronic media format (DVD).

(c) 1. through 4. No change.

5. Location refers to the health planning subdistricts adopted in Chapter 59C-2, F.A.C., in each program rule under this chapter, or the service districts. The applicant must indicate the subdistrict by name or number. ~~Nursing home~~ Applicants, must also give the name of the county where the proposed project will be located, as provided in Chapter 59C-2, F.A.C.

(d) through (e) No change.

(f) Certificate of Need Application Submission. An application for a certificate of need shall be submitted on AHCA Form CON-1, July 2000~~8~~, which includes a Cover Page, Schedules A or A-Trn, B or B-Trn, C, D, D-1, 1 or 1-Trn, 2, 3, 4, 5, 6, 6A, 7, 7A, 7B, 8, 8A, 9, 10, 11-Trn, and 12, which are incorporated by reference herein. General Hospitals shall submit applications which include Schedules 11, A(H), B(H), C, D(H) in addition to a Cover Page. A paper copy of Form CON-1 or a copy on electronic media and the Schedules may be obtained from:

Agency for Health Care Administration,
 Certificate of Need
 2727 Mahan Drive, Mail Stop 28 Building 1
 Tallahassee, FL 32308.

An electronic version of Form CON-1 and the Schedules are also available at [http://ahca.myflorida.com/MCHQ/CON FA/ Application/index.shtml](http://ahca.myflorida.com/MCHQ/CON_FA/Application/index.shtml) www.fche.state.fl.us.

1. The application must be actually received by the agency by 5:00 p.m. local time on or before the application due date.

2. Applications for projects which exceed the proposed number of beds contained in the letter of intent shall not be deemed complete for review by the agency and shall be withdrawn from further review.

3. Applications may propose a lesser number of beds than that contained in the letter of intent.

4. ~~Applications for a certificate of need for a general hospital must address criteria contained in subsection 408.035(2), F.S., and be submitted on AHCA Form CON-1, July 2008 Application for General Hospital Certificate of Need.~~

(g) Applications Subject to Comparative Review-Batching Cycles. In order that applications pertaining to similar types of services or facilities affecting the same service district or subdistrict may be considered in relation to each other for purposes of comparative review, letters of intent and applications shall be received by the agency no later than dates prescribed in the following schedule:

<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle – 2007</u>	
Summary Need Projections Published in F.A.W.	1-26-07
Letter of Intent Deadline	2-12-07
Application Deadline	3-14-07
Completeness Review Deadline	3-21-07
Application Omissions Deadline	4-18-07
Agency Initial Decision Deadline	6-15-07

<u>Hospital Beds and Facilities</u>	
<u>2nd Batching Cycle – 2007</u>	
Summary Need Projections Published in F.A.W.	7-27-07
Letter of Intent Deadline	8-13-07
Application Deadline	9-12-07
Completeness Review Deadline	9-19-07
Application Omissions Deadline	10-17-07
Agency Initial Decision Deadline	12-14-07

<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle – 2008</u>	
Summary Need Projections Published in F.A.W.	1-25-08
Letter of Intent Deadline	2-11-08
Application Deadline	3-12-08
Completeness Review Deadline	3-19-08
Application Omissions Deadline	4-16-08
Agency Initial Decision Deadline	6-13-08

<u>Hospital Beds and Facilities</u>	
<u>2nd Batching Cycle – 2008</u>	
Summary Need Projections Published in F.A.W.	7-25-08
Letter of Intent Deadline	8-11-08
Application Deadline	9-10-08

Completeness Review Deadline	9-17-08
Application Omissions Deadline	10-15-08
Agency Initial Decision Deadline	12-12-08

<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle – 2009</u>	
Summary Need Projections Published in F.A.W.	1-23-09
Letter of Intent Deadline	2-09-09
Application Deadline	3-11-09
Completeness Review Deadline	3-128-09
Application Omissions Deadline	4-15-09
Agency Initial Decision Deadline	6-12-09

<u>Hospital Beds and Facilities</u>	
<u>2nd Batching Cycle – 2009</u>	
Summary Need Projections Published in F.A.W.	7-24-09
Letter of Intent Deadline	8-10-09
Application Deadline	9-09-09
Completeness Review Deadline	9-16-09
Application Omissions Deadline	10-14-09
Agency Initial Decision Deadline	12-110-09

<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle – 2010</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>1-22-10</u>
<u>Letter of Intent Deadline</u>	<u>2-08-10</u>
<u>Application Deadline</u>	<u>3-10-10</u>
<u>Completeness Review Deadline</u>	<u>3-17-10</u>
<u>Application Omissions Deadline</u>	<u>4-14-10</u>
<u>Agency Initial Decision Deadline</u>	<u>6-11-10</u>

<u>Hospital Beds and Facilities</u>	
<u>2nd Batching Cycle – 2010</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>7-23-10</u>
<u>Letter of Intent Deadline</u>	<u>8-09-10</u>
<u>Application Deadline</u>	<u>9-08-10</u>
<u>Completeness Review Deadline</u>	<u>9-15-10</u>
<u>Application Omissions Deadline</u>	<u>10-13-10</u>
<u>Agency Initial Decision Deadline</u>	<u>12-10-10</u>

<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle – 2011</u>	
Summary Need Projections Published in F.A.W.	1-21-11
Letter of Intent Deadline	2-07-11
Application Deadline	3-09-11
Completeness Review Deadline	3-16-11
Application Omissions Deadline	4-13-11
Agency Initial Decision Deadline	6-10-11

<u>Hospital Beds and Facilities</u>		Completeness Review Deadline	5-27-09
<u>2nd Batching Cycle – 2011</u>		Application Omissions Deadline	6-24-09
<u>Summary Need Projections Published in F.A.W.</u>	<u>7-22-11</u>	Agency Initial Decision Deadline	8-21-09
<u>Letter of Intent Deadline</u>	<u>8-08-11</u>	<u>Other Beds and Programs</u>	
<u>Application Deadline</u>	<u>9-07-11</u>	<u>2nd Batching Cycle – 2009</u>	
<u>Completeness Review Deadline</u>	<u>9-14-11</u>	Summary Need Projections Published in F.A.W.	10-02-09
<u>Application Omissions Deadline</u>	<u>10-12-11</u>	Letter of Intent Deadline	10-19-09
<u>Agency Initial Decision Deadline</u>	<u>12-09-11</u>	Application Deadline	11-18-09
<u>Other Beds and Programs</u>		Completeness Review Deadline	11-25-09
<u>1st Batching Cycle – 2007</u>		Application Omissions Deadline	12-23-09
Summary Need Projections Published in F.A.W.	4-06-07	Agency Initial Decision Deadline	2-19-10
Letter of Intent Deadline	4-23-07	<u>Other Beds and Programs</u>	
Application Deadline	5-23-07	<u>1st Batching Cycle – 2010</u>	
Completeness Review Deadline	5-30-07	Summary Need Projections Published in F.A.W.	4-02-10
Application Omissions Deadline	6-27-07	Letter of Intent Deadline	4-19-10
Agency Initial Decision Deadline	8-24-07	Application Deadline	5-19-10
<u>Other Beds and Programs</u>		Completeness Review Deadline	5-26-10
<u>2nd Batching Cycle – 2007</u>		Application Omissions Deadline	6-23-10
Summary Need Projections Published in F.A.W.	10-05-07	Agency Initial Decision Deadline	8-20-10
Letter of Intent Deadline	10-22-07	<u>Other Beds and Programs</u>	
Application Deadline	11-21-07	<u>2nd Batching Cycle – 2010</u>	
Completeness Review Deadline	11-28-07	Summary Need Projections Published in F.A.W.	10-01-10
Application Omissions Deadline	12-26-07	Letter of Intent Deadline	10-18-10
Agency Initial Decision Deadline	2-22-08	Application Deadline	11-17-10
<u>Other Beds and Programs</u>		Completeness Review Deadline	11-24-10
<u>1st Batching Cycle – 2008</u>		Application Omissions Deadline	12-22-10
Summary Need Projections Published in F.A.W.	4-04-08	Agency Initial Decision Deadline	2-18-11
Letter of Intent Deadline	4-21-08	<u>Other Beds and Programs</u>	
Application Deadline	5-21-08	<u>1st Batching Cycle – 2011</u>	
Completeness Review Deadline	5-28-08	Summary Need Projections Published in F.A.W.	4-01-11
Application Omissions Deadline	6-25-08	Letter of Intent Deadline	4-18-11
Agency Initial Decision Deadline	8-22-08	Application Deadline	5-18-11
<u>Other Beds and Programs</u>		Completeness Review Deadline	5-25-11
<u>2nd Batching Cycle – 2008</u>		Application Omissions Deadline	6-22-11
Summary Need Projections Published in F.A.W.	10-03-08	Agency Initial Decision Deadline	8-19-11
Letter of Intent Deadline	10-20-08	<u>Other Beds and Programs</u>	
Application Deadline	11-19-08	<u>2nd Batching Cycle – 2011</u>	
Completeness Review Deadline	11-26-08	Summary Need Projections Published in F.A.W.	09-30-11
Application Omissions Deadline	12-24-08	Letter of Intent Deadline	10-17-11
Agency Initial Decision Deadline	2-20-09	Application Deadline	11-16-11
<u>Other Beds and Programs</u>		Completeness Review Deadline	11-23-11
<u>1st Batching Cycle – 2009</u>		Application Omissions Deadline	12-21-11
Summary Need Projections Published in F.A.W.	4-03-09	Agency Initial Decision Deadline	2-17-12
Letter of Intent Deadline	4-20-09		
Application Deadline	5-20-09		

(h) through (3) No change.

(4) Certificate of Need Application Contents. An application for a certificate of need shall contain the following items:

(a) All requirements set forth in Sections 408.037(1) ~~and (2) and (3)~~, F.S.;

(b) The correct application fee;

(c) With respect to paragraph 408.037(1)(c), F.S., which requires an audited financial statement of the applicant the following provisions apply:

1. The audited financial statement of the applicant must be for the most current fiscal year. If the most recent fiscal year ended within 120 days prior to the application filing deadline and the audited financial statements are not yet available, then the prior fiscal year will be considered the most recent.

2. Existing health care facilities must provide audited financial statements for the two most recent consecutive fiscal years in accordance with subparagraph 1. above.

3. Only audited financial statements of the applicant will be accepted. Audited financial statements of any part of the applicant, including but not limited to subsidiaries, divisions, specific facilities or cost centers, will not qualify as an audit of the applicant. Nor shall the audited financial statements of the applicant's parent corporation qualify as an audit of the applicant.

(d) To comply with Section 408.037(1)(b)1., F.S., which requires a listing of all capital projects, the applicant shall provide the total approximate amount of anticipated expenditures for capital projects which meet the definition in subsection 59C-1.002(7), F.A.C., at the time of initial application submission, or state that there are none. An itemized list or grouping of capital projects is not required, although an applicant may choose to itemize or group its capital projects. The applicant shall also indicate the actual or proposed financial commitment to those projects, and include an assessment of the impact of those projects on the applicant's ability to provide the proposed project; and

(e) Responses to applicable questions contained in the application forms.

(5) Identifiable Portions. If an applicant would like to be considered for an award of an identifiable portion of the project, the application, at the time of submission, must include responses to the applicable questions on the identifiable portion. The agency may make a partial award only if the applicant included responses to the applicable questions in the application.

Specific Authority 408.034(6), 408.15(8) FS. Law Implemented 408.033, 408.037, 408.038, 408.039 FS. History--New 1-1-77 Amended 11-1-77, 9-1-78, 6-5-79, 2-1-81, 4-1-82, 7-29-82, 9-6-84 Formerly 10-5.08, Amended 11-24-86, 3-2-87, 6-11-87, 11-17-87, 3-23-88, 5-30-90, 12-20-90, 1-31-91, 9-9-91, 5-12-92, 7-1-92, 8-10-92. Formerly 10-5.008, Amended 4-19-93, 6-23-94, 10-12-94, 10-18-95, 2-12-96, 7-18-96, 9-16-96, 11-4-97, 7-21-98, 12-12-00, 4-2-01, 1-10-02, 6-26-03, 12-13-04, 9-28-05,_____.

59C-1.010 Certificate of Need Application Review Procedures.

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

(d) An application for a general hospital must meet the requirements of Sections 408.035(2) and 408.037(2), F.S.

(3) through (5)(d) No change.

(e) Sections 408.039(3)(c) and (d) and (5)(c), F.S., impose strict guidelines for who may challenge an application by a general hospital; when that challenge must be filed; the subjects which may be challenged and the timing of any hearing by the applicant. Participation in any subsequent hearing is precluded by those who do not challenge timely. Challenges must be received within 21 days of the Omissions Submission Deadline for each Batching Cycle as published in Rule 59C-1.008, F.A.C.

(6) through (7) No change.

Specific Authority 408.034(6)~~(5)~~, 408.15(8) FS. Law Implemented 408.033(1), 408.035(2), 408.036(2), 408.037(2), 408.039(3)(4)(5)~~(6)~~ FS. History--New 1-1-77, Amended 11-1-77, 9-1-78, 6-5-79, 4-25-80, 2-1-81, 3-31-82, 12-23-82, Formerly 10-5.10, Amended 11-24-86, 11-17-87, 3-23-88, 8-28-88, 1-31-91, 7-1-92, 7-14-92, Formerly 10-5.010, Amended 10-8-97, 12-12-00, 4-2-01, 6-23-05,_____.

59C-1.012 Administrative Hearing Procedures.

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

(e) For an application for a new construction or establishment of a general hospital, administrative hearings shall commence within 6 months after the administrative law judge has been assigned, and a continuance may not be granted absent a finding of extraordinary circumstances by the administrative law judge. Financial information which describes the applicant's ability to complete the project will be submitted at this point in the process and will be submitted on forms supplied by the Agency for Health Care Administration.

(f) The party appealing a final order that grants a general hospital certificate of need shall post a \$1 million bond as directed in Section 408.039(6)(d), F.S. The bond must be made payable to the Agency for Health Care Administration, Bureau of Health Facilities Regulation, Office of Certificate of Need and must reference the CON number being appealed, the DOAH number if available, and the date the CON was filed. The bond needs to be sent to:

AHCA Office of Certificate of Need
2727 Mahan Drive, MS #28
Tallahassee, Florida 32308

1. The appealing party must be clearly identified in the title of the Bond.

2. Without the necessary information in subparagraphs 59C-1.012(2)(f)2., a. and b., F.A.C., the appeal will not be accepted.

Specific Authority 408.15(8) FS. Law Implemented 408.039(5), 408.039(6), 120.536(1), 120.54 ~~120.57, 120.59~~ FS. History—New 1-1-77, Amended 9-1-78, 6-5-79, 10-23-79, 4-25-80, Formerly 10-5.12, Amended 11-24-86, 11-17-87, Formerly 10-5.012, Amended 12-14-92, _____.

59C-1.013 Monitoring Procedures.

(1) through (2) No change.

~~(3) Documentation. The following is a listing of all reports required for monitoring compliance with this rule and Rule 59C-1.018, F.A.C.~~

~~(a) Final Cost Report. The certificate of need holder shall file a Final Cost Report AHCA Form CON 3, Revised July 1997, incorporated by reference herein. A copy of Form CON 3 may be obtained from: Agency for Health Care Administration, Certificate of Need Office, Fort Knox Executive Center, 2727 Mahan Drive, Building 3, Tallahassee, FL 32308. The Final Cost Report must be received by the agency within 90 calendar days of submission of the Architect's Certificate of Final Payment, or upon commencement of the health services, whichever is applicable.~~

~~(b) Architect's Certificate of Final Payment. The certificate of need holder shall provide the agency, in writing, a completed and fully executed architect's certification of final payment, AIA Documents G702 and G703, May 83 incorporated by reference herein, or a suitable substitute. A substitute is suitable if it contains the following items:~~

~~1. A certification by the contractor or the architect of final payment which contains the original construction cost, any cost for change orders, and the total expenditures made or requested;~~

~~2. A certification by the architect that the project is complete and final payment has been made; and~~

~~3. An itemized sheet for direct construction costs which breaks down the expenditures by description of work.~~

~~The report must be received by the agency no later than 30 calendar days following the completion of construction as defined in the owner and contractor agreement, and final approval of the project by the agency.~~

~~(3)(4) Reporting Requirements Subsequent to Licensure or Commencement of Services. All holders of a certificate of need that was issued predicated upon conditions expressed on the face of the certificate of need shall provide annual compliance reports to the agency. The reporting period shall be January 1 through December 31 of each year. The holder of a certificate of need who began operation after January 1 will report from the date operation began through December 31. The compliance report shall be submitted no later than April 1 of the subsequent year.~~

(a) The compliance report will contain information necessary for an assessment of compliance with conditions on the certificate of need, utilizing measures, such as a percentage

of patient days, that are consistent with the stated condition. The following information shall be provided in the holder's annual compliance report:

1. The time period covered by the measures;

2. The measure for assessing compliance with each of the conditions identified and described on the face of the certificate of need;

3. The way in which the conditions were evaluated by applying the measures;

4. The data sources used to generate information about the conditions that were measured;

5. The person and position responsible for supplying the compliance report;

6. Any other information necessary for the agency to determine compliance with conditions; and,

7. If applicable, the reason or reasons, with supporting data, why the certificate of need holder was unable to meet the conditions set forth on the face of the certificate of need.

(b) A change in the licensee for a facility or service does not affect the obligation for that facility or service to continue to meet conditions imposed on a certificate of need and to provide annual condition compliance reports.

(c) Conditions imposed on a certificate of need may be modified consistent with Rule 59C-1.019, F.A.C.

~~(4)(5) Violation of Certificate of Need Conditions. Health care providers found by the agency to be in noncompliance with conditions set forth in their certificate of need shall be fined as defined in Rule 59C-1.021, F.A.C.~~

Specific Authority 408.034~~(6)(5)~~, 408.15(8) FS Law Implemented 408.040(1), (2), ~~(3)~~ FS. History—New 1-1-77, Amended 11-1-77, 9-1-78, 6-5-79, 2-1-81, 3-31-82, Formerly 10-5.13, Amended 11-24-86, 7-25-89, Formerly 10-5.013, Amended 10-18-95, 11-4-97, 12-12-00, _____.

59C-1.030 Criteria Used in the Evaluation of Applications.

In addition to criteria set forth in Section 408.035, Florida Statutes, the following criteria are used in the review of an application.

(1) For general hospitals as defined in Section 395.002, F.S., the criteria for evaluation includes the need, availability and ability of the applicant to provide the proposed care and eliminates quality of care, access, competition and provision of services to the indigent as criteria and is as itemized in Sections 408.035(2) and 408.037(2), F.S. General Provisions (Reserved)

(2) through (3) No change.

Specific Authority 408.15(8), 408.034(3), ~~(6)(5)~~ FS. Law Implemented 408.035 FS. History—New 1-1-77, Amended 11-1-77, 6-5-79, 4-24-80, 2-1-81, 4-1-82, 11-9-82, 2-14-83, 4-7-83, 6-9-83, 6-10-83, 12-12-83, 3-5-84, 5-14-84, 7-16-84, 8-30-84, 10-15-84, 12-25-84, 4-9-85, Formerly 10-5.11, Amended 6-19-86, 11-24-86, 1-25-87, 3-2-87, 3-12-87, 8-11-87, 8-7-88, 8-28-88, 9-12-88, 4-19-89, 10-19-89, 5-30-90, 7-11-90, 8-6-90, 10-10-90, 12-23-90, Formerly 10-5.011(1)(a), (b), Formerly 10-5.030, Amended _____.

**AGENCY FOR HEALTH CARE ADMINISTRATION
Hospital and Nursing Home Reporting Systems and Other
Provisions Relating to Hospitals**

RULE NOS.:	RULE TITLES:
59E-7.011	Definitions
59E-7.012	Inpatient Data Reporting and Audit Procedures
59E-7.013	Penalties for Hospital Inpatient Discharge Data Reporting Discrepancies
59E-7.014	Inpatient Data Format – Data Elements, Codes and Standards
59E-7.015	Public Records
59E-7.016	General Provisions
59E-7.020	Purpose of Inpatient Data Reporting
59E-7.021	Definitions
59E-7.022	Inpatient Data Reporting and Audit Procedures
59E-7.023	Schedule for Submission of Inpatient Data and Extensions
59E-7.024	Reporting Instructions
59E-7.025	Certification, Audits and Resubmission Procedures
59E-7.026	Penalties for Hospital Inpatient Discharge Data Reporting Discrepancies
59E-7.027	Header Record
59E-7.028	Inpatient Data Elements, Codes and Standards
59E-7.029	Public Records
59E-7.030	General Provisions
59E-7.201	Submission of Comprehensive Inpatient Rehabilitation Hospital Patient Data
59E-7.202	Schedule for Submission of Patient Data and Extensions
59E-7.203	Reporting Instructions
59E-7.204	Certification Procedures
59E-7.205	Patient Data Format – Data Elements and Codes
59E-7.206	Patient Data Format – Record Layout
59E-7.207	Data Standards
59E-7.208	Notice of Potential Future Additional Data Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 53, December 31, 2008 issue of the Florida Administrative Weekly has been withdrawn.

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

RULE NO.:	RULE TITLE:
59G-4.251	Florida Medicaid Prescribed Drugs Reimbursement Methodology

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule development in Vol. 35, No. 6, February 13, 2009 issue of the Florida Administrative Weekly. Please note corrected year in the date published for the Rule Development workshop:

TIME AND DATE: 10:00 a.m. Friday, March 13, 2009

PLACE: Agency for Health Care Administration Headquarters, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Auctioneers

RULE NO.:	RULE TITLE:
61G2-2.006	Reinstate Null & Void Licenses

NOTICE OF CHANGE

Notice is hereby given that the following correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1, FS, published in Vol. 33, No. 47, of the November 21, 2007, issue of the Florida Administrative Weekly. The change is in response to concerns by the Joint Administrative Procedures Committee in letters dated December 28, 2007, January 23, 2008, April 10, 2008, and July 29, 2008.

The rule will read as follows:

61G2-2.006 Reinstate Null & Void Licenses.

(1) Void auctioneer or auction business licenses resulting from a failure to timely renew are not reactivated; however, the Board has discretion to reinstate such licenses if it determines that the provisions of Section 455.271(6)(b), F.S., were met.

(2) In order to request that the Board exercise its discretion, the holder of a void license must file a properly completed DBPR form entitled: Application for Reinstatement of a Null and Void License, dated November 2008. Form copies are available from the Board office at 1940 N. Monroe Street, Tallahassee, Florida 32399 or on the Web at www.MyFlorida.com/dbpr. scroll down and select Board of Auctioneers, choose FORMS from the left column, and choose the correct Application Package.

(3) The application must be accompanied by a non-refundable Application fee of \$150.00, a renewal fee of \$150.00 for each renewal period when the applicant failed to renew his or her license which fee shall not exceed \$300.00, and an unlicensed activity fee plus a recovery fund fee of \$105.00 for each renewal period missed which fee shall not exceed \$210.00.

(4) The application will be set for a hearing before the Board at its next regularly scheduled Board meeting, if the agenda for that Board meeting has not been sent to the printer. If the agenda has already been sent to the printer, the application will be set for the following regularly scheduled Board meeting.

(5) One continuance shall be granted upon written request for good cause shown.

(6) Applicants may be represented by counsel when the Board considers the application. Such representation shall be at the applicant's expense. All rights attendant to Section 120.542, F.S., attach.

(7) Applicants shall present proof of completion of all CE which would have been required had their license never gone void due to failure to renew.

(8) Determinations on the application shall be by Final Orders, with appellate rights to the appropriate District Court of Appeal.

Specific Authority 455.271(6)(b) FS. Law Implemented 455.271(6)(b) FS. History—New _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Auctioneers, P. O. Box 5377, Tallahassee, Florida 32314-5377

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-4.050	Procedures to Obtain Permits and Other Authorizations; Applications
62-4.053	Annual Operating License Fees for Public Water Systems

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

62-4.050 Procedures to Obtain Permits and Other Authorizations; Applications.

- (1) through (3) No change.
- (4) Processing fees are as follows:
 - (a) through (d) No change.
 - (e) Wetland Resource Management (Dredge and Fill) Permits. This paragraph pertains to projects that have been grandfathered according to Sections 373.414(11) (1994 Supp.),

(12)(a) (1994 Supp.), (13), (14), (15) or (16), F.S., and projects, or portions thereof, located in the Northwest Florida Water Management District.

- 1. through 2. No change.
- 3. Mitigation Banks.
 - a. through d. No change.
 - e. Major modifications involving changes to one or more of the following components: service area; credit assessment; success or release criteria; hydrologic structures or alterations; construction or mitigation design that does not increase the project area; elimination of lands; or monitoring or management plans:

(I) Affecting one of the above components	\$1,340
(II) Affecting two of the above components	\$2,680
(III) Affecting three of the above components	\$4,020
- 4. Modifications:
 - a. Major modifications of Standard Form and Short Form Permits, as determined by Rule 62-312.100, F.A.C., and mitigation banks under Chapter 62-342, F.A.C., that increase the project area or involve four or more of the components listed in sub-subparagraph 62-4.050(4)(e)3.e., F.A.C., other than for Class I solid waste disposal facilities or as otherwise specified above;

Same fee as for a new application for the activity

b. Minor modifications of Standard Form and Short Form Permits, including mitigation banks, where the modification will not require substantial technical evaluation by the Department, will not lead to substantially different environmental impacts or will lessen the impacts of the original permit, and as further determined by Rule 62-312.100, F.A.C., other than for Class I solid waste disposal facilities or as otherwise specified above:

- (I) through (VI) No change.
- 5. through 9. No change.
- (f) Mangrove Alteration and Trimming.
 - 1. through 7. No change.
 - 8. Variance under Section ~~403.9333~~ 403.9334, F.S. \$170
 - (g) No change.
 - (h) Environmental Resource Permits. For individual, conceptual approval or standard general permit applications under Part IV of Chapter 373, F.S., that involve a combination of the fee categories listed in subparagraphs 1. and 2. below, the highest fee in these subparagraphs that applies to the project in question shall be the correct application fee.
 - 1. No change.
 - 2. Standard Permits and Standard General Permits (those systems below the thresholds listed in subparagraph 1. above):
 - a. through b. No change.
 - c. For a system serving a project with a total land area of less than 1 acre or more, with the following additional activities:
 - (I) through (III) No change.

- d. No change.
- 3. Mitigation Banks
 - a. through d. No change.

e. Major modifications involving changes to one or more of the following components: service area; credit assessment; success or release criteria; hydrologic structures or alterations; construction or mitigation design that does not increase the project area; elimination of lands; or monitoring or management plans:

- (I) Affecting one of the above components \$1,340
- (II) Affecting two of the above components \$2,680
- (III) Affecting three of the above components \$4,020

- 4. through 5. No change.
- 6. Variances:
 - a. Under Section 373.414(17), F.S.

(I) From the prohibition of work in Class II Waters, approved for shellfish harvesting ~~\$170~~ \$100

- (II) No change.
- b. No change.

7. Modifications:

a. Major modifications of Individual (including Conceptual Approval) and Standard General Permits, as defined in paragraph 62-343.100(1)(b), F.A.C., and mitigation bank permits under Chapter 62-342, F.A.C., that increase the project area or involve four or more of the components listed in 62-4.050(4)(h)3.e., F.A.C., other than for Class I solid waste disposal facilities or as otherwise specified above;

Same fee as for a new application for the activity

b. Minor modifications of Individual (including Conceptual Approval) and Standard General Permits, and mitigation bank permits, where the modification will not require substantial technical evaluation by the Department, will not lead to substantially different environmental impacts or will lessen the impacts of the original permit, and as further defined in paragraph 62-343.100(1)(a), F.A.C., other than for Class I solid waste disposal facilities:

- (I) through (VI) No change.
- 8. No change.

(i) ~~Petitions for Formal~~ Determinations of the Landward Extent of Wetlands and Other Surface Waters:

1. Petitions for Formal Determinations

~~a.1.~~ Petition application fees shall be based on the acreage of the entire property for which the petition is filed, according to the following schedule:

- a. through f. renumber (I) through (VI) No change.
- ~~b.2.~~ No change.

2. Requests for Informal Determinations \$100

(n) Drinking Water (Public Water Supply) Permits.

1. Construction permit for each Category I through III treatment plant, as defined in Rule 62-699.310, F.A.C., ~~with treatment other than disinfection only.~~

a. through e. No change.

2. Construction permit for each Category IV treatment plant, as defined in Rule 62-699.310, F.A.C., ~~with treatment other than disinfection only.~~

a. through f. No change.

3. Construction permit for each Category V treatment plant, as defined in Rule 62-699.310, F.A.C., ~~Disinfection only.~~

a. through e. No change.

4. through 8. No change.

(o) through (y) No change.

(z) The fees in paragraphs (e) through (i) and (n) shall be increased March 1, 2013, and at subsequent 5-year intervals, to adjust the fees for inflation bring the fees up-to-date using the percentage change in the annual CPI average rate for each year of the five-year interval. The annual CPI average rate shall be calculated by averaging the previous five years of Consumer Price Index figures for the “CPI-U, U.S. City Average, All Items” established by the Bureau of Labor Statistics (BLS) (www.bls.gov/cpi/), computed as provided in the BLS publication “Handbook of Methods,” Chapter 17 (www.bls.gov/opub/hom/pdf/homch17.pdf). The Department shall use the percentage change in the Consumer Price Index from March 2008 to December 2012 for the 2013 fee calculations and the percentage change in the rates from March to December for subsequent five-year periods. The Department shall round any increased fees to the next highest whole ten dollar increment. In the event of deflation during the 5-year interval, the Department shall consult with the Executive Office of the Governor and the Legislature to determine whether downward fee adjustments are appropriate based on the current budget and appropriation considerations.

(5) through (8) No change.

62-4.053 Annual Operating License Fees for Public Water Systems.

(1) Scope and Intent. As authorized in Section 403.087(6), F.S., this rule implements annual regulatory program and surveillance fees (operating license fees) for public drinking water systems. These fees effect the legislative intent that the Department’s costs for administering the Florida Safe Drinking Water Act be borne by regulated parties. As such, the annual operating license fees are applicable only to public water systems subject to regulation under Chapters 62-550, 62-555 and 62-560, F.A.C., ~~pursuant to Section 403.0885, F.S.~~

(2) through (8) No change.

Specific Authority 403.061, 403.861(7), 403.861(8) FS. Law Implemented 403.087(6), ~~403.0885~~ FS. History–New _____.

STATEMENT OF ESTIMATED REGULATORY COST: Based on receipt of a lower cost regulatory alternative, the Department has amended its SERC, which is available from the contact person.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED CHANGE IS: Jim Stoutamire, Florida Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Road – MS 3500, Tallahassee, FL. 32399-2400, telephone (850)245-8490, or e-mail: Jim.Stoutamire@dep.state.fl.us. Further information and updates on development of this rule also may be obtained from the Department’s Internet site at: www.dep.state.fl.us/water/wetlands/erp/rules/rulestat.htm. (OGC #08-1684)

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-113.200
 RULE TITLE: Delegation of Authority by Secretary
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 34, No. 38, September 19, 2008 issue of the Florida Administrative Weekly.

62-113.200 Delegation of Authority by Secretary.

The Secretary, as head of the Department, has delegated authority as follows:

(1) through (11) No change.

(12)(a) No change.

1. through 7. No change.

8. Northwest Florida Water Management District, Suwannee River Water Management District, St. Johns River Water Management District, Southwest Florida Water Management District, and South Florida Water Management District (Districts), ~~and Broward County~~: in conformance with the language of Section 18 of Chapter 2008-150, Laws of Florida, which mandates that the Department initiate rulemaking to adopt new and increased fees under Part IV of Chapter 373, F.S., the Districts ~~and Broward County~~ are delegated the following authorities: (1) to charge, upon the effective date of this rule, the minimum fees as set forth in Sections 373.109(1)(b) and (d), F.S.; (2) to adopt rules to increase these minimum fees and set forth in Section 373.109(1)(b) through (d), F.S.; (3) to adopt rules to increase each application fee authorized under Part IV of Chapter 373, F.S., in accordance with paragraph 62-4.050(4)(z), F.A.C., to such that each fee reflects, at a minimum, any upward adjustments in the Consumer Price Index compiled by the United States Department of Labor, or similar inflation indicator, since the original fee was established or most recently revised; and (3) at subsequent 5-year intervals starting March 1, 2013, to adopt rules to adjust the fees for inflation in accordance with paragraph 62-4.050(4)(z), F.A.C. (4) ~~to establish by rule any inflation index to be used for this purpose;~~ and (5) to review the fees authorized under Part IV of Chapter 373, F.S., at least once every five years and adjust the fees upward as necessary to reflect changes based on its adopted inflation index.

(b) No change.

(13) through (16) No change.

CONTACT: Jim Stoutamire, Florida Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Road, MS 3500, Tallahassee, FL 32399-2400, telephone (850)245-8490, or e-mail: Jim.Stoutamire@dep.state.fl.us. Further information and updates on development of this rule also may be obtained from the Department’s Internet site at: www.dep.state.fl.us/water/wetlands/erp/rules/rulestat.htm. (OGC #08-1687).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-346.071
 RULE TITLE: Fees
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 35, No. 2, January 16, 2009 issue of the Florida Administrative Weekly.

62-346.071 Fees.

(1) through (5) No change.

(6) The fees in subsection (1) shall be increased on March 1, 2013, and at subsequent 5-year intervals, to adjust the fees for inflation bring the fees up to date using the percentage change in the annual CPI average rate for each year of the five-year interval. The annual CPI average rate shall be calculated by averaging the previous five years of Consumer Price Index figures for the “CPI-U, U.S. City Average, All Items” established by the Bureau of Labor Statistics (BLS) (www.bls.gov/cpi/), computed as provided in the BLS publication “Handbook of Methods,” Chapter 17 (www.bls.gov/opub/hom/pdf/homch17.pdf). The Department shall use the percentage change in the Consumer Price Index from March 2008 to December 2012 for the 2013 fee calculations and the percentage change in the rates from March to December for subsequent five-year periods. The Department shall round any increased fees to the next highest whole ten dollar increment. In the event of deflation during the 5-year interval, the Department shall consult with the Executive Office of the Governor and the Legislature to determine whether downward fee adjustments are appropriate based on the current budget and appropriation considerations.

STATEMENT OF ESTIMATED REGULATORY COST: Based on receipt of a lower cost regulatory alternative, the Department has amended its SERC, which is available from the contact person.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED CHANGE IS: Jim Stoutamire, Florida Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Road, MS 3500, Tallahassee, FL 32399-2400, telephone (850)245-8490, or e-mail: Jim.Stoutamire@dep.state.fl.us. Further information

and updates on development of this rule also may be obtained from the Department's Internet site at: www.dep.state.fl.us/water/wetlands/erp/rules/rulestat.htm. (OGC # 08-1684).

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-12.003 Applications for Licensure
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 39, of the September 28, 2007 issue of the Florida Administrative Weekly. The changes were approved by the Board on February 7, 2009 to address concerns raised by the Joint Administrative Procedure Committee. The changes are as follows:

1. Subsection (1) shall now read as follows:

(1) Applications for licensure by examination must include a completed application form and appropriate fee as set forth in Section 459.0055, F.S., and subsection 64B15-10.001(1), F.A.C. The instructions and application form, DH-MQA 1029, (Rev. 6/08), ~~6/00, effective 9-26-00~~, entitled "~~Section II: Application For Form Initial Licensure Application~~" is hereby incorporated by reference, and may be obtained from the Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 ~~office~~. Such application and fee shall expire one year from the date on which the application is initially received by the Board. After a period of one year a new application and fee must be submitted.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Pharmacy

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

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 34, No. 36, September 5, 2008 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (1) shall now read as follows:

(1) All applications for licensure by endorsement shall be made on board approved form DOH/MQA/PH100 (Rev.01/2009), The instructions and application form, entitled Florida Pharmacist Licensure by Endorsement Application and Instructions, which is hereby incorporated by reference, can be obtained from the Board of Pharmacy, 4052 Bald Cypress Way,

Bin #C04, Tallahassee, Florida 32399-3254, and shall be accompanied with a non-refundable endorsement application fee and initial license fee set forth in Rules 64B16-26.1001 and 64B16-26.1002, F.A.C.

2. Subsection (2) shall now read as follows:

(2) The applicant must submit satisfactory proof that one of the following requirements has been met:

(a) Two (2) years of active practice, as defined in Section 465.0075(1)(c), F.S., within the immediately preceding five (5) years. If the applicant meets the requirements of this section, proof of completion of 30 hours of Florida Board of Pharmacy, ACPE, or other state board of pharmacy approved continuing education obtained in the two years immediately preceding application, must be submitted.

(b) Successful completion of an internship meeting the requirements of Section 456.007(1)(c), F.S., within the immediately preceding two (2) years.

3. Subsection (3) shall now read as follows:

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

A course of no less than two (2) hours on medication errors covering the subjects set forth in Rule 64B16-26.103, F.A.C. The course shall be completed no earlier than 12 months prior to application.

4. Subsection (8) shall now read as follows:

(8) Applicants deemed qualified for licensure by endorsement shall be required to complete the Multistate Pharmacy Jurisprudence Examination – Florida Version. Passing scores on this examination may be used upon reapplication only if the examination was completed within three (3) years of the reapplication.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-26.600 Tripartite Continuing Education
 Committee
 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. 21, May 25, 2007 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The rule shall now read as follows:

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 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 Tripartite Continuing Education Committee shall perform the following duties pursuant to Rule 64B16-26.601, F.A.C.:

(a) Review continuing education providers and make recommendations to the Board;

(b) Approve continuing education course or program for approved providers 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. Quality Related Events.

(3) The Tripartite Continuing Education Committee shall 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 biennium. The approved provider shall submit the following information for one program of the provider's choosing and one program selected by the Board:

- (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 appropriate license numbers;
- (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; and
- (i) Summary report of program evaluations.

(4) The Committee shall hold meetings 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, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

DEPARTMENT OF HEALTH

Board of Pharmacy

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

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. 21, May 25, 2007 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. Substantial changes were made to the language of the rule.

The rule shall now read as follows:

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 approved application form DOH/MQA/PH109, (Rev. 02/09), entitled Board of Pharmacy Provider Approval application, which is incorporated by reference, and which can be obtained from the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, 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 Section 456.025(7), F.S.

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

(a) Complete the application DOH/MQA/PH112, (Rev. 02/09), entitled Individual Request for Approval of Continuing Education, which is incorporated by reference, and which may be obtained from the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

(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.

1. 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 from the date of the approval of the program.

(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, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.:
690-138.005

RULE TITLE:
Examination of Insurers

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 34, No. 40, October 3, 2008 issue of the Florida Administrative Weekly.

69O-138.005(4)

(4) Section 624.316(2)(e), Florida Statutes, allows the Office to conduct examinations of an insurer ~~by contracting for with the consent of the insurer utilizing~~ the services of an independent Certified Public Accountant, an actuary, ~~or~~ a reinsurance specialist, an investment specialist, information technology specialist, or any combination of these individuals, as the particular circumstances of the examination require. An examination performed pursuant to this subsection must meet the requirements of subsection (1).

(a) ~~For purposes of this subsection, An~~ an actuary meeting the criteria established in Rule 69O-138.043 or 69O-170.031, F.A.C., will qualify to conduct an examination under this subsection.

(b)1. ~~A~~ ~~For purposes of this subsection, a~~ reinsurance specialist shall be qualified to conduct an examination under this subsection if that ~~contractor person~~ can demonstrate competency by education and experience to perform such an examination. Competency by education and experience shall be demonstrated if any one of the following is true:

a. An individual qualifies as an actuary pursuant to either Rule 69O-138.043 or 69O-170.031, F.A.C., and has at least one year's experience with the kind of reinsurance which will be the subject of the examination.

b. An individual has a bachelor's degree from an accredited college or university and four years of professional experience in insurance/reinsurance accounting or in reinsurance transactions. A master's degree from an accredited college or university in accounting, insurance, or risk management can substitute for one year of the required experience. Professional experience as described above can substitute on a year-for-year basis for the required education.

c. An individual is in good standing with the Society of Financial Examiners and is certified by that organization to be eligible to hold the title of Certified Financial Examiner.

2. In selecting a person as a reinsurance specialist the Office shall consider the individual's experience, knowledge, skill, and abilities as they relate to the needs of the examination to be performed. This consideration shall include the individual's experience with the kind of insurance which is the subject of the examination; knowledge of accounting principles, practices and procedures; ability to prepare financial statements to reflect the reinsurance transactions; ability to provide professional and technical assistance; understanding of risk transfer as defined in the NAIC Examiners Handbook and the NAIC Accounting Practices and Procedures and Annual Statement Instruction Manuals, as adopted in Rule 69O-137.001, F.A.C.; and the ability to

evaluate claims experience, both reported and incurred but not reported, relevant to the type of insurance which is the subject of the examination.

(c)1. An investment specialist shall be qualified to conduct an examination under this subsection if that contractor can demonstrate competency by education and experience to perform such an examination in that capacity. Competency by education and experience shall be demonstrated if any one of the following is true:

a. An individual has a bachelor's degree from an accredited college or university and four years of professional experience in the capacity for which the contractor is to perform. A master's degree from an accredited college or university in accounting, or finance can substitute for one year of the required experience. Professional experience as described above can substitute on a year-for-year basis for the required education.

b. An individual is in good standing with the Society of Financial Examiners and is certified by that organization to be eligible to hold the title of Certified Financial Examiner.

2. In selecting a person as an investment specialist the Office shall consider the individual's experience, knowledge, skill, and abilities as they relate to the needs of the examination to be performed.

~~(e) Regardless of education or experience, no independent certified public accountant, or actuary, or reinsurance specialist shall be qualified to conduct examinations under this subsection if such person:~~

~~1. Has been found guilty of, or has pleaded guilty or nolo contendere to, any felony or crime punishable by imprisonment of one year or more under the law of the United States or any state thereof or under the law of any other country, which involves moral turpitude, without regard to whether a judgement of conviction has been entered by the court having jurisdiction in such case; or~~

~~2. Has been found to have violated the insurance laws of this state with respect to any previous reports submitted to this Office; or~~

~~3. Has failed to detect or disclose material information in previous reports filed with this Office or other state officials having jurisdiction or regulatory authority in insurance matters or another state; or~~

~~4. Has performed any work for a regulated entity who has had delinquency proceedings initiated against it within three years after said work was performed without adequate explanation to the Office of how such work was not related to the cause of the delinquency proceedings; or~~

~~5. Is prohibited under Section 624.310, Florida Statutes, from engaging in insurance related activities in this state.~~

(d)1. An information technology specialist shall be qualified to conduct an examination under this subsection if that contractor can demonstrate competency by education and experience to perform such an examination in that capacity.

Competency by education and experience shall be demonstrated if the individual has a bachelor's degree from an accredited college or university and four years of professional experience in the capacity for which the contractor is to perform. A master's degree from an accredited college or university in information technology or a similar field can substitute for one year of the required experience. Professional experience as described above can substitute on a year-for-year basis for the required education.

2. In selecting a person as an information technology specialist the Office shall consider the individual's experience, knowledge, skill, and abilities as they relate to the needs of the examination to be performed.

~~(d) The agreement of the insurer to perform an examination under this subsection is not required if the Office reasonably suspects criminal misconduct on the part of the insurer.~~

(e) The firm selected by the office to perform the examination shall have no conflicts of interest that might affect its ability to independently perform its responsibilities on the examination.

~~(e)1. In the event that the Office and the insurer agree to conduct an examination utilizing the services of an independent Certified Public Accountant, an actuary, or a reinsurance specialist, or any combination of these, the Office shall submit a list of three firms in each of the specialties required by the particular circumstances of the examination to be performed (the term "firm" shall also include individuals) acceptable to the Office, from which the insurer shall select the firm or firms to conduct the examination.~~

~~2. The acceptability of a firm to the Office shall be determined based on consideration of the firm's professional competence, objectivity, and cost.~~

~~3. Consent of the insurer shall be demonstrated by written confirmation from an officer of that insurer which indicates agreement that an examination be performed by the firm, and acknowledgement that the firm is acceptable to the insurer.~~

~~4. All payments for an examination under this subsection shall be made directly to the firm in accordance with the rates and terms agreed to by the Office, the insurer, and the firm performing the examination.~~

(f) The rates charged to the insurer being examined under the contract shall be consistent with rates charged by other firms in a similar profession and shall be comparable with the rates charged for comparable examinations. The rates and terms shall be set forth in the contract.

~~(f) In the event that the examination is conducted without the consent of the insurer, pursuant to Section 624.316(2)(e), Florida Statutes, the insurer must pay all reasonable charges of the examining firm if the examination finds impairment, insolvency (as that term is defined in Section 631.011, Florida Statutes), or criminal misconduct on the part of the insurer. In the event that the examination is conducted without the consent~~

~~of the insurer and no impairment, insolvency, or criminal misconduct is found, then all reasonable charges of the examining firm shall be borne by the Office.~~

(g) Contractors may submit a curriculum vitae detailing their experience and qualifying credentials to the Office, as well as a proposed hourly rate for services to be performed. The acceptability of a contractor to the Office shall be determined based on consideration of the firm's professional competence, objectivity, and that the rates charged are consistent with rates charged by other firms in a similar profession, as referenced in subsection (4), above, providing comparable services, so as to protect the examined insurer from being overcharged for the examination. Once a contractor has been accepted by the Office, they will be placed on a list of eligible examination contractors.

(h) In selecting contractors to conduct a specific examination, the Office shall consider the contractor's experience, knowledge, skill, and abilities as they relate to the needs of the examination to be performed. This consideration shall include the contractor's experience with the kind of insurance which is the subject of the examination.

(i) After a contractor has been selected for a specific examination the Office shall enter into a contract with the contractor, detailing the scope of work for the engagement. The contract shall include a provision that the contractor has no conflict of interest that might affect its ability to independently perform its responsibilities. The contractor shall submit all requests for payment to the Office in the manner prescribed by the contract.

(j) All requests for reimbursement of travel expenses are to be made on Form DFS-C1-500 (Rev. 07/08). This form is incorporated by reference and adopted by this rule for this purpose. It is available at <http://www.flor.com/DFS-C1-500.xls>.

(k) Upon receipt and review of the contractor's request for payment, the Office will invoice the insurer being examined and the insurer shall make payment to the Office pursuant to Sections 624.316(2)(e)3. and 624.320(2), Florida Statutes.

(l) Upon receipt of the payment from the insurer being examined, the Office will make payment to the contractor in accordance with the rates and terms set out in the completed Form OIR-A1-1976, Professional Services Agreement for Non Employee Examination.

(m) Forms OIR-A1-1976, Professional Services Agreement for Non Employee Examination (12-08); OIR-A1-1977, Scope of Services Addendum to Professional Services Agreement for Non Employee Examination (12-08); and OIR-A1-1978, Amendment to Scope of Services Addendum (12-08), are incorporated by reference and adopted herein as the contracts by which the contractors are retained. All forms referenced in this rule are available for viewing at the Officer's homepage at www.flor.com.

(5) Section 624.316(2)(f)1., Florida Statutes, requires the examination of a domestic insurer once each year for any domestic insurer that has continuously held a Certificate of Authority for less than 3 years. For purposes of an examination under this subsection, the 3 years shall constitute the time period from the date the Certificate of Authority is granted through the following 3 full calendar years in which the insurer has been licensed. The examination must cover the preceding fiscal year or the time period since the last examination. An insurer may not be required to pay more than \$25,000 to cover the costs of any one examination under this subsection, nor may an independent certified public accountant's audited report be substituted for the required examination.

~~(6) Section 624.320, Florida Statutes, requires each insurer examined by the Office, pursuant to Section 624.316, Florida Statutes, to pay the Office for the expenses of that examination, subject to the cap imposed by Section 624.316(2)(f)1.e., Florida Statutes.~~

~~(7) Pursuant to Section 624.316(2)(f)2., Florida Statutes, the Office may extend the examination period to a maximum of once every 5 years. If an insurer petitions the Office, prior to November 1 of the year preceding the year in which the examination is due, to extend an examination from a 3 year time period to 5 years, the Office will grant such an extension if the insurer affirmatively demonstrates the following: that the insurer has continuously held a Certificate of Authority without a change in ownership subject to Section 624.4245 or 628.461, Florida Statutes, for more than 15 years, and has demonstrated sufficient compliance, pursuant to Section 624.316(2)(f)3., Florida Statutes, for each of the years since the last examination. Petitions shall be directed to Property and Casualty Financial Oversight or Life and Health Financial Oversight, as appropriate for that insurer. An extension granted as a result of a petition to the Office will be effective for that examination period only and will have no effect on the schedule of subsequent examinations. Extensions granted shall not be construed as a waiver of the Office's authority under Section 624.316, Florida Statutes, to conduct specific target examinations as often as the Office determines is reasonable under the facts and circumstances of a particular insurer's situation.~~

Specific Authority 624.308(1), 624.316(2) FS. Law Implemented 624.307(1), 624.316, 624.3161, 624.320, 624.321(1), 624.424 FS. History--New 6-9-93, Amended 11-23-94, 4-4-99, Formerly 4-138.005, Amended _____.

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:
53ER09-6 Instant Game Number 1006,
\$250,000 SPIN

SUMMARY: This emergency rule describes Instant Game Number 1006, "\$250,000 SPIN," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-6 Instant Game Number 1006, \$250,000 SPIN.

(1) Name of Game. Instant Game Number 1006, "\$250,000 SPIN."

(2) Price. \$250,000 SPIN lottery tickets sell for \$5.00 per ticket.

(3) \$250,000 SPIN lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning \$250,000 SPIN lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

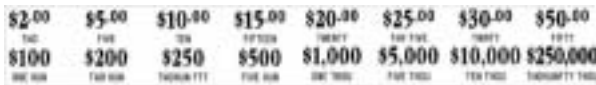
(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
16	17	18	19	20	21	22	23	24	25	26	27	28	29	30

(5) The "WHEEL NUMBERS" play symbols and play symbol captions are as follows:

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
16	17	18	19	20	21	22	23	24	25	26	27	28	29	30

(6) The prize symbols and prize symbol captions are as follows:



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WHEEL NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket having a "double" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$200, \$250, \$500, \$1,000, \$5,000, \$10,000 and \$250,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1006 are as follows:

(\$5 x 6) + (\$10 x 5) + \$20	\$100	1,200.00	8,600
(\$5 x 10) + \$25 (RW)	\$100	1,500.00	6,880
\$10 x 10	\$100	1,500.00	6,880
\$20 x 5	\$100	1,500.00	6,880
\$50 (RW)	\$100	1,500.00	6,880
\$100	\$100	1,500.00	6,880
(\$20 x 5) + (\$50 x 6) + \$100	\$500	10,000.00	1,032
(\$50 x 2) + \$100 (RW) + \$100 (RW)	\$500	10,000.00	1,032
\$50 x 10	\$500	10,000.00	1,032
\$50 (RW) + \$200 (RW)	\$500	10,000.00	1,032
\$500	\$500	10,000.00	1,032
\$100 (RW) + (\$30 x 10) + \$500	\$1,000	30,000.00	344
\$100 x 10	\$1,000	30,000.00	344
\$250 (RW) + \$250 (RW)	\$1,000	40,000.00	258
\$500 (RW)	\$1,000	40,000.00	258
\$1,000	\$1,000	40,000.00	258
\$5,000	\$5,000	60,000.00	172
\$10,000	\$10,000	120,000.00	86
\$250,000	\$250,000	1,032,000.00	10

(10) The estimated overall odds of winning some prize in Instant Game Number 1006 are 1 in 4.31. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1006, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a \$250,000 SPIN lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for \$250,000 SPIN 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 2-20-09.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: February 20, 2009

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 86 POOLS OF 120,000 TICKETS PER POOL
\$5	\$5	12.00	860,000
\$5 (RW)	\$10	20.00	516,000
\$5 x 2	\$10	30.00	344,000
\$10	\$10	30.00	344,000
\$2 x 10	\$20	300.00	34,400
\$5 (RW) + (\$5 x 2)	\$20	300.00	34,400
\$5 x 4	\$20	300.00	34,400
\$10 (RW)	\$20	300.00	34,400
\$20	\$20	300.00	34,400
(\$2 x 10) + \$5 (RW)	\$30	800.00	12,900
(\$2 x 10) + (\$5 x 2)	\$30	800.00	12,900
\$5 x 6	\$30	800.00	12,900
\$15 (RW)	\$30	800.00	12,900
\$30	\$30	800.00	12,900
(\$2 x 10) + \$10 + \$20	\$50	1,200.00	8,600
(\$2 x 10) + \$5 (RW) + \$20 (RW)	\$50	1,200.00	8,600
\$25 (RW)	\$50	1,200.00	8,600
\$50	\$50	1,200.00	8,600

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-7
 RULE TITLE: Instant Game Number 1007, BILLION DOLLAR BLOCKBUSTER

SUMMARY: This emergency rule describes Instant Game Number 1007, "BILLION DOLLAR BLOCKBUSTER," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-7 Instant Game Number 1007, BILLION DOLLAR BLOCKBUSTER.

(1) Name of Game. Instant Game Number 1007, "BILLION DOLLAR BLOCKBUSTER."

(2) Price. BILLION DOLLAR BLOCKBUSTER lottery tickets sell for \$20.00 per ticket.

(3) BILLION DOLLAR BLOCKBUSTER 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 BILLION DOLLAR BLOCKBUSTER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:



(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:



(6) The prize symbols and prize symbol captions are as follows:



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a "\$5" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to the prize shown for that symbol. A ticket having a "\$100" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to \$100.

(b) The prizes are: \$10.00, \$20.00, \$25.00, \$30.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$5,000, \$10,000, \$20,000, \$1,000,000 and \$10,000,000.

(9) \$1,000,000 and \$10,000,000 Prize Payment Options.

(a) A winner of a \$1,000,000 or \$10,000,000 prize may choose one of two payment options for receiving his or her prize. Payment options are "Cash Option" or "Annual Payment." At the time the \$1,000,000 or \$10,000,000 prize is claimed, the terminal will produce a player claim instructions ticket. The winner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the Cash Option. If a winner does not choose the Cash Option within such time, the Annual Payment option will be applied. Once the winner files a claim and exercises the winner's chosen option, the election of that option shall be final.

(b) Cash Option prizes will be paid in one (1) lump sum cash payment. A winner of a \$1,000,000 prize shall receive a cash payment of \$650,000 and a winner of a \$10,000,000 prize shall receive a cash payment of \$6,500,000 each, less applicable withholding taxes.

(c) Annual Payment prizes will be paid in twenty (20) equal annual installments of \$50,000 per year each payment for the \$1,000,000 prize and \$500,000 per year each payment for the \$10,000,000 prize, less applicable federal withholding taxes.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 1007 are as follows:

GAME PLAY	VALUE	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 546 POOLS OF 120,000 TICKETS PER POOL
\$10 x 2	\$20	16.67	3,931,200
\$20	\$20	16.67	3,931,200
\$25	\$25	10.00	6,552,000
\$10 + \$20	\$30	50.00	1,310,400
\$30	\$30	50.00	1,310,400
\$10 x 4	\$40	250.00	262,080

(\$10 x 2) + \$20	\$40	250.00	262.080
\$20 x 2	\$4	125.00	524.160
\$40	\$40	250.00	262.080
\$10 x 5	\$50	250.00	262.080
(\$10 x 3) + \$20	\$50	250.00	262.080
(\$20 x 2) + \$10	\$50	250.00	262.080
\$25 x 2	\$50	250.00	262.080
\$50	\$50	250.00	262.080
\$10 x 10	\$100	200.00	327.600
\$20 x 5	\$100	250.00	262.080
\$25 x 4	\$100	250.00	262.080
\$50 x 2	\$100	250.00	262.080
\$100 (STAR)	\$100	80.00	819.000
\$100	\$100	250.00	262.080
\$25 x 20	\$500	3,000.00	21.840
(\$25 x 10) +	\$500	3,000.00	21.840
(\$50 x 5)			
(\$30 x 10) +	\$500	3,000.00	21.840
(\$100 x 2)			
\$50 x 10	\$500	3,333.33	19.656
\$100 x 5	\$500	3,750.00	17.472
\$500	\$500	3,750.00	17.472
\$50 x 20	\$1,000	7,500.00	8.736
(\$50 x 10) +	\$1,000	7,500.00	8.736
(\$100 x 5)			
\$100 x 10	\$1,000	7,500.00	8.736
\$200 x 5	\$1,000	7,500.00	8.736
\$500 x 2	\$1,000	10,000.00	6.552
\$1,000	\$1,000	10,000.00	6.552
\$500 x 10	\$5,000	120,000.00	546
\$5,000	\$5,000	120,000.00	546
\$500 x 20	\$10,000	120,000.00	546
\$1,000 x 10	\$10,000	120,000.00	546
\$10,000	\$10,000	120,000.00	546
\$1,000 x 20	\$20,000	720,000.00	91
\$10,000 x 2	\$20,000	720,000.00	91
\$20,000	\$20,000	720,000.00	91
\$1,000,000	PRIZE	546,000.00	120
(\$50K/YR/20YRS)			
\$10,000,000	TOP	6,552,000.00	10
(\$500K/YR/20YRS)	PRIZE		

(11) The estimated overall odds of winning some prize in Instant Game Number 1007 are 1 in 2.98. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 1007, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing a BILLION DOLLAR BLOCKBUSTER lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(14) Payment of prizes for BILLION DOLLAR BLOCKBUSTER 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 2-20-09.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: February 20, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-8
 RULE TITLE: Instant Game Number 1004, DIAMOND DAZZLER

SUMMARY: This emergency rule describes Instant Game Number 1004, “DIAMOND DAZZLER,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-8 Instant Game Number 1004, DIAMOND DAZZLER.

(1) Name of Game. Instant Game Number 1004, “DIAMOND DAZZLER.”

(2) Price. DIAMOND DAZZLER lottery tickets sell for \$1.00 per ticket.

(3) DIAMOND DAZZLER 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 DIAMOND DAZZLER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

(4) The play symbols and play symbol captions are:



(5) The prize symbols and prize symbol captions are as follows:


\$1.00 ONE	\$2.00 TWO	\$3.00 THREE	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN
\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 TWO FIVE	\$40.00 FORTY	\$50.00 FIFTY	\$100 ONE HUNDRED
					\$5,000 FIVE THOUSAND

(6) The legends are as follows:

GAME 1
GAME 2
GAME 3
GAME 4 PRIZE

(7) Determination of Prizewinners.

(a) There are four games on a ticket. Each game is played separately. A ticket having three like play symbols and corresponding play symbol captions in a game shall entitle the claimant to the prize shown for that game. A ticket having a

“” symbol in a game play area shall entitle the player to the prize shown for that game.

(b) The prizes are: \$1.00, \$2.00, \$3.00, \$4.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100 and \$5,000.

(8) The estimated odds of winning, value and number of prizes in Instant Game Number 1004 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 66 POOLS OF 240,000 TICKETS PER POOL
\$1	\$1	10.71	1,478,400
\$1 x 2	\$2	30.00	528,000
\$2	\$2	30.00	528,000
\$1 x 4	\$4	150.00	105,600
(\$1 x 2) + \$2	\$4	300.00	52,800
\$2 x 2	\$4	150.00	105,600
\$4	\$4	150.00	105,600
\$1 + (\$2 x 2)	\$5	750.00	21,120
(\$1 x 3) + \$2	\$5	750.00	21,120
\$2 + \$3	\$	750.00	21,120
\$1 + \$4	\$5	750.00	21,120
\$5	\$5	750.00	21,120
(\$1 x 2) + (\$4 x 2)	\$10	500.00	31,680
(\$2 x 3) + \$4	\$10	500.00	31,680
(\$2 x 2) + (\$3 x 2)	\$10	500.00	31,680
\$5 x 2	\$10	500.00	31,680
\$10	\$10	500.00	31,680
\$5 + \$15	\$20	1,500.00	10,560
\$5 x 4	\$20	1,500.00	10,560
(\$5 x 2) + \$10	\$20	1,500.00	10,560
\$10 x 2	\$2	1,500.00	10,560
\$20	\$20	1,500.00	10,560

(\$5 x 2) + \$10 +	\$40	4,800.00	3,300
\$20	\$40	4,800.00	3,300
\$10 x 4	\$40	4,800.00	3,300
(\$5 x 2) + (\$15 x 2)	\$40	4,800.00	3,300
\$20 x 2	\$40	4,800.00	3,300
\$40	\$40	4,800.00	3,300
(\$20 x 3) + \$40	\$100	12,000.00	1,320
\$25 x 4	\$100	12,000.00	1,320
(\$40 x 2) + \$20	\$100	12,000.00	1,320
\$50 x 2	\$100	12,000.00	1,320
\$100	\$100	12,000.00	1,320
\$5,000	\$5,000	240,000.00	66

(9) The estimated overall odds of winning some prize in Instant Game Number 1004 are 1 in 4.88. 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.

(10) For reorders of Instant Game Number 1004, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) By purchasing a DIAMOND DAZZLER lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(12) Payment of prizes for DIAMOND DAZZLER 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 2-20-09.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: February 20, 2009

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER09-9
RULE TITLE: Instant Game Number 1005, TRIPLE DIAMONDS

SUMMARY: This emergency rule describes Instant Game Number 1005, “TRIPLE DIAMONDS,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER09-9 Instant Game Number 1005, TRIPLE DIAMONDS.

(1) Name of Game. Instant Game Number 1005, "TRIPLE DIAMONDS."

(2) Price. TRIPLE DIAMONDS lottery tickets sell for \$2.00 per ticket.

(3) TRIPLE DIAMONDS 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 TRIPLE DIAMONDS lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-89, F.A.C.

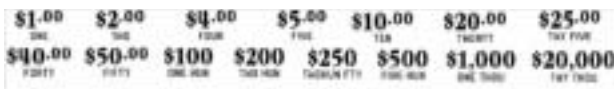
(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:



(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:



(6) The prize symbols and prize symbol captions are as follows:



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket having a "TRIPLE DIAMONDS" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol. A ticket having a "DOUBLE DIAMONDS" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to triple the prize shown for that symbol.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$200, \$250, \$500, \$1,000 and \$20,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1005 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 85 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.71	1,428,000
\$1 + \$1 (TRIPLE DIAMONDS)	\$4	50.00	306,000
\$1 (DOUBLE DIAMONDS) + \$2	\$4	75.00	204,000
\$2 (DOUBLE DIAMONDS)	\$4	50.00	306,000
\$4	\$4	50.00	306,000
\$1 x 5	\$5	375.00	40,800
\$1 (TRIPLE DIAMONDS)) + \$2	\$5	375.00	40,800
\$2 (DOUBLE DIAMONDS) + \$1	\$5	375.00	40,800
\$1 + \$4	\$5	375.00	40,800
\$5	\$5	375.00	40,800
\$1 x 10	\$10	250.00	61,200
\$2 (DD) + \$2 (TD)	\$10	250.00	61,200
\$2 (TRIPLE DIAMONDS) + \$4	\$10	250.00	61,200
\$5 (DOUBLE DIAMONDS)	\$10	250.00	61,200
\$10	\$10	250.00	61,200
\$2 x 10	\$20	750.00	20,400
\$5 + \$5 (TRIPLE DIAMONDS)	\$20	750.00	20,400
\$4 (DD) + \$4 (TD)	\$20	750.00	20,400
\$10 (DOUBLE DIAMONDS)	\$20	750.00	20,400
\$20	\$20	750.00	20,400
\$4 x 10	\$40	750.00	20,400
\$5 (DD) + \$10 (TD)	\$40	750.00	20,400
\$10 (DOUBLE) + \$20	\$40	750.00	20,400
\$20 (DOUBLE DIAMONDS)	\$40	750.00	20,400
\$40	\$40	750.00	20,400
\$10 x 10	\$100	3,600.00	4,250
\$20 (TRIPLE DIAMONDS) + \$40	\$100	3,600.00	4,250
\$20 (DD) + \$20 (TD)	\$100	3,600.00	4,250
\$20 + \$40 (DOUBLE DIAMONDS)	\$100	3,600.00	4,250
\$100	\$100	3,600.00	4,250
\$20 x 10	\$200	22,500.00	680

(\$25 x 2) + \$50	\$200	22,500.00	680
(TRIPLE DIAMONDS)			
\$25 (DD) + \$50	\$200	30,000.00	510
(TD)			
\$100 (DOUBLE DIAMONDS)	\$200	30,000.00	510
\$200	\$200	30,000.00	510
\$100 x 10	\$1,000	90,000.00	170
\$200 (DD) + \$200	\$1,000	90,000.00	170
(TD)			
\$500 (DOUBLE DIAMONDS)	\$1,000	90,000.00	170
\$50 + \$100 (DD) + \$250 (TD)	\$1,000	180,000.00	85
\$1,000	\$1,000	180,000.00	85
\$20,000	\$20,000	765,000.00	20

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF STATE

NOTICE IS HEREBY GIVEN THAT on February 6, 2009, the Department of State, received a petition for Variance of section VIII.B. of the State Aid Grant Guidelines, which are incorporated by reference into paragraph 1B-2.011(2)(a), F.A.C., from City of Boynton Beach. This Petition requests a 45-day variance from the rule requirement that a library applicant has 30 days after notification by the Department to correct an application deficiency.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Charlotte Wheeler, Agency Clerk, Office of the General Counsel, Department of State, 500 Bronough Street, Tallahassee, FL 32399-0250. The Department of State will accept comments concerning this petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice, at the Department of State, Office of the General Counsel, 500 South Bronough Street, Tallahassee, FL 32399-0250.

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 COMMISSISON

NOTICE IS HEREBY GIVEN THAT the Florida Public Service Commission has received a petition from BellSouth Telecommunications, Inc. d/b/a AT&T Florida in Docket No. 090082-TL – Petition by BellSouth Telecommunications, Inc. d/b/a AT&T Florida d/b/a AT&T Southeast for waiver of subsection 25-4.040(2), Florida Administrative Code., filed February 13, 2009. The rule requires a local exchange company to furnish one copy of the residential listings section of the telephone directory to its subscribers on an up front basis.

A copy of the petition can be obtained from the Office of Commission Clerk. Comments on the petition should be filed with: Commission's Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice. For additional

(10) The estimated overall odds of winning some prize in Instant Game Number 1005 are 1 in 4.65. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1005, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a TRIPLE DIAMONDS lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(13) Payment of prizes for TRIPLE DIAMONDS 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 2-20-09.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: February 20, 2009

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

information, please contact Jamie Morrow, Office of the General Counsel, at the above address or telephone (850)413-6183.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on February 12, 2009, the South Florida Water Management District (District), received a petition for waiver from Andrew Wong, Application No. 09-0212-1, for utilization of Works or Lands of the District known as the C-100A Canal, for the relocation of an existing fence in correlation with the District's bank stabilization project located 15' from the top of the canal bank along the north right of way of the C-100A Canal; Section 14, Township 55 South, Range 40 East, Miami-Dade County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground encroachments within 40 feet of the top of the canal bank within Works or Lands of the District.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on February 17, 2009, the Agency for Health Care Administration has issued an order.

The Final Order is Denying the Petition for Variance from subsection 59A-18.004(4), Florida Administrative Code.

The Order concerned the Petition for Variance, filed on November 19, 2008, by Burke Consulting Corporation d/b/a Granny Nannies of Sarasota. The Notice of petition for Waiver or Variance was published in the Florida Administrative Weekly at page 6491 of Vol. 34, No. 50, published on December 12, 2008.

Petitioner requested a variance of subsection 59A-18.004(4), Florida Administrative Code; entitled "Licensure Requirements, Procedures, and Fees." Subsection 59A-18.004(4), F.A.C., states that all nurse registries must apply for counties within specific Agency for Health Care Administration geographic service area boundaries pursuant to Section 408.032(5), F.S. and Section 400.497(7), F.S., in which the main office is located. The petitioner sought a variance from this rule. The petitioner requested to serve patients in Manatee County, a geographic area 6 county from their main office located in Sarasota County in geographic service area 8, instead of establishing an office in geographic service area 6.

The Agency denied this request and issued a Final Order on the Petition on February 17, 2009. The basis for the Agency's denial of the petition is the failure of the petitioner to establish that the requirements for a waiver under Section 120.542(2), F.S., would be met. The Petitioner failed to establish a substantial hardship or that the underlying purpose of the authorizing statute would be met or that the Agency's decision would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Vik Mohan, Assistant General Counsel, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308, mohanv@ahca.myflorida.com, (850)922 5873.

NOTICE IS HEREBY GIVEN THAT on February 9, 2009, the Agency for Health Care Administration, received a petition for Variance from Rule 59G-13.083, Florida Administrative Code, from K. S. c/o G. H. ("Petition"). Rule 59G-13.083, Florida Administrative Code, entitled Developmental Disabilities Waiver Services, governs all developmental disabilities waiver services providers enrolled in the Florida Medicaid program, and incorporates by reference the Florida Medicaid Developmental Disabilities Waiver Services Coverage and Limitations Handbook, July 2007 ("Handbook"). G. H. seeks variance from a portion of the Environmental Accessibility Adaptations provision of the Handbook.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Station 3, Tallahassee, Florida 32308.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on February 16, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Variance filed by Emile Rocherfort on behalf of Lake Harbor Cove Condominiums Association (case VW 2009-017). The petition requests for variance from Rule 3.11.3, A.S.M.E. 17.3, 1996 edition, Rule 2.7.4, A.S.M.E. 17.3, 1996 edition as adopted by Chapter 3001.2, 2004 Florida Building Code as referenced in Rule 61C-5.001, Florida Administrative Code. Specifically, the Petitioner requests to not provide Fire Fighter Service or restricted door openings.

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

NOTICE IS HEREBY GIVEN THAT on February 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Variance from Rules 2.20.1, 2.20.9 and 2.24.2, A.S.M.E. A17.1a, 2005 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code and Rule

61C-5.001, Florida Administrative Code, which require steel ropes, specific type wedge shackles with non welded terminations, and grooved sheaves of a minimum pitch diameter from Patricia Serley of Otis Elevator Company. The Petitioners are requesting a variance to allow the installation of Gen2™ elevator systems in the following location: Hotel Iondigo, Pensacola Beach (VW 2009-016).

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

NOTICE IS HEREBY GIVEN THAT on February 24, 2009, the Board of Professional Engineers, received a petition for Variance or Waiver filed on February 24, 2009 on behalf of Rutugandha Nulkar. Pursuant to Chapter 28-104, F.A.C., and Section 120.542, F.S., Petitioner seeks a waiver of the provisions of Rule 61G15-20.007, Florida Administrative Code, which is entitled "Demonstration of Substantial Equivalency." Specifically, the Petitioner requests a waiver of those requirements under Rule 61G15-20.007, F.A.C., that govern the amount of credit hours required in mathematics and basic sciences by counting additional course work that petitioner has completed which is described in the petition. In the alternative, petitioner requests that in light of her significant additional course work completed in Engineering Sciences and Design, that the Board permanently waive any purported deficiency.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on February 19, 2009, the Board of Nursing, received a petition for Variance or Waiver filed on February 19, 2009 on behalf of Robert Sherman Davis. Pursuant to Chapter 28-104, F.A.C. and Section 120.542, F.S., Petitioner seeks a permanent variance or waiver. Specifically, the Petitioner requests that on the basis of fairness and hardship reasons described in the Petition, the Board grant a permanent variance or waiver of Rule 64B9-2.008, F.A.C., entitled "Clinical Training," so as to allow him to sit for the Florida NCLEX examination and to practice as a Registered Nurse in the State of Florida.

This Petition will be considered by the Board at its meeting on April 2009.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on February 12, 2009, the Department of Children and Families, received a petition for wavier of subsection 65C-15.017(3), Florida Administrative Code, from Children's Home Society of Florida and Engel Demont, assigned Case No. 09-008W. Subsection 65C-15.017(3), F.A.C., requires staff responsible for performing casework services shall have a bachelor's degree in social work or related study or a master's degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg., 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on February 2, 2009, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Children's Network of Southwest Florida and J'ana Jackson, assigned Case No. 09-004W. Subsection 65C-15.017(3), F.A.C., requires staff performing casework services shall have a bachelor's or master degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg., 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on February 12, 2009, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Children's Home Society of Florida and Jaime Lopez, assigned Case No. 09-007W. Subsection 65C-15.017(3), F.A.C., requires agency staff responsible for performing casework services shall have a bachelor's or master degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg., 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN THAT on January 30, 2009, the Department of Children and Families, received a petition for Waiver of subsection 65C-15.017(2), Florida Administrative Code, from Melisa Penton, assigned Case No. 09-005W. Subsection 65C-15.017(2), F.A.C., provides that supervising staff in a licensed child placing agency must have one of the following combinations of education and experience: a bachelor's degree in social work or related area of study and four years of human services or child welfare experience; a master's degree in social work or related area of study and two years of relevant experience; a doctorate in social work or related area and one year of relevant experience.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on February 24, 2009, the Florida Housing Finance Corporation, received a petition for Waiver of subsection 67-48.010(3), Florida Administrative Code (2007), ("Petition"). The Petition is seeking a waiver of the portion of the subsection 67-48.010(3), F.A.C., which requires a loan under the State Apartment Incentive Loan (SAIL) Program to be non-amortizing.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at: www.floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

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: March 24, 2009, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular scheduled meeting of the Governor and Cabinet

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

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

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative

procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

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

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

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 AGRICULTURE AND CONSUMER SERVICES

The **Florida Agricultural Center and Horse Park Authority** announces a public meeting to which all persons are invited.

DATES AND TIME: Tuesdays, March 17, 24, 31, 2009, 4:00 p.m.

PLACE: Ocala Foxtrotter Ranch, 11800 South Highway 475, Ocala, Florida 34480

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committees of the Florida Agricultural Center and Horse Park Authority will meet every Tuesday in March to discuss committee business.

A copy of the agenda may be obtained by contacting: Richard Gunnels at gunnelr@doacs.state.fl.us or (850)488-3022.

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: Richard Gunnels at gunnelr@doacs.state.fl.us or (850)488-3022. 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 **Coordinating Council on Mosquito Control** announces a public meeting to which all persons are invited.

DATE AND TIME: June 16, 2009, 9:00 a.m.

PLACE: Alachua Regional Service Center, East Building, 14101 Northwest Highway 441, Alachua, Florida 32616, (386)418-5500

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

A copy of the agenda may be obtained by contacting: Mr. Mike Page, Chief, Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Tallahassee, Florida 32301, (850)921-4177.

The **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: March 18, 2009, 2:00 p.m.

PLACE: Teleconference Call: 1(877)290-0784, Conference Code: 4078285522, five minutes prior to the scheduled meeting time. The Conner Building, Bureau of Fair Rides Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special Meeting of a Subcommittee of the Florida Amusement Device and Attraction Advisory Committee to discuss public service announcements in regards to amusement ride safety.

A copy of the agenda may be obtained by contacting: Rob Jacobs, Bureau of Fair Rides Inspection, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650 (850)488-9790.

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: Rob Jacobs at (850)488-9790. 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 **Citrus Production Research Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday March 13, 2009, 9:00 a.m.

PLACE: Bert Harris Ag Center (Formerly: Sebring Agri-Civic Center) 4509 George Blvd. Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting to discuss and vote on research proposals for the current year.

A copy of the agenda may be obtained by contacting: Marshall Wiseheart at (850)488-4366.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Marshall Wiseheart at (850)488-4366. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marshall Wiseheart at (850)488-4366.

The **Department of Agriculture and Consumer Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, March 23, 2009, 1:30 p.m.

PLACE: 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Motor Vehicle Repair Advisory Council will be meeting to discuss: proposed legislation for the 2009 Florida session addressing issues of interest to consumers; and issues to advise and assist the department.

A copy of the agenda may be obtained by contacting: Mrs. LuAnn F. Stiles, Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)922-2966.

DEPARTMENT OF EDUCATION

The Florida **Department of Education** announces a workshop to which all persons are invited.

DATE AND TIME: March 16, 2009, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: School Funding.

A copy of the agenda may be obtained by contacting: Lynn Abbott at lynn.abbott@fldoe.org or by visiting the Departments' website: <http://www.fldoe.org>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Lynn Abbott at (850)245-9661 or lynn.abbott@fldoe.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: Lynn Abbott at (850)245-9661 or lynn.abbott@fldoe.org.

The Florida **Department of Education** announces a public meeting to which all persons are invited.

DATE AND TIME: March 17, 2009, 8:30 a.m.

PLACE: Tallahassee Community College, Downtown Capitol Center, 300 West Pensacola Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting agenda will consist of approval of minutes of the State Board meeting held January 21, 2009, and updates on various reports and status of education initiatives by the Chairman and Commissioner. Items for consideration include amendments to the following rules: Rule 6A-1.039, F.A.C., Supplemental Educational Services in Title I Schools; Rule 6A-1.09432, F.A.C., Assessment of English Language Learners; Rule 6A-1.099, F.A.C., Cooperative Projects and Activities; Rule 6A-4.0244, F.A.C., Specialization Requirements for the Endorsement in English for Speakers of Other Languages – Academic Class; Rule 6A-4.02451, F.A.C., Performance Standards, Skills, and Competencies for the Endorsement in English for Speakers of Other Languages; Rule 6A-6.05271, F.A.C., Standards for the Use of Reasonable Force; Rule

6A-6.0571, F.A.C., Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks; Rule 6A-6.0900, F.A.C., Programs for English Language Learners; Rule 6A-6.0901, F.A.C., Definitions Which Apply to Programs for English Language Learners; Rule 6A-6.0904, F.A.C., Equal Access to Appropriate Instruction for English Language Learners; Rule 6A-6.0905, F.A.C., Requirements for the District English Language Learners Plan; Rule 6A-6.0906, F.A.C., Monitoring of Programs for English Language Learners; Rule 6A-6.0907, F.A.C., Inservice Requirements for Personnel Serving English Language Learners; Rule 6A-6.0908, F.A.C., Equal Access for English Language Learners to Programs Other Than English for Speakers of Other Languages (ESOL); Rule 6A-6.0909, F.A.C., Exemptions Provided to English Language Learners; Rule 6A-6.09091, F.A.C., Accommodations of the Statewide Assessment Program Instruments and Procedures for English Language Learners; Rule 6A-6.0970, F.A.C., John M. McKay Scholarship for Students with Disabilities Program; Rule 6A-22.001, F.A.C., Definitions; Rule 6A-22.002, F.A.C., Rehabilitation Provider Qualifications; Rule 6A-22.003, F.A.C., Reemployment Status Review; Rule 6A-22.004, F.A.C., Notice Requirements; Rule 6A-22.006, F.A.C., Screening Process; Rule 6A-22.008, F.A.C., Reemployment Services and Programs; Rule 6A-22.009, F.A.C., Employee Responsibilities; Rule 6A-22.010, F.A.C., Reporting Services and Costs: Qualified Rehabilitation Provider and Employer or Carrier Responsibilities; Rule 6A-22.011, F.A.C., List of Forms; and Rule 6A-22.012, F.A.C., Expenditures from the Workers' Compensation Administrative Trust Fund. Other items for consideration include: Charter School Appeals: New Alternative Education High School of Hernando County vs. School Board of Hernando County, New Alternative Education High School of Broward County (North, South, and Central) vs. School Board of Broward County; Approval of Request for a Bachelor of Science in Nursing, at Manatee Community College; Approval of Request to Restructure the Bachelor of Science in Middle Grades Math/Science Teacher Education at Northwest Florida State College; Approval of Amendment Relating to the Life Span of a School Building or Facility to the Orange County School District's Charter Contract; Approval of Amendment to the Palm Beach County School District's Charter Contract to provide an Exemption to the Requirements of Section 1001.42(4)(f), Florida Statutes, relating to the 2009-2010 School Calendar; Approval of Designation of Academically High Performing School Districts; Approval of Request by Miami Dade College to Change the Designation of Carrie P. Meek Entrepreneurial Special Purpose Center to Carrie P. Meek Entrepreneurial Center; Approval of Adoption of Resolutions Authorizing the Issuance and Sale of Not Exceeding \$185,000,000 State of Florida, Full Faith and Credit, State Board of Education Public Education Capital Outlay Refunding Bonds, 2009 Series [to be determined]. Updates and presentations will be provided on the status of

Public Education Capital Outlay Bonds, the Florida College System Employment Equity Program 2008 Progress Report, and Next Generation Assessments.

A copy of the agenda may be obtained by contacting: Lynn Abbott at (850)245-9661 or lynn.abbott@fldoe.org or by visiting the Department's website at: <http://www.fldoe.org>.

Persons wishing to speak on a specific agenda item must submit no later than March 13, 2009, a written request indicating the name of the person wishing to address the Board, the organization represented if any, and the specific agenda item they wish to address. The request should be addressed to: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1520, Tallahassee, Florida 32399-0400 or via email: lynn.abbott@fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Lynn Abbott at (850)245-9661 or lynn.abbott@fldoe.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: Lynn Abbott at (850)245-9661 or lynn.abbott@fldoe.org.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF CORRECTION – The Florida Building Commission, “the COMMISSION” announces a public meeting to which all persons are invited.

DATES AND TIME: March 2, 2009, Meeting Cancelled; March 16, 2009; March 30, 2009; April 20, 2009; April 27, 2009, 10:00 a.m.– Completion

PLACE: Meetings to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Conference Code: 9221867

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a NOTICE OF CORRECTION for notice appearing on Friday, February 27, 2009, Vol. 35, No. 8 to add to the March 16, 2009 meeting the following items:

The Commission will consider results of and take action on as appropriate, Hearings on Rule 9B-3.0477, Rule 9B-3.0475 and Rule 9B-3.0472 held February 4, 2009 and Rule 9B-72.090 and 9B-72.180 held February 17, 2009.

A copy of the agenda may be obtained by contacting: Mr. Rick Dixon, 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.

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. 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, (850)487-1824, 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).

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Mr. Rick Dixon, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Fax: (850)414-8436, Website: www.floridabuilding.org.

The **Florida Building Commission**, “the COMMISSION” announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2009, 2:00 p.m.

2:00 p.m. Meeting of the Fire Technical Advisory Committee (TAC) (concurrent with the Electrical TAC and Mechanical TAC)

2:00 p.m. Meeting of the Electrical TAC (Concurrent with the Mechanical TAC and Fire TAC)

2:00 p.m. Meeting of the Mechanical TAC (Concurrent with the Electrical TAC and the Fire TAC)

PLACE: Meeting to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Code: 9221867. Point of Access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Declaratory Statements and other business.

A copy of the agenda may be obtained by contacting: Mr. Joe Bigelow, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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. 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, (850)487-1824, 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Mr. Joe Bigelow, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

The **Department of Community Affairs, Housing and Community Development Division**, Community Assistance Section announces a hearing to which all persons are invited.

DATE AND TIME: March 25, 2009, 10:00 a.m. – 12:00 Noon
PLACE: Historic Gato Building, 1st Floor, Conference Room, 1100 Simonton Street, Key West, Florida 33040

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Community Affairs (DCA) is seeking a non-profit entity to administer the Community Services Block Grant (CSBG) in Monroe County, Florida. Pursuant to a notice in the December 12, 2008, Florida Administrative Weekly regarding agencies interested in becoming the CSBG provider for Monroe County, one letter of interest was received from the Center for Independent Living of the Keys. The purpose of this hearing is to afford this agency an opportunity to present to all interested parties in the community their qualifications and proposal for providing services if selected. In order to be designated to serve as the eligible entity, an entity must agree to add additional members to its board to ensure adequate representation in compliance with 42 U.S.C. 9909 and 9910 and Rule 9B-22.011, Florida Administrative Code. Special consideration shall be given to an organization with demonstrated effectiveness in providing a broad range of services designed to eliminate poverty and foster self-sufficiency. Priority shall be given to existing CSBG eligible entities in good standing with DCA that are providing related services in the specified county or in areas contiguous to or within reasonable proximity to the specified county. Selection will be based on the entity’s experience and performance in related federal or state programs in assisting

low-income persons in the area to be served, and the entity's capacity to undertake a timely and effective program. The following qualities will be reviewed: (1) the extent to which the past or current program achieved or is achieving goals in a timely fashion; (2) the quality of work performed by the entity; (3) the number, qualifications, and experience of the staff members of the entity; and (4) the ability to maintain compliance with administrative and financial management requirements. After this hearing, DCA will review the application received and make a decision regarding the entity's eligibility to provide program services in Monroe County. A recommendation for the selected entity will then be prepared by DCA staff for subsequent consideration and approval or disapproval by DCA's Secretary and the Governor.

A copy of the agenda may be obtained by contacting: Ms. Hilda Frazier, Planning Manager, Florida Department of Community Affairs, Community Assistance Section, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, Fax: (850)488-2488 or e-mail: hilda.frazier@dca.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Department of Community Affairs at (850)488-7541. 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 Building Commission**, "the COMMISSION" announces a public meeting to which all persons are invited.

DATE AND TIME: April 2, 2009, 10:00 a.m.

PLACE: Meeting to be conducted using Communications Media Technology, Specifically Conference Call: 1(888)808-6959, Code: 9221867. Public point of access: Room 210L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Product Approval Program Oversight Committee to consider declaratory statements and applications for statewide product approval.

A copy of the agenda may be obtained by contacting: Mr. Azhar Khan, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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. 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, (850)487-1824,

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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Mr. Azhar Khan, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

DEPARTMENT OF REVENUE

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 2009, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is withdrawing the request for approval by the Governor and Cabinet at their meeting on March 10, 2009, to publish a Notice of Proposed Rulemaking for Rule 12A-19.021, F.A.C. (Communications Services Tax Brackets). A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

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: Larry Green at (850)922-4830. 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 TRANSPORTATION

The Florida **Department of Transportation**, District Seven announces a hearing to which all persons are invited.

DATE AND TIME: Monday, March 30, 2009, 5:00 p.m. – 7:00 p.m.

PLACE: The Resort & Club at Little Harbor, 611 Destiny Drive, Ruskin, Florida 33570

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation, District Seven invites you to attend and participate in a Public Hearing for the Project Development and Environment (PD&E) Study for proposed improvements to US 41 (SR 45) from 12th Street to Kracker Avenue in Hillsborough County. WPI Segment: 421140 8, FPID No.: 421140-8-22-01.

This Public Hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and social, economic and environmental effects of the recommended alternative for the project. The project proposes improving US 41 between 12th Street and Kracker Avenue from a four-lane divided road to a six-lane divided suburban road, a six-lane urban road with auxiliary lanes, and a six-lane high-speed urban road with auxiliary lanes. The project length is approximately 6.2 miles.

This Public Hearing is being conducted pursuant to Chapter 339, Florida Statutes, 23 CFR 771, 23 U.S.C. 128, Chapter 120, Florida Statutes and Title VI and Title VIII of the United States Civil Rights Acts of 1964 and 1968.

A copy of the agenda may be obtained by contacting: Ming Gao, Interim Department Head, Intermodal Systems Development, 11201 N. McKinley Drive, MS 7-500, Tampa, FL 33612-6456.

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: Mr. Manuel Santos, Project Manager at 1(800)226-7220, (813)975-6173. 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: Mr. Manuel Santos, Project Manager at 1(800)226-7220, (813)975-6173 or manuel.santos@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."

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: March 10, 2009, 9:00 a.m. (ET)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the SBA Trustees to address the need to raise additional revenue to fund the obligations, costs and expenses of the Florida Hurricane Catastrophe Fund and the Florida Hurricane Catastrophe Fund Finance Corporation. In addition, other general business may be addressed.

For more information, you may contact: Tracy Allen, Florida Hurricane Catastrophe Fund at (850)413-1341 or tracy.allen@sbafla.com.

The Florida **Commission on Hurricane Loss Projection Methodology** announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2009, 9:00 a.m. – 4:00 p.m. (ET)

PLACE: Hermitage Centre, Conference Room, 1801 Hermitage Boulevard, Tallahassee, Florida, Conference Call: 1(888)808-6959, Conference Code: 4765251363

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a regular business meeting during which the Commission will discuss the model submissions received under the standards and acceptability process for 2008. In addition, other general business of the Commission will be addressed.

A copy of the agenda may be obtained by contacting: Donna Sirmons, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300, donna.sirmons@sbafla.com, (850)413-1349.

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: Donna Sirmons at the address given 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).

The **State Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2009, 9:00 a.m. – 3:00 p.m. (ET)

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, FL 32308, Conference Call: 1(888)808-6959, Conference Code: 4765251363

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Advisory Council to the Florida Hurricane Catastrophe Fund to obtain approval for the premium formula for the 2009/2010 Contract Year, to obtain approval to file Rule 19-8.028 F.A.C. (Reimbursement Premium Formula) for Notice of Proposed Rulemaking and to file this rule for adoption if no member of the public timely requests a rule hearing. In addition, other general business of the Council may be addressed.

A copy of the agenda may be obtained by contacting: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, tracy.allen@sbafla.com, (850)413-1341.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Tracy Allen at the address given 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).

The **State Board of Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 27, 2009, 10:00 a.m. – 12:00 Noon (ET)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4765251363

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Advisory Council to the Florida Hurricane Catastrophe Fund to obtain approval for the premium formula for the 2009/2010 Contract Year, to obtain approval to file Rule 19-8.028 F.A.C. (Reimbursement Premium Formula) for Notice of Proposed Rulemaking and to file this rule for adoption if no member of the public timely requests a rule hearing. In addition, other general business of the Council may be addressed. This meeting will be held only if it is determined to be necessary during the meeting on March 20, 2009.

A copy of the agenda may be obtained by contacting: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, tracy.allen@sbafla.com, (850)413-1341.

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

DEPARTMENT OF CITRUS

The Florida **Department of Citrus**, Long-Range Planning Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 16, 2009, 1:30 p.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, Florida 33801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will finalize goals and objectives for the three KSI's (Key Strategic Initiatives): Marketing, Strategic Partnerships, and Governance and Leadership.

A copy of the agenda may be obtained by contacting: Bob Norberg at (863)499-2500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Dianne Screws at (863)499-2500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bob Norberg at (863)499-2500.

The Florida **Department of Citrus**, Florida Citrus Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 18, 2009, 9:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, Florida 33801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the purpose of standing committee meetings and the regularly scheduled meeting of the Florida Citrus Commission. The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, program evaluation measurements, licensing, rulemaking, and other matters addressed during regular meetings of the Commission. The agenda will also include the annual reorganization meeting.

A copy of the agenda may be obtained by contacting: Linda Gurney at (863)499-2500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Dianne Screws at (863)499-2500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Linda Gurney at (863)499-2500.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a public customer meeting to which all persons are invited.

DATE AND TIME: Monday, March 30, 2009, 6:30 p.m.

PLACE: Jenkins Auditorium, 691 W. Montrose Ave., Clermont, Florida 34711

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOCKET NO. 080597-WS – Application for increase in water and wastewater rates in Lake County for Southlake Utilities Inc. The purpose of this customer meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on

other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. All persons who wish to comment are urged to be present at the beginning of the meeting, since the meeting may be adjourned early if no customers are present.

EMERGENCY CANCELLATION OF CUSTOMER MEETING: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199. A copy of the agenda may be obtained by contacting: John Mann at (850)413-6976 or Bob Casey at (850)413-6974, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850.

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: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATES AND TIME: Monday, April 13, 2009, 9:30 a.m.; **Tuesday, April 14, 2009 and Wednesday, April 15, 2009 have also been reserved for continuation of the hearing if needed.**

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOCKET NO. 070703-EI – Review of coal costs for Progress Energy Florida's Crystal River Units 4 and 5 for 2006 and 2007.

The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the Commission's review of coal costs for Progress Energy Florida, Inc.'s Crystal River Units 4 and 5 for the years 2006 and 2007 and to take action on any motions or other matters that may be pending at the time of the hearing. At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties at the prehearing conference held on March 24, 2009. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

PREHEARING CONFERENCE

DATE AND TIME: Tuesday, March 24, 2009, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matter as may aid in the disposition of the action.

EMERGENCY CANCELLATION OF HEARING: If the settlement of the case or a named storm or other disaster requires cancellation of the hearing, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the hearing will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Children and Youth Cabinet of Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 17, 2009, 12:30 p.m. – 4:30 p.m.

PLACE: Florida State University, Foundation Board Room, 2010 Levy Avenue, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Children and Youth Cabinet members will hear from committees on Data Sharing, Budget and Reports and Recommendations, the Children's Summit Workgroup and discuss other issues regarding child welfare in Florida.

A copy of the agenda may be obtained by contacting: Sharon L. Read at (239)489-9063 or Sharon.Read@eog.myflorida.com.

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

agency at least 1 day 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).

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: Sharon L. Read at (239)489-9063 or Sharon.Read@eog.myflorida.com.

REGIONAL PLANNING COUNCILS

The **Withlacoochee Regional Planning Council**, Executive Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 19, 2009, 6:20 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Director Contract.

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Withlacoochee Regional Planning Council**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 19, 2009, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council.

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council at 1241 S. W. 10th Street, Ocala, FL 34471-0323.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 9, 2009, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: to conduct the regular business of the Agency on Bay Management.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Suzanne Cooper at (727)570-5151, ext. 32. 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: Suzanne Cooper at (727)570-5151, ext. 32.

The **Tampa Bay Regional Planning Council**, Executive/Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 13, 2009, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

A copy of the agenda may be obtained by contacting: not available.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. 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: Wren Krahl at (727)570-5151, ext. 22.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 13, 2009, 10:00 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. 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: Wren Krahl at (727)570-5151, ext. 22.

The **Tampa Bay Regional Planning Council**, Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 13, 2009, 11:30 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBRPC Legislative Committee.

A copy of the agenda may be obtained by contacting: Wren Krahl at (727)570-5151, ext. 22.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. 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: Wren Krahl at (727)570-5151, ext. 22.

The **Tampa Bay Regional Planning Council**, Clearinghouse Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 27, 2009, 9:30 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. 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: Wren Krahl at (727)570-5151, ext. 22.

The **Southwest Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 19, 2009, 9:00 a.m.

PLACE: CREW Land and Water Trust, 23998 Corkscrew Road, Estero, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Southwest Florida Regional Planning Council to discuss and take action on various issues affecting the Southwest Florida Region.

A copy of the agenda may be obtained by contacting: Mrs. Nichole Gwinnett at (239)338-2550, ext. 232 or ngwinnett@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mrs. Deborah Kooi at (239)338-2550, ext. 210 or dkooi@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Mrs. Nichole Gwinnett at (239)338-2550, ext. 232 or ngwinnett@swfrpc.org.

The **Regional Business Alliance** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, March 11, 2009, 2:00 p.m. – 4:00 p.m.; Tuesday, March 25, 2009, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(866)266-3378, Enter Conference ID 9545660217 plus #, then enter password 1234 plus #, then say your name and enter #. South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Executive Committee conference call to discuss regional issues including mass transit and transportation funding.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2009, 9:30 a.m.
PLACE: Indian River State College, Chastain Campus, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the monthly meeting of the Council.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

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

The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2009, Immediately following the regular Council meeting

PLACE: Indian River State College, Chastain Campus, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council's Budget/Personnel Committee to discuss a proposed budget amendment.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

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

The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2009, Immediately following the regular Council meeting

PLACE: Indian River State College, Chastain Campus, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of Council's Energy Committee.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

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

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

REGIONAL TRANSPORTATION AUTHORITIES

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 17, 2009, 2:00 p.m.

PLACE: Main Conference Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Marketing Committee Meeting.

A copy of the agenda may be obtained by contacting: SFRTA Marketing Office at (954)788-7935.

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, Florida 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).

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 **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 18, 2009, 10:30 a.m.

PLACE: Board Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Planning Technical Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: SFRTA Planning Office at (954)788-7928.

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, Florida 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).

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.

DEPARTMENT OF CORRECTIONS

The Florida **Department of Corrections** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 10:00 a.m.

PLACE: Reception and Medical Center (Regional Director's Conference Room at RMC), 7765 South County Road 231, Lake Butler, Florida 32054

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the RMC Hospital Governing Body.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Gerda Godwin at (386)496-6074. 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: Gerda Godwin at (386)496-6074.

WATER MANAGEMENT DISTRICTS

The **Ichetucknee Partnership** (TIP) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 12, 2009, 9:00 a.m.

PLACE: Council Chambers at City Hall, corner of North Marion Avenue and Madison Street, Lake City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Ichetucknee Partnership executive committee will meet to consider TIP business and activities.

A copy of the agenda may be obtained by contacting: Cindy Johnson, TIP Coordinator at (386)362-1001 or CLJ@srwmd.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Cindy Johnson, TIP Coordinator at (386)362-1001 or CLJ@srwmd.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: Cindy Johnson, TIP Coordinator at (386)362-1001 or CLJ@srwmd.org.

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

Northern Recreational Public Meeting (RPM)

DATE AND TIME: Tuesday, March 17, 2009, 9:30 a.m. – 11:30 a.m.

PLACE: Pioneer Settlement for the Creative Arts, Auditorium, 1776 Lightfoot Lane, Barberville, FL

Management Review Team Tour (MRT)

DATE AND TIME: Tuesday, March 17, 2009, 12:30 p.m. – 3:30 p.m.

PLACE: Heart Island Conservation Area. We will meet at the Pioneer Settlement for the Creative Arts. Transportation will be provided for the tour. If you are interested in attending the Tour please call: (386)329-4879 or e-mail: jemanuel@sjrwmd.com.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Northern Recreational Public Meeting will review land management and land acquisition activities in the Northern Region.

A copy of the agenda may be obtained by contacting: Jo Anna Emanuel at (386)329-4879.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Karen Davis at (386)329-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, March 14, 2009, 11:00 a.m.

PLACE: Green Swamp West Meeting Facility, 13345 Ranch Road, Dade City, FL 33525

GENERAL SUBJECT MATTER TO BE CONSIDERED: Volunteer Appreciation Day: Recognize contribution of volunteers for their efforts to improve recreation on District lands. Ad Order 28778.

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).

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 **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 16, 2009, 9:30 a.m.

PLACE: South Florida Community College, Hardee Campus, 2968 US 17 North, Bowling Green, FL 33834

GENERAL SUBJECT MATTER TO BE CONSIDERED: Charlotte Harbor National Estuary Program Policy Committee Meeting: Conduct Committee business. Ad Order 28778.

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).

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 **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 16, 2009, 9:30 a.m.

PLACE: Polk's Nature Discovery Center, 4399 Winter Lake Road, Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Basin Board Education Committee And Basin Board Land Resources Committee Joint Meeting: Discuss committee issues/projects of mutual interest. Ad Order 28778.

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **South Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: March 26, 2009, 10:00 a.m. – 3:00 p.m.

PLACE: Osceola County Commission Chambers, Administration Building, 1 Courthouse Square, Fourth Floor, Kissimmee, FL 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED: Additional rule development workshop to amend Rules 40E-2.091, 40E-20.091, 40E-10.011, 40E-10.021, 40E-10.031 and new rule 40E-10.051, F.A.C., to establish a water reservation for the portions of the Kissimmee River (upstream of S-65E), Floodplain and Upper Chain of Lakes, in volumes, locations and seasons of the year as is necessary for the protection of fish and wildlife. The purpose of this workshop is to discuss the technical evaluation which identifies the water needed for the protection of fish and wildlife.

A copy of the agenda may be obtained by contacting: Scott Burns, Director, Everglades Water Supply Policy, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4224 or (561)682-4224, email: sburns@sfwmd.gov. The agendas will be posted on the District's website: www.sfwmd.gov/water supplyruledevelopment one week prior to the workshop. Click on Water Reservations tab then KISS/UCOL.

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, 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).

For more information, you may contact: Scott Burns, Director, Everglades Water Supply Policy, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 4224 or (561)682-4224, email: sburns@sfwmd.gov or Beth Ross, Senior Specialist Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6257 or (561)682-6257, email: bross@sfwmd.gov.

For procedural questions, contact: Jan Sluth, Senior 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.

SPACE FLORIDA

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2009, 9:00 a.m. (Eastern Standard Time)

PLACE: Space Florida Office, 100 Spaceport Way, Cape Canaveral, and by Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rule 57-2.002: Public Notices, Access, and Meetings – Part II, F.A.C. Space Florida Executive Committee Meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer, Vice President of Communications, Government, & External Affairs at dspicer@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Deb Spicer, Vice President of Communications, Government, & External Affairs at dspicer@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Deb Spicer, Vice President of Communications, Government, & External Affairs at dspicer@spaceflorida.gov.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 9:30 a.m.

PLACE: 1101 Gulf Breeze Parkway, Gulf Breeze, Florida 32561

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program Council Business.

A copy of the agenda may be obtained by contacting: Mike Phillips at (850)916-6720.

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: 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: Mike Phillips at (850)916-6720.

The Florida **Department of Elder Affairs, Division of Statewide Community-Based Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, March 20, 2009, 2:00 p.m. – 4:00 p.m. (EST)

PLACE: Conference Call: 1(888)808-6959, Access Code: 9119912

GENERAL SUBJECT MATTER TO BE CONSIDERED: Subgroup meeting on Eligibility, Enrollment and Facilities / Community Placement.

A copy of the agenda may be obtained by contacting: Bobby Bernal, Department of Elder Affairs, Division of Statewide Community-Based Services, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2487, Email: bernalr@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: Bobby Bernal, Department of Elder Affairs, Division of Statewide Community-Based Services, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2487, Email: bernalr@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: Bobby Bernal, Department of Elder Affairs, Division of Statewide Community-Based Services, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2487, Email: bernalr@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: March 20, 2009, 1:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Enhanced Benefits Panel will discuss issues related to the technical aspects of the Enhanced Benefits program, under Medicaid Reform.

A copy of the agenda may be obtained by contacting: Aldria White, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #8, Tallahassee, FL 32308, (850)488-5420, a week before the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Aldria White, at the address and phone number written 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).

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: Aldria White, at the address and phone number written above.

DEPARTMENT OF MANAGEMENT SERVICES

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 9, 2009, 1:30 p.m. – 4:00 p.m. or until Board business is concluded

PLACE: Turlington Building, Room 1703, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the SSRC Board of Trustees. Section 282.205, F.S., establishes the Southwood Shared Resource Center, formerly the Shared Resource Center, to enhance communication among state agencies and identify statewide enterprise information technology solutions.

A copy of the agenda may be obtained by contacting: Rick Mitchell at (850)488-9895, rick.mitchell@ssrc.myflorida.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895 or rick.mitchell@ssrc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rick Mitchell at (850)488-9895 or rick.mitchell@ssrc.myflorida.com.

NOTICE OF CHANGE – Agency for Workforce Innovation, Office of Early Learning announces a public meeting to which all persons are invited.

DATE AND TIME: March 13, 2009, 10:00 a.m. – 3:00 p.m.

PLACE: New Meeting Location: Residence Inn Tallahassee Universities at the Capitol, 600 W. Gaines Street, Tallahassee, FL 32304. A Conference Call dial in number is also available: 1(888)808-6959, Access Code: 9213167

GENERAL SUBJECT MATTER TO BE CONSIDERED: Early Learning Advisory Council Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Lisa Billups at (850)921-3413 or lisa.billups@flaawi.com.

The **Agency for Workforce Innovation,** Office of Early Learning announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 14, 2009, 1:30 p.m. – 4:30 p.m.

PLACE: Crown Plaza Orlando Airport, 5555 Hazeltine National Dr., Orlando, FL 32812, 1(877)348-2424, (407)856-0100, Conference Call: 1(888)808-6959, Conference Code: 9213217 (then press #)

GENERAL SUBJECT MATTER TO BE CONSIDERED: CCEP Board Meeting; De-obligation, re-obligation and other board business.

A copy of the agenda may be obtained by contacting: Materials will be available by April 7th on the CCEP website: www.ccep.bz or you may contact: Natalie K. Sellars, Program Coordinator at (850)921-3173.

The **State Retirement Commission** announces a hearing to which all persons are invited.

DATE AND TIME: March 16, 2009, 8:30 a.m.

PLACE: Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, (850)487-2410.

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 15 days before the workshop/meeting by contacting: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, (850)487-2410. 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: Department of Management Services, State Retirement Commission, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, (850)487-2410.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes,** Community Association Living Study Council announces a public meeting to which all persons are invited.

DATE AND TIMES: Friday, March 13, 2009, 12:00 Noon – 3:00 p.m., Council Workshop; 3:00 p.m. – 6:30 p.m., Public Input

PLACE: Tampa Airport Marriott Hotel, Citrus Room, Tampa International Airport, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public input and conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, (850)488-1631.

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: Debbie Miller, Government Analyst at (850)488-1631. 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 Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, Community Association Living Study Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 16, 2009, 8:30 a.m. – 12:00 Noon

PLACE: Department of Business and Professional Regulation, Northwood Center, Suite 16 Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399, or via Conference Call: 1(888)808-6959, Conference Code: 9227625

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, (850)488-1631.

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: Debbie Miller, Government Analyst at (850)488-1631. 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 Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, Community Association Living Study Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 23, 2009, 10:00 a.m. – 4:00 p.m.

PLACE: Department of Business and Professional Regulation, Northwood Center, Division of Professions' Board Room, 1940 North Monroe Street, Tallahassee, Florida 32399, Conference Call: 1(888)808-6959, Conference Code: 9227625

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public input and conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, (850)488-1631.

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: Debbie Miller, Government Analyst at (850)488-1631. 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 Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, Community Association Living Study Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 27, 2009, 12:00 Noon – 7:00 p.m.

PLACE: Miami Beach City Hall, City Commission Chambers, 3rd Floor, 1700 Convention Center Drive, Miami Beach, Florida 33139

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public input and conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, (850)488-1631.

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: Debbie Miller, Government Analyst at (850)488-1631. 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 Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, Community Association Living Study Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 30, 2009, 8:30 a.m. – 12:00 Noon

PLACE: Department of Business and Professional Regulation, Northwood Center, Suite 16 Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399, Conference Call: 1(888)808-6959, Conference Code: 9227625

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, (850)488-1631.

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: Debbie Miller, Government Analyst at (850)488-1631. 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 Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIMES: March 24, 2009, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing: Jeffrey J. Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, or by phone at (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The **Board of Pilot Commissioners** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 29, 2009, 1:00 p.m.; April 30, 2009, 9:00 a.m.

PLACE: Hutchinson Island Marriott Resort, 555 N. E. Ocean Blvd., Stuart, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, probable cause panel, portions of which may be closed to the public, and regular board business.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe St., 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 48 hours before the workshop/meeting by contacting: the Board office. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Veterinary Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 18, 2009, 2:30 p.m.

PLACE: Access Phone: 1(888)808-6959, Conference Code: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting portions which are closed to the public. Agenda available on request.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

The **Building Code Administrators and Inspectors Board** announces a public meeting to which all persons are invited.

DATES AND TIME: April 7-10, 2009, 9:00 a.m. each day

PLACE: Hyatt Regency Jacksonville-Riverfront, 225 East Coastline Dr., Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review, Rules and Legislation, Examination and Continuing Education, Executive Committee and General Board business meeting.

A copy of the agenda may be obtained by contacting: the Board office.

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Probable Cause Panel of the Florida **Real Estate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 16, 2009, 2:30 p.m. or soonest thereafter (Portions of the probable cause proceedings are not open to the public.)

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 W. Robinson Street, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found.

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772. Only public portions of the agenda are available upon request.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772, (407)481-5662. 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: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The Florida **Real Estate Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Tuesday and Wednesday, March 17-18, 2009, 8:30 a.m.

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772, (407)481-5662. 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: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida State Boxing Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 24, 2009, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4137430

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business and discuss Rules 61K1-1.0031, 61K1-1.004, 61K1-1.006, 61K1-1.011, 61K1-1.012 and 61K1-1.013, F.A.C.

A copy of the agenda may be obtained by contacting: Mary Horne at (850)488-8500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Mary Horne at (850)488-8500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Mary Horne at (850)488-8500.

The **Florida Mobile Relocation Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 2:00 p.m.

PLACE: The meeting will be held by teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for the next meeting will be determined.

A copy of the agenda may be obtained by contacting: Janet Garrett at 1(888)862-7010.

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: Janet Garrett at 1(888)862-7010. 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: Janet Garrett, Executive Director, FMHRC, P. O. Box 3047 Tallahassee, FL 32315, 1(888)862-7010.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: March 11, 2009, 9:00 a.m. – 4:00 p.m.

PLACE: Conference Room 609, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the fourth meeting of an advisory committee composed of technical experts from both government and private industry whose purpose is to help develop compliance assistance educational materials for the generation, segregation, packaging, transport, and disposal of biomedical and universal pharmaceutical wastes that are regulated by three Florida agencies: DEP for waste management, DOH for infectious waste, drug distribution and diversion and DOT for transportation. The educational material will initially target oncology facilities in Florida.

A copy of the agenda may be obtained by contacting: Yvonne Peters, 2600 Blair Stone Rd., MS 4560, Tallahassee, FL 32399, (850)245-8760, Fax: (850)245-8810 or yvonne.peters@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 4 days before the workshop/meeting by contacting: Yvonne Peters. 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 Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: March 12, 2009, 9:00 a.m.

PLACE: City of Jacksonville, City Hall, Exam Room 3, Mezzanine Level, 117 W. Duval Street, Jacksonville, Florida 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lower St. Johns River Tributaries Basin Working Group was formed to provide a forum for stakeholders to provide recommendations to the Department of Environmental Protection regarding development of the Lower St. Johns River Tributaries Basin Management Action Plan (BMAP). The BMAP is the means for implementation of the Lower St. Johns Tributaries Fecal Coliform Total Maximum Daily Loads (TMDLs). Topics for this meeting include an overview of the sufficiency of effort evaluation, review of the draft BMAP document, and discussion regarding future recommendations by the Basin Working Group.

A copy of the agenda may be obtained by contacting: Mrs. Amy Tracy, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Planning and Coordination Section, MS #3565, Tallahassee, Florida 32399-2400, (850)245-8506.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Mrs. Amy Tracy at (850)245-8506. If you are

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

The **Babcock Ranch, Inc.**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2009, 9:00 a.m. – 1:00 p.m.

PLACE: Edison State College, 26300 Airport Road, Room SA-117, Punta Gorda, Florida 33950

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chairman's Report, Treasurer's Report, Discussion of Babcock Ranch Recreation Master Plan, Babcock Ranch business report, Legislative Report, new business, public comments, adjournment.

A copy of the agenda may be obtained by contacting: Carlotta Stauffer, Division of State Lands, Director's Office, 3900 Commonwealth Blvd., MS 100, Tallahassee FL 32399-3000, (850)245-2555, Carlotta.Stauffer@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 5 days before the workshop/meeting by contacting: Carlotta Stauffer at address 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).

For more information, you may contact: Carlotta Stauffer at address above.

DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 19, 2009, 10:00 a.m. – 11:30 a.m.

PLACE: Conference Call: 1(888)808-6959 (Toll Free), Conference Code: 5391969. 4030 Esplanade Way, 2nd Floor, Room 280N, Tallahassee, FL 32399-1732

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Correctional Medical Authority at (850)245-4557.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Correctional Medical Authority at (850)245-4557. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Correctional Medical Authority at (850)245-4557.

The **Board of Clinical Laboratory Personnel** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 20, 2009, 9:00 a.m.

PLACE: Crowne Plaza Orlando Universal, 7800 Universal Boulevard, Orlando, Florida 32819, (407)355-0550

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Board of Clinical Laboratory Personnel, Executive Director, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/clinlab/index.html.

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).

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.

NOTICE OF CANCELLATION – The **Board of Hearing Aid Specialists** announces a public meeting to which all persons are invited.

DATES AND TIMES: March 19, 2009, 3:00 p.m. (Reconsiderations); March 20, 2009, 9:00 a.m. (General Business)

PLACE: Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, FL 3316, (954)527-2700

GENERAL SUBJECT MATTER TO BE CONSIDERED: PCP with Reconsiderations and General Business Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399-3258.

If a 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.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster, (850)245-4474 at least one week prior to meeting date.

The **Board of Medicine**, Credential Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 2, 2009, 9:00 a.m.

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee.

The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Shamyah Gibson at Shamyah_Gibson@doh.state.fl.us or call (850)245-4131, ext. 3518.

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: Shamyah Gibson at Shamyah_Gibson@doh.state.fl.us or call (850)245-4131, ext. 3518. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Medicine**, Rules and Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 2, 2009, 4:00 p.m. or soon thereafter

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at

www.flhealthsource.com for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131 ext. 3517.

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: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Medicine**, Finance and Statistics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 2, 2009, 5:00 p.m. or soon thereafter

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517.

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: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Medicine**, Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 2, 2009, 6:00 p.m. (EST) or soon thereafter

The Board of Medicine is announcing that certain Committee meetings will be held on:

DATE AND TIME: Thursday, April 2, 2009, prior to the Full Board meeting.

PLACE: Renaissance Orlando Hotel-Airport, 5445 Forbes Place, Orlando, FL 32812, (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131 or www.Gwyn_Willis@doh.state.fl.us.

Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.Floridashealth.com for cancellations or changes to meeting dates, or call the Board of Medicine at (850)245-4131 for more information.

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: Gwyn Willis at (850)245-4131 or www.Gwyn_Willis@doh.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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Florida **Board of Medicine** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday and Saturday, April 3-4, 2009, 8:00 a.m.

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812. Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517.

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: Whitney Bowen at whitney_bowen@doh.state.fl.us or call (850)245-4131, ext. 3517. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Florida **Board of Nursing and Council on Certified Nursing Assistants** announces a public meeting to which all persons are invited.

DATES AND TIME: Monday, March 30, 2009 through Friday, April 3, 2009, 8:30 a.m. each day

PLACE: Hilton Ft. Lauderdale Airport hotel, 1870 Griffin Road, Dania Beach, FL 33004, (954)920-3300

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board, Council and Committees.

A copy of the agenda may be obtained by contacting: Executive Director, Florida Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

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 Director, Florida Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252. 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.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services, Division of State Fire Marshal** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 6, 2009, 10:00 a.m.

PLACE: State Fire Marshal Conference Room, Third Floor, Atrium, 325 John Knox Road, Tallahassee, Florida 32303.

Anyone wishing to attend may attend in person or by telephone conference call. Those attending by telephone conference call should dial (850)413-1591, (SC) 293-1591. (Cisco VoIP Internal callers may reach the conference call by dialing 11591.) Once you have dialed the initial number you will be prompted to enter the Conference ID which is 736077. The connection will be available 5 to 10 minutes before 10:00, a.m. GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida Fire Safety Board.

A copy of the agenda may be obtained by contacting: Donald Rollins, Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, FL 32399-0342, (850)413-3628.

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: Donald Rollins at the number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology**, Chief Information Officer's Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 16, 2009, 10:00 a.m. – 12:00 Noon

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

A copy of the agenda may be obtained by contacting: Lauren Pope, Florida Fish and Wildlife Conservation Commission, Office of Information Technology at Lauren.Pope@MyFWC.com or (850)414-2870.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Gail Kent, Department of Financial Services, email: Gail.Kent@myfloridacfo.com or (850)413-1557. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lauren Pope, Florida Fish and Wildlife Conservation Commission, Office of Information Technology at Lauren.Pope@MyFWC.com or (850)414-2870.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION, INC.

The **Florida Self-Insurers Guaranty Association, Inc.**, Audit Committee of its Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 17, 2009, 10:00 a.m.

PLACE: Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director at (850)222-1882.

TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY

The **Technological Research and Development Authority (TRDA)** announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2009, 11:00 a.m.

PLACE: TRDA Business Innovation Center, 1050 West NASA Boulevard, Melbourne, FL 32901

GENERAL SUBJECT MATTER TO BE CONSIDERED: Selection Committee to Review Proposals Received in response to RFP for PR Marketing Services for the TRDA.

A copy of the agenda may be obtained by contacting: Dave Kershaw, Deputy Director at dkersahw@trda.org or (321)872-1050, ext. 102.

GOVERNOR'S COMMISSION ON DISABILITIES

The **Governor's Commission on Disabilities**, Employment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday March 9, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or www.commission@dms.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.myflorida.com.

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

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to www.commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Health Care Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 10, 2009, 9:00 a.m. – 12:00 Noon

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or www.commission@dms.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.myflorida.com.

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

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to www.commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Civil Rights Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 10, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Suite 315, Tallahassee, Florida 32399. Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or www.commission@dms.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.myflorida.com.

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

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to www.commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Independent Living Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday March 11, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or www.commission@dms.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.myflorida.com.

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

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to www.commission@dms.myflorida.com.

The **Governor's Commission on Disabilities**, Education Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 11, 2009, 9:00 a.m. – 12:00 Noon
PLACE: 4030 Esplanade Way, Suite 301, Tallahassee, Florida 32399. Call-In Number: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or www.commission@dms.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.myflorida.com.

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

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to www.commission@dms.myflorida.com.

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation**, Board of Governors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 10, 2009, 2:00 p.m. (EDT)

PLACE: Conference Call: 1(888)295-6211

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, the 2009 HRA Bonds and other pre-event liquidity.

A copy of the agenda may be obtained by contacting: www.citizensfla.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: Barbara Walker at 1(800)807-7647, extension 3744. 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: Barbara Walker.

FLORIDA ENERGY AND CLIMATE COMMISSION

The **Florida Energy and Climate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 13, 2009, 1:00 p.m. – 4:00 p.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, 404 South Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Energy and Climate Commission will discuss the 2009 DRAFT FECC Work Plan. Staff will conduct the conference call from The Cabinet Meeting Room, Lower Level, The Capitol, where members of the public are invited to attend. Live audio of the conference call will be available on the FECC website. To visit the FECC website, please go to www.myfloridaclimate.com and click on the FECC link.

At approximately 3:00 p.m., the public is invited to address the commission during the public comment period, but are requested not to dial-in before this time. The dial-in number is 1(888)808-6959 and the Conference Code: 7321601.

A copy of the agenda may be obtained by contacting: April Groover at (850)487-3800.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: April Groover at (850)487-3800. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, March 20, 2009, 9:00 a.m.

PLACE: Dial In Number: 1(888)808-6959, Conference Code #: 4888347

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a Quarterly Board of Directors meeting to discuss the promotion and development of Sports within the State of Florida.

A copy of the agenda may be obtained by contacting: Larry Pendleton, Pres./CEO at info@flasports.com.
 For more information, you may contact: Brenda W. Johnson, Office Manager at (850)488-8347.

FLORIDA INSURANCE GUARANTY ASSOCIATION

The Board of Directors of the **Florida Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 31, 2009, 9:00 a.m.

PLACE: Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: FIGA board members will meet for the Annual Meeting of the Association.

A copy of the agenda may be obtained by contacting: Cathy Irvin at cirvin@agfgroup.org or (850)386-9200, ext. 1810.

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: Cathy Irvin at (850)386-9200, ext. 1810. 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).

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN THAT the Florida Public Service Commission has received the petition for declaratory statement from the Attorney General of the State of Florida and the Office of Public Counsel on February 17, 2009. The petition seeks the agency's opinion as to the applicability of Sections 364.601-.604, Florida Statutes, as it applies to the petitioner.

Joint petition for declaratory statement regarding limitations on third party billing imposed by the Telecommunications Consumer Protection Act and for order prohibiting telecommunications companies from billing for services other than those authorized within the Act. Docket No. 090084-TP.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 (850)413-6770.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from The Versailles, Inc., Petitioner, In RE: The Versailles, Inc., Docket No. 2009008320. The petition seeks the agency's opinion as to the applicability of Section 719.106(1)(c) and 719.106(1)(d)(4)-(5), Florida Statutes, and Rule 61B-75.004, Florida Administrative Code, as it applies to the petitioner.

Whether the Versailles, Inc., a residential cooperative association, may refuse non-members who presently attend meetings with members to videotape meetings by adopting a rule under Section 719.106(1)(c) and 719.106(1)(d), (4)-(5), Florida Statutes, and Rule 61B-75.004, Florida 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1031.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT on February 18, 2009, the Board of Accountancy has received the petition for declaratory statement from Lisa Scarabino, on behalf of Goldstein Lewin and Co. The petition seeks the agency's opinion as to the applicability of subsection 61H1-26.001(1)(a), Florida Administrative Code, as it applies to the petitioner.

The petition seeks the Board's interpretation of subsection 61H1-26.001(1)(a), Florida Administrative Code, and whether when Goldstein Lewin & Co. changes its name to PKF Goldstein Lewin LLC, it will have to be licensed separately or if the current license is sufficient. Petitioner further asks whether, in the event this new entity needs to be licensed separately, will it need its own peer review.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Voloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on February 18, 2009, the Board of Medicine issued a Final Order on the petition for declaratory statement filed on behalf of Andres F. Rodriquez, M.D., and Stockwell, Reisman, Paulk & Taylor, P.A., and Karl F. Hempel, M.D., and Tallahassee Primary Care Associates, P.A. (TPCA). The Notice of the Petition was published in Vol. 34, No. 47, of the November 21, 2008, Florida Administrative Weekly. The Board reviewed the Petition at its meeting held on December 6, 2008. The Board's Final Order finds that the physicians at TPCA, other than the Wife, are not prohibited from referring patients to the physicians at the Digestive Disease Clinic (DDC), including the Husband, for services in gastroenterology, based upon any imputed financial relationship of the Wife. Furthermore, the physicians at DDC, other than the Husband, are not prohibited from referring patients to physicians at TPCA, including the Wife, for primary care services and to TPCA for diagnostic imaging services in compliance with Section 456.053(3)(o)3.f. and (4), Florida Statutes, based upon any imputed financial relationship of the Husband.

A copy of the Final Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal, has issued an order disposing of the petition for declaratory statement filed by Peter Schwab on December 10, 2008. The following is a summary of the agency's disposition of the petition:

On January 5, 2009, Petitioner withdrew his petition for Declaratory Statement.

Please refer all comments to: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

Notice of Bid/Request for Proposal

NOTICE TO CONSTRUCTION MANAGERS

Florida State University announces that construction management services will be required for the project listed below:

Project No.: FS – 299A

Tibbals Learning Center, Phase II

Ringling Museum, Florida State University, Sarasota, Florida

The Tibbals Learning Center Phase II (TLC Phase II) project consists of approximately 20,000 gsf of new construction containing primarily gallery expansion space on the first floor and storage exhibit expansion space on the second floor. The

design of TLC Phase II needs to be completely integrated and connected with the existing Phase I facility. The site is west of and adjacent to Phase I and in between the historic road to the south, and the north boundary of the Ringling property.

The estimated construction budget is approximately \$6,165,000. The draft Facility Program can be found on the Facilities Design and Construction website: www.fpc.fsu.edu.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at either the 50% or 100% Construction Document phase. The final determination of the exact timing of the GMP will be confirmed prior to entering into contract with the prospective Construction Manager. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, encouraging the inclusion of Small and/or Minority Owned Business Enterprises. Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract.

Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; and qualifications of the firm's personnel, staff and consultants. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard Florida State University's construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Instructions:

Firms desiring to provide construction management services for the project shall submit a letter of application and the completed Florida State University "Construction Manager Qualifications Supplement." Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data may not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The Florida State University Construction Manager Qualifications Supplement forms and the Project Fact Sheet may be obtained through the website at www.fpc.fsu.edu or by contacting: Lynetta Mills, Facilities Design and Construction, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, (850)644-2843, (850)644-8351 facsimile

For further information on the project, contact: Larry Rubin, Project Manager, at the address above, through email at lrubin@admin.fsu.edu or at (850)644-3591.

Submit six (6) bound copies of the required proposal data. Submittals must be received at the address listed above by 2:00 p.m. (Local Time), Tuesday, April 7, 2009. Facsimile (FAX) or electronic submittals are not acceptable and will not be considered.

Notice of Bid/Request for Proposal PROCUREMENT OF PROFESSIONAL ARCHITECTURAL SERVICES

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from Architectural firms to provide basic architectural services for a Campus Wide Improvement project. The firm selected under this contract will be responsible for assigned facility projects including but not limited to Roofing and Interior work. Funds to be used will be the remaining 2008-2009 Building and Campus Wide Systems Maintenance and 2009-2010 anticipated Building and Campus Wide Systems Maintenance funds to proceed with the projects on a priority to meet campus needs. Selection of finalists will be held in accordance with Chapter 287.055, Florida Statutes.

INSTRUCTIONS FOR SUBMITTAL

Firms interested in being considered for this project should access www.fsdb.k12.fl.us: Administrative Information – Business Services – Construction Services – Selection Info – Selection Criteria of the Architect/Engineer.

SUBMITTAL DUE

Submittals must be received no later than 3:00 p.m. local time on Monday, April 6, 2009, and should be mailed or delivered to: Florida School for the Deaf and the Blind, Attn.: Mr. John

Connor, Purchasing Director, Stores and Receiving, Building #28, 207 N. San Marco Ave., St. Augustine, FL 32084-2799. Facsimile (FAX) submittals are not acceptable and will not be considered.

The results of the short-list and final selection will be posted at FSDB, Purchasing Department, 207 N. San Marco Ave., Stores and Receiving, Building #28, St. Augustine, FL and may be viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m., beginning 24 hours after the selection. Final selection results will also be posted in the Florida Administrative Weekly. Any protests of the selection must be made within 72 hours of the posting. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Applicants are advised that plans and specifications for projects may be reused.

Notice of Bid/Request for Proposal

FOR CONSTRUCTION MANAGEMENT SERVICES

The Florida School for the Deaf and the Blind (FSDB) announces that construction management services are required for a Campus Wide Improvement project.

PROJECT LOCATION: The Florida School for the Deaf and the Blind, 207 N. San Marco Ave., St. Augustine, FL 32084-2799.

SERVICES TO BE PROVIDED: The Florida School for the Deaf and the Blind (FSDB) requests qualifications from Construction Management firms to provide Construction Management at Risk for assigned facility projects including, but not limited to Roofing and Interior repairs throughout the campus. Funds to be used will be the remaining 2008-2009 Building and Campus Wide Systems Maintenance and 2009-2010 anticipated Building and Campus Wide Systems Maintenance funds to proceed with the projects on a priority to meet campus needs.

FSDB DIRECTOR OF FACILITIES: Thomas Young

PHONE NUMBER: (904)827-2380

RESPONSE DUE DATE: Monday, April 6, 2009, no later than 3:00 p.m.

INSTRUCTIONS FOR SUBMITTAL:

Firms interested in being considered for this project should access www.fsdb.k12.fl.us: Administrative Information – Business Services – Construction Services – Selection Info – Construction Management Firms.

SUBMITTAL DUE:

Submittals must be received no later than 3:00 p.m. (Local Time), Monday, April 6, 2009, and should be mailed or delivered to the Florida School for the Deaf and the Blind, Attn.: Mr. John Connor, Purchasing Director, 207 N. San Marco Ave., Building #28, St. Augustine, FL 32084-2799. Facsimile (FAX) submittals are not acceptable and will not be considered.

The results of the short-list and final selection will be posted at FSDB, 207 N. San Marco Ave., Building #28, St. Augustine, FL and may be viewed during regular working days between the hours of 7:00 a.m. and 4:00 p.m., beginning 24 hours after the selection. Final selection results will also be posted in the Florida Administrative Weekly. Any protests of the selection must be made within 72 hours of the posting. Failure to file a protest within 72 hours (not including Saturday, Sunday, or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

Invitation To Bid

For an Electrical Contractor February 27, 2009. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207, until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, 5th Floor, Room 513D, Jacksonville, Florida. **BIDS ARE DUE ON OR BEFORE March 17, 2009 AND WILL BE ACCEPTED UNTIL 2:00 p.m.**

OFFICIAL PROJECT TITLE: Intercom Replacement at Various Facilities: Mattie V. Rutherford Alternative Education Center No. 6; Ruth Upson Elementary School No. 19 and Windy Hill Elementary School No. 94 DCPS PROJECT NO.M-84880.

SCOPE OF WORK: Installation of new intercom system and demo of existing system, per plans and specifications at referenced schools and the estimated construction cost is not to exceed \$120,000.00 for Mattie V. Rutherford Alternative Education Center No. 6, \$145,000.00 for Ruth Upson Elementary School No. 19 and \$120,000.00 for Windy Hill Elementary School No. 94. The projects funding are subject to availability of funds as authorized by the Owner. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida. Contract documents for bidding may be obtained at the office of: Southside Blueprint Service 1024 Kings Avenue Jacksonville, FL 32207, (904)398-0575. Name and address of A/E Firm: Haddad Engineering, 2955 Hartley Road, Suite 205, Jacksonville, FL 32257. DCSB Point of Contact: Stan Reddish (904)390-2573. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building, 1701 Prudential Drive, Jacksonville, FL 32207. MBE Participation Goal: Encouragement. The Duval County Public Schools has begun prequalifying all contractors who intend to submit bids for all construction projects exceeding \$200,000 and electrical projects exceeding \$50,000. Effective May 31, 2003, all Contractors submitting bids must be prequalified with Duval County Public Schools. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools. Prequalification forms and

information may be obtained by contacting: Richard Beaudoin or Ronald A. Fagan at 1701 Prudential Dr., Jacksonville, FL 32207, (904)390-2358 or (904)390-2922, Fax: (904)390-2265, Email: www.beaudoinr@duvalschools.org or www.faganr@duvalschools.org The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

REGIONAL PLANNING COUNCILS

Request for Proposals

Community Transportation Coordinator (CTC)
Transportation Disadvantaged Program

The Bay County Transportation Planning Organization is seeking Proposals from qualified entities desiring to serve as the Community Transportation Coordinator (CTC) for Bay County. The selected entity or firm will be recommended as the designated CTC to the Florida Commission for the Transportation Disadvantaged (CTD). If approved by the CTD, the selected contractor will coordinate the administration and operation of the Bay County Transportation Disadvantaged system, as authorized by Chapter 427, Florida Statutes, and more fully described in Chapter 41-2, Florida Administrative Code.

Transit Operator

Bay Town Trolley (BTT)

The Bay County Transportation Planning Organization (TPO) is seeking Proposals from qualified entities desiring to serve as the operator of public transportation for Bay County, a deviated fixed-route service. The TPO is the designated recipient of Federal Transit Administration (FTA) funds and Florida Department of Transportation (FDOT) funds. If approved by the TPO, the selected contractor will coordinate the administration and operation of the Bay Town Trolley deviated fixed-route transit service.

The full Request for Proposal documents for both RFPs will be available March 6, 2009 at www.wfrpc.org/Bay-County-Transportation-Planning-Organization.

A mandatory pre-proposal conference for both RFPs will be held March 13, 2009, at the West Florida Regional Planning Council, 651 West 14th Street, Suite E, Panama City, FL 32401 at 10:00 a.m. (CDT) to review the RFPs and answer questions about the RFPs.

For more information, interested parties should contact: Alan Gray, West Florida Regional Planning Council, Panama City office by email: Alan.Gray@wfrpc.org or by phone at (850)769-4257.

Notice of Bid/Request for Proposal
Hardee, Highlands, Okeechobee Counties
Community Transportation Coordinator

Request for Letters of Interest

The Central Florida Regional Planning Council is seeking letters of interest and statements of qualifications from agencies or firms interested in coordinating transportation services for the Transportation Disadvantaged in the multi-county service area of Hardee, Highlands, and Okeechobee, Florida. The selected contractor will be the designated Community Transportation Coordinator for Florida's Transportation Disadvantaged program, as authorized by Chapter 427, Florida Statutes, and more fully described in Rule Chapter 41-2 of the Florida Administrative Code. Experience with eligibility-based transportation services is required.

The Community Transportation Coordinator is defined by Chapter 427, Florida Statutes, as a transportation entity recommended by the appropriate designated official planning agency to ensure that coordinated transportation services are provided to the transportation disadvantaged population in a designated service area. The Community Transportation Coordinator has full responsibility for the delivery of transportation services for the transportation disadvantaged as outlined in Section 427.015(2), F.S.

The transportation disadvantaged are defined by Chapter 427, Florida Statutes as "those persons who because of physical or mental disability, income status, or age are unable to transport themselves or purchase transportation and are, therefore, dependent upon others to obtain access to health care, employment, education, shopping, social activities, or other life sustaining activities, or children who are handicapped or high-risk or at-risk as defined in Section 411.202, F.S."

Interested agencies or firms are required to provide proof of qualifications in the following areas: coordination experience, scheduling and routing software used by the agency/firm, contracting with transportation providers, vehicle acquisition, and grant applications and administration. Letters of interest and qualifications should be limited to four (4) pages.

Potential coordinators should submit their expression of interest and qualifications in a sealed envelope to: Central Florida Regional Planning Council, Attention: Patricia M. Steed, Executive Director, 555 E Church Street, Bartow, FL 33830. Letters must be marked, "LETTER OF INTEREST AND QUALIFICATIONS FOR HARDEE, HIGHLANDS, AND OKEECHOBEE COUNTIES COMMUNITY

TRANSPORTATION COORDINATOR.” Letters of interest and qualifications must be received by 4:00 p.m. (EST), Friday, March 20, 2009.

The Council will not accept faxed and email responses. Late letters of interest will be returned unopened with the notation, “This letter of interest was received after the delivery time designated for receipt and opening in the legal notice.” Only responses to the request for letters of interest will be considered if a request for proposals is issued for Community Transportation Coordinator. The Central Florida Regional Planning Council reserves the right to accept or reject any and all responses in the best interest of the service area and the State.

REQUEST FOR PROPOSALS

“ANNUAL CONTRACT FOR TRANSPORTATION PLANNING CONSULTANT SERVICES”

Proposals for this service must be received by the Lee County Metropolitan Planning Organization (MPO), 1926 Victoria Avenue, Fort Myers, Florida 33901, by 3:00 p.m. (local time), Friday, March 27, 2009. Lee County MPO reserves the right to reject any or all proposals.

SCOPE OF SERVICES: The Lee County MPO is soliciting responses to this request for proposal, which is issued for the purpose of selecting one or more consulting firms to be retained under a two-year contract, with two one-year renewal options. The firms shall be responsible for knowledge of the compliance with all relevant local, state, and federal laws and regulations, and shall be capable of providing some or all of the types of transportation planning and engineering services described in the scope of services. The transportation planning work may include, but not be limited to, financial resource forecasting and revenue projections, public involvement, corridor and small area studies, goods movement studies, traffic engineering studies, ITS needs assessment, project cost estimation, land use modeling, GOS assistance, long range transit system planning and modeling, transit authority formation studies, and other miscellaneous studies as directed. Proposals must specify which of the services identified in the scope of services the firm or team is proposing to provide and which it is not.

INVITATION TO PROPOSE: The program hereby solicits proposals for selection as on-call consultant for planning services to the Lee County MPO. Awards will be made to respondents whose proposals are deemed by the Program to be most beneficial, all factors considered.

REQUEST FOR PROPOSALS (RFP) INFORMATION AND INSTRUCTION:

(HOW TO APPLY): A Request for Proposals document may be obtained by contacting, in writing: Ms. Meghan Marion, Lee MPO Designee, 1926 Victoria Avenue, Fort Myers, Florida 33901, (239)338-2550, ext. 219, Fax: (239)338-2560, email: mmarion@swfrpc.org. Materials will be sent by regular

mail to the requester within two business days. All requests for clarification or additional information on the RFP must be submitted in writing to the same address as above by no later than 5:00 p.m., March 13, 2009. Proposals must then be received by: Lee County MPO, 1926 Victoria Avenue, Fort Myers, Florida 33901, by 3:00 p.m. (local time), Friday, March 27, 2009.

This public notice was posted in the lobby of the offices of: Southwest Florida Regional Planning Council and the Lee County MPO, 1926 Victoria Avenue, Fort Myers, Florida 33901, Friday, February 13, 2009. The Lee County MPO does not discriminate based on age, race, color, sex, religion, national origin, disability or marital status. Qualified minority-owned, women-owned or disadvantaged business enterprises are encouraged to apply.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE OF INVITATION TO BID

BID NO.: 2009035C – PURCHASE, TRANSPORT AND PLACEMENT OF FOSSILIZED OYSTER SHELL

The Department of Environmental Protection, Northwest District Office is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Greenshores Site 2 Breakwater.

SCOPE OF WORK: The contractor shall provide all the necessary labor, supervision, equipment and materials required for the purchase, transportation, and placement of the whole fossilized oyster shell to construct the breakwater as designed.

LOCATION: Pensacola, Florida.

PURCHASING AGENT: Diane Harper, DEP Purchasing Section, 3800 Commonwealth Blvd., MS 93, Tallahassee, Florida, (850)245-2355, Fax: (850)245-2412, e-mail: diane.d.harper@dep.state.fl.us.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PRE-BID MEETING/ON-SITE INSPECTION: Thursday, March 12, 2009, 2:00 p.m. (CST) at DEP Northwest District Office, 160 Governmental Center, Pensacola, Florida 32502-5794. Directions may be obtained by calling Amy Baldwin at (850)595-8300.

PREQUALIFICATION: When the total bid price including alternates exceeds \$200,000.00, each bidder whose field is governed by Chapters 399, 489, and 633, Florida Statutes, for licensure or certification must submit prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the DEP for the current biennium (July 1-June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be included with the bid submittal.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by downloading from the Vendor Bid System (VBS) on Friday, March 6, 2009. http://fcn.state.fl.us/owa_vbs/owa/vbs_www.search.criteria_form.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Diane Harper, (850)245-2355 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 3:00 p.m. (EST), Tuesday, March 31, 2009, to the below address: Florida Department of Environmental Protection, Procurement Section MS #93, 3800 Commonwealth Blvd., Tallahassee, Florida 32399-3000. The Department reserves the right to reject any or all bids.

WEST CENTRAL FLORIDA AREA AGENCY ON AGING, INC.

Request For Proposal

Community Care for the Elderly Program

The West Central Florida Area Agency on Aging, Inc. is soliciting Request For Proposals (RFP) from organizations that have the operational capacity and interest in being designated as the Lead Agency for the Community Care for the Elderly Program (CCE) in Hardee, Highlands, Hillsborough, Manatee, and Polk Counties for the contract period beginning July 1, 2009. Pursuant to Chapter 430, Florida Statutes, a designated Lead Agency will provide all case management services, and coordinate the provision of in-home, community-based services to frail elderly clients in each of the respective counties. Organizations interested in obtaining CCE lead agency designation are requested to submit written proposals (through the RFP process) detailing their respective qualifications and plans for providing case management services, coordination of core services, and other required lead agency functions of the CCE program.

Copies of the Request for Proposal are available at the office of: West Central Florida Area Agency on Aging, 5905 Breckenridge Parkway, Suite F, Tampa, FL 33610-4239, beginning Friday, March 6, 2009, 9:00 a.m. The bid package will also be available on the agency's website: www.agingflorida.com. A Bidders Conference will be held on Friday, March 13, 2009, 10:00 a.m. in the Area Agency conference room. Sealed bid proposals are due by 3:00 p.m., April 14, 2009.

Section XII Miscellaneous

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTIONS 163.3177(2) AND (3), FLORIDA STATUTES DCA DOCKET NO. 15-02

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") executed between the Dixie County School Board and the Town of Cross City, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Town of Cross City, 99 N. E. 210 Avenue (Barber Avenue), Cross City, Florida 32628-0417.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with: Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Dixie County School Board and the Town of Cross City. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and

contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at: Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of A-1 Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Yongkang Haili Industrial Co. Ltd. (HAIL) at 2204 West 15th Street, Panama City (Bay County), Florida 32401, on or after February 3, 2009.

The name and address of the dealer operator(s) and principal investor(s) of A-1 Scooters, LLC are dealer operator(s): Ralph Viafora, 2204 West 15th Street, Panama City, Florida 32401; principal investor(s): Ralph Viafora, 2204 West 15th Street, Panama City, Florida 32401.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Wendy Yu, Pacific Rim International West, Inc., 2260 South Archibald Avenue, Unit E, 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 WITHDRAWAL

Notice is hereby given that the publication of Charles A. McLean d/b/a Beach Classic Scooters, as a new point for Jiangsu Linhai Machinery Power (LINH) motorcycle franchise dealership in Brevard County by X-Power Motorsports, published in Vol. 35, No. 4, pp 480, Florida Administrative Weekly on January 30, 2009, has been withdrawn.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Rhino Motorcycles, Inc., intends to allow the establishment of Douglas Adkins Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Jiangmen Qipai Motorcycle Co. Ltd. (QIPA) at 21657 South Dixie Highway, Miami (Dade County), Florida 33170, on or after February 23, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Douglas Adkins Motorsports, Inc. are dealer operator(s): Douglas Adkins, 19344 Southwest 103 Court, Miami, Florida 33157; principal investor(s): Deborah D. Miller, 19344 Southwest 103 Court, Miami, Florida 33157.

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: Alex Chividian, Rhino Motorcycles, Inc., 229 North Central Avenue, Suite #304, Glendale, California 91203.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Power Sports Factory, intends to allow the establishment of TGT Companies, Inc. d/b/a Extreme Motor Sales, as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycle Group Corp. (QINJ) at 1918 South Orange Blossom Trail, Apopka (Orange County), Florida 32703, on or after February 17, 2009.

The name and address of the dealer operator(s) and principal investor(s) of TGT Companies, Inc. d/b/a Extreme Motor Sales are dealer operator(s): Tina Wilson, 1918 South Orange Blossom Trail, Apopka, Florida 32703; principal investor(s): Heidi Drwal, 6255 Linneal Beach Drive, Apopka, Florida 32703.

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: Brett Moorer, Power Sports Factory, 6950 Central Highway, Pennsauken, New Jersey 08109.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by Chongqing Hi-Bird Motorcycle Industry Co. Ltd. (HIBR) at 2030 Hibiscus Drive, Edgewater (Volusia County), Florida 32141, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by

Chongqing Hi-Bird Motorcycle Industry Co. Ltd. (HIBR) at 402 North Ridgewood Avenue, Edgewater (Volusia County), Florida 32132, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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Franchise Motor Vehicle Dealer in a County of More
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Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Apollo Vehicle Manufacture Co. Ltd. (JIAJ) at 2030 Hibiscus Drive, Edgewater (Volusia County), Florida 32141, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach,

Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by Chongqing Kaier Motorcycle Manufacture Co. Ltd. (KAIR) at 2030 Hibiscus Drive, Edgewater (Volusia County), Florida 32141, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
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Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by Kinroad Xintian Motorcycle Manufacture Co. Ltd. (KNRO) at 2030 Hibiscus Drive, Edgewater (Volusia County), Florida 32141, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by

Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 2030 Hibiscus Drive, Edgewater (Volusia County), Florida 32141, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 402 North Ridgewood Avenue, Edgewater (Volusia County), Florida 32132, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach,

Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by Taixing Sandi Motorcycle Co. Ltd. (SNDI) at 2030 Hibiscus Drive, Edgewater (Volusia County), Florida 32141, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

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The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales, as a dealership for the sale of motorcycles manufactured by Zhejiang Leike Machinery Co. Ltd. (ZLMI) at 402 North Ridgewood Avenue, Edgewater (Volusia County), Florida 32132, on or after March 20, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Fishers Auction Service, Inc. d/b/a Fishers Auto & Equipment Sales are dealer operator(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168; principal investor(s): Ray Fisher, 119 Dixwood Street, Edgewater, Florida 32132 and Chris Fisher, 200 Howard Avenue, West Smyrna Beach, Florida 32168.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, Inc., intends to allow the establishment of Power and Play Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by United Motors of America (UNMO) at 2328-A Hollywood Boulevard, Hollywood (Broward County), Florida 33020, on or after February 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Power and Play Warehouse, Inc. are dealer operator(s): Thomas McMahon, 601 Northeast 3rd Street, Pompano Beach, Florida 33060; principal investor(s): Thomas McMahon, 601 Northeast 3rd 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: Melissa Bell, United Motors of America, Inc., 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, Inc., intends to allow the establishment of Power and Play Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 2328-A Hollywood Boulevard, Hollywood (Broward County), Florida 33020, on or after February 19, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Power and Play Warehouse, Inc. are dealer operator(s): Thomas McMahan, 601 Northeast 3rd Street, Pompano Beach, Florida 33060; principal investor(s): Thomas McMahan, 601 Northeast 3rd 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: Melissa Bell, United Motors of America, Inc., 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Keeway America, LLC, intends to allow the establishment of Scoot, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Co. Ltd. (ZHQM) at 5045 South Tamiami Trail, Sarasota (Sarasota County), Florida 34231, on or after February 24, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Scoot, Inc. are dealer operator(s): John Drier, 5045 South Tamiami Trail, Sarasota, Florida 34231; principal investor(s): John Drier, 5045 South Tamiami Trail, Sarasota, Florida 34231.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Zhong Zhuang, President, Keeway America, LLC, 2912 Skyway Circle North, Irving, Texas 75038.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zongshen, Inc., intends to allow the establishment of Snack Attack Corp., as a dealership for the sale of motorcycles manufactured by Zongshen Industrial Group (ZONG) at 2423 South State Road 7, West Park (Broward County), Florida 33023, on or after February 18, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Snack Attack Corp. are dealer operator(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023; principal investor(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023.

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: Patricia Fornes, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of AJR Automotive d/b/a Tildent Car Care, as a dealership for the sale of motorcycles manufactured by Chongqing Hi-Bird Motorcycle Industry Co. Ltd. (HIBR) at 1201-1 Royal Palm Beach Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after April 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of AJR Automotive d/b/a Tildent Car Care are dealer operator(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418; principal investor(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of AJR Automotive d/b/a Tildent Car Care, as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Apollo Vehicle Manufacture Co. Ltd. (JIAJ) at 1201-1 Royal Palm Beach Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after April 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of AJR Automotive d/b/a Tildent Car Care are dealer operator(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418; principal investor(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of AJR Automotive d/b/a Tildent Car Care, as a dealership for the sale of motorcycles manufactured by Kinroad Xintian Motorcycle Manufacture Co. Ltd. (KNRO) at 1201-1 Royal Palm Beach Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after April 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of AJR Automotive d/b/a Tildent Car Care are dealer operator(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418; principal investor(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418.

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.

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If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of AJR Automotive d/b/a Tildent Car Care, as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 1201-1 Royal Palm Beach Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after April 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of AJR Automotive d/b/a Tildent Car Care are dealer operator(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418; principal investor(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of AJR Automotive d/b/a Tildent Car Care, as a dealership for the sale of motorcycles manufactured by Taixing Sandi Motorcycle Co. Ltd. (SNDI) at 1201-1 Royal Palm Beach Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after April 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of AJR Automotive d/b/a Tildent Car Care are dealer operator(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418; principal investor(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of AJR Automotive d/b/a Tildent Car Care, as a dealership for the sale of motorcycles manufactured by Jiangsu Sunhou S & T Motorcycle Co. Ltd. (SNHU) at 1201-1 Royal Palm Beach Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after April 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of AJR Automotive d/b/a Tildent Car Care are dealer operator(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418; principal investor(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418.

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.

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Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of AJR Automotive d/b/a Tildent Car Care, as a dealership for the sale of motorcycles manufactured by Zhejiang Leike Machinery Co. Ltd. (ZLMI) at 1201-1 Royal Palm Beach Boulevard, Royal Palm Beach (Palm Beach County), Florida 33411, on or after April 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of AJR Automotive d/b/a Tildent Car Care are dealer operator(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418; principal investor(s): Theodore Russo, 113 Hidden Hollow Drive, Palm Beach Gardens, Florida 33418.

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.

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A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration has received an application for an emergency service exemption from Winter Haven Hospital located at 200 Avenue F Northeast, Winter Haven, FL 33881 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Neurosurgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail at munnj@ahca.myflorida.com.

The Agency for Health Care Administration has received an application for an emergency service exemption from Winter Haven Hospital located at 200 Avenue F Northeast, Winter Haven, FL 33881 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Urology. 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: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail at munnj@ahca.myflorida.com.

DECISIONS ON BATCHED APPLICATIONS

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for Other Beds and Programs batching cycle with an application due date of November 19, 2008:

- County: Hillsborough Service District: 6A
 CON # 10035 Decision Date: 2/20/2009 Decision: D
 Facility/Project: VITAS Healthcare Corporation of Florida
 Applicant: VITAS Healthcare Corporation of Florida
 Project Description: Establish a new hospice program
 Approved Cost: \$0
- County: Hardee Service District: 6B
 CON # 10036 Decision Date: 2/20/2009 Decision: A
 Facility/Project: Compassionate Care Hospice of Miami-Dade, Inc.
 Applicant: Compassionate Care Hospice of Miami-Dade, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$292,459.00
- County: Hardee Service District: 6B
 CON # 10037 Decision Date: 2/20/2009 Decision: D
 Facility/Project: Florida Hospital HospiceCare
 Applicant: Memorial Hospital – Flagler, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$0
- County: Hardee Service District: 6B
 CON # 10038 Decision Date: 2/20/2009 Decision: D
 Facility/Project: Odyssey HealthCare of Central Florida
 Applicant: Odyssey HealthCare of Collier County, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0
- County: Orange Service District: 7B
 CON # 10039 Decision Date: 2/20/2009 Decision: D
 Facility/Project: HCR Manor Care Services of Florida II, Inc.
 Applicant: HCR Manor Care Services of Florida II, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$0
- County: Orange Service District: 7B
 CON # 10040 Decision Date: 2/20/2009 Decision: D
 Facility/Project: Florida Hospital Hospice Care
 Applicant: Memorial Hospital-Flagler, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$0
- County: Miami-Dade District: 11 Transplantation Service Area 4

CON # 10041 Decision Date: 2/20/2009 Decision: A
 Facility/Project: University of Miami Hospital & Clinics
 Applicant: University of Miami
 Project Description: Establish an adult autologous and allogenic bone marrow transplantation program
 Approved Cost: \$10,678,362.00
 County: Miami-Dade Service District: 11
 CON # 10042 Decision Date: 2/20/2009 Decision: D
 Facility/Project: Compassionate Care Hospice of Miami Dade, Inc.
 Applicant: Compassionate Care Hospice of Miami Dade, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$0
 County: Miami-Dade Service District: 11
 CON # 10043 Decision Date: 2/20/2009 Decision: A
 Facility/Project: HCR Manor Care Services of Florida II, Inc.
 Applicant: HCR Manor Care Services of Florida II, Inc.
 Project Description: Establish a new hospice program
 Approved Cost: \$471,825.00
 County: Broward District:10 Transplantation Service Area 4
 CON # 10044 Decision Date: 2/20/2009 Decision: A
 Facility/Project: Memorial Regional Hospital
 Applicant: South Broward Hospital District
 Project Description: Establish a pediatric heart transplantation program
 Approved Cost: \$147,025.00

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

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

The Department of Environmental Protection has determined that Haines City's proposed project for the upgrade and expansion of their wastewater treatment facilities will not have a significant adverse impact on the environment. The total construction cost is estimated at \$52,765,000. 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 Finding of No Significant Impact can be obtained by writing: Bryan Goff, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

The Department of Environmental Protection has determined that Treasure Island's proposed project for the rehabilitation of lift station number 3 and master lift station will not have a significant adverse affect on the environment. The total project cost is estimated at \$1,425,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing: Bhupendra H. Vora, P.E., Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8380.

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at <http://www.dep.state.fl>.

us/secretary/oip/state_clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted a revised policy for review and comment on MyFlorida.com at: http://www.djj.state.fl.us/policies_procedures/policyreview.html.

Forms Management – (FDJJ 1001) outlines the development, approval and usage of all new or revised forms used by the Department of Juvenile Justice in an effort to achieve a systematic approach to the development and standardization of forms. It does not address forms developed for the Juvenile Justice Information System. The policy is posted for a single 20 working day review and comment period, with the closure date for submission of comments on the policy of April 2, 2009. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above Website.

The Florida Department of Juvenile Justice has posted a revised policy for review and comment on MyFlorida.com at: http://www.djj.state.fl.us/policies_procedures/policyreview.html.

Central Communications Center – (FDJJ 8000) outlines the purpose of the Central Communications Center (CCC), establishing a methodology for relaying information related to the care, safety, and humane treatment of all youths served by DJJ, Providers, or Grantees to a central location. This policy will be replaced by a rule currently being developed by the Office of Inspector General. The policy is posted for a single 20 working day review and comment period, with the closure date for submission of comments on the policy of April 2, 2009. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above Website.

DEPARTMENT OF HEALTH

On February 20, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Angela Melisa Ates Adkison, R.N. license number RN 2047462. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN February 16, 2009
 and June 20, 2009**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE
Division of Library and Information Services

1B-30.001	2/16/09	3/8/09	34/50	
1B-30.0015	2/16/09	3/8/09	34/50	
1B-30.002	2/16/09	3/8/09	34/50	35/3
1B-30.003	2/16/09	3/8/09	34/50	35/3
1B-30.004	2/16/09	3/8/09	34/50	
1B-30.005	2/16/09	3/8/09	34/50	35/3

REGIONAL PLANNING COUNCILS
Tampa Bay Regional Planning Council

29H-1.003	2/17/09	3/9/09	34/47	
29H-1.005	2/17/09	3/9/09	34/47	35/2
29H-1.006	2/17/09	3/9/09	34/47	
29H-1.008	2/17/09	3/9/09	34/47	
29H-1.010	2/17/09	3/9/09	34/47	

WATER MANAGEMENT DISTRICTS
St. Johns River Water Management District

40C-2.042	2/16/09	3/8/09	34/43	34/52
40C-2.101	2/16/09	3/8/09	34/43	34/52
40C-2.900	2/16/09	3/8/09	34/43	34/52

DEPARTMENT OF HEALTH
Board of Medicine

64B8-10.003	2/17/09	3/9/09	34/51	
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Board of Nursing

64B9-3.0085	2/19/09	3/11/09	34/49	
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Board of Optometry

64B13-3.012	2/19/09	3/11/09	34/52	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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Division of Environmental Health

64E-5.1601	2/20/09	3/12/09	34/49	
64E-5.1602	2/20/09	3/12/09	34/49	
64E-5.1603	2/20/09	3/12/09	34/49	
64E-5.1604	2/20/09	3/12/09	34/49	

Division of Family Health Services

64F-12.018	2/18/09	3/10/09	34/47	
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-4.220	2/18/09	3/10/09	34/37	34/48
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FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

68A-5.005	2/20/09	5/1/09	34/53	
68A-9.004	2/20/09	4/1/09	34/53	
68A-13.007	2/20/09	7/1/09	34/53	
68A-15.004	2/20/09	7/1/09	34/53	
68A-15.061	2/20/09	7/1/09	34/53	
68A-15.062	2/20/09	7/1/09	34/53	
68A-15.063	2/20/09	7/1/09	34/53	
68A-15.064	2/20/09	7/1/09	34/53	
68A-15.065	2/20/09	7/1/09	34/53	
68A-17.004	2/20/09	7/1/09	34/53	
68A-17.005	2/20/09	7/1/09	34/53	
68A-25.031	2/20/09	3/12/09	34/53	
68A-25.042	2/20/09	3/12/09	34/53	

Marine Fisheries

68B-14.0038	2/20/09	3/12/09	34/53	
68B-24.009	2/20/09	7/1/09	34/53	
68B-45.0045	2/20/09	7/1/09	34/53	
68B-45.006	2/20/09	7/1/09	34/53	

**Section XIV
List of Rules Affected**

	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
	1B-30.0015	34/50		35/9
LIST OF RULES AFFECTED	1B-30.002	34/50	35/3	35/9
This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.	1B-30.003	34/50	35/3	35/9
	1B-30.004	34/50		35/9
	1B-30.005	34/50	35/3	35/9
	1S-2.042	34/51		35/7
	1S-2.046	35/6		
w - Signifies Withdrawal of Proposed Rule(s)	1S-2.047	35/6		
c - Rule Challenge Filed	IT-1.001		23/47	35/8
v - Rule Declared Valid			29/37	35/8
x - Rule Declared Invalid			31/16	35/8
d - Rule Challenge Dismissed		35/1		35/8
dw - Dismissed Upon Withdrawal	IT-1.031	35/1		35/8
	IT-1.032	35/1		35/8

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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STATE

1A-31	34/49c		
1A-31.0012	34/39		
1A-31.0015	34/39		
1A-31.0022	34/39		
1A-31.0027	34/39		
1A-31.0032	34/39		
1A-31.0035	34/39		
1A-31.0042	34/39		
1A-31.0045	34/39		
1A-31.0052	34/39		
1A-31.0055	34/39		
1A-31.0062	34/39		
1A-31.0065	34/39		
1A-31.0072	34/39		
1A-31.0082	34/39		
1A-31.0092	34/39		
1A-31.010	34/39		
1A-31.011	34/39		
1A-31.020	34/39		
1A-31.025	34/39		
1A-31.030	34/39		
1A-31.035	34/39		
1A-31.040	34/39		
1A-31.045	34/39		
1A-31.050	34/39		
1A-31.055	34/39		
1A-31.060	34/39		
1A-31.065	34/39		
1A-31.070	34/39		
1A-31.075	34/39		
1A-31.080	34/39		
1A-31.085	34/39		
1A-31.090	34/39		
1B-24.001	34/46		35/2
1B-24.003	34/46		35/2
1B-30.001	34/50		35/9

LEGAL AFFAIRS

2A-8.005	34/22		
2B-1.002	35/2c		
	35/2c		

BANKING AND FINANCE

3E-48.005	28/42		
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INSURANCE

4-138.047	28/41		
4-154.525	29/16	29/25	
4-211.031	27/44		
4-228.055	26/35		
4A-62.001	29/44	29/46	
4A-62.002	29/44	29/46	

AGRICULTURE AND CONSUMER SERVICES

5B-57.012	35/7		
5B-58.001	27/29		
5E-14.106	33/7		
5E-14.117	33/7		
	34/14	34/51	35/7
5E-14.1421	34/14	34/51	35/7
5F-11.001	34/27	34/27	35/4w
5F-11.022	34/6	34/27	35/4w
5F-11.026	34/6	34/27	35/4w
5F-11.029	34/27	34/27	35/4w
5F-11.047	34/6	34/27	35/4w
5F-11.080	34/6	34/27	35/4w
5F-11.081	34/6	34/27	35/4w
5F-11.082	34/6	34/27	35/4w
5F-11.083	34/6	34/27	35/4w
5F-11.084	34/6	34/27	35/4w
5F-11.085	34/6	34/27	35/4w
5F-11.086	34/6	34/27	35/4w
5F-11.087	34/6	34/27	35/4w
5F-11.088	34/6		35/4w
5G-6.007	35/3		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
11N-1.003	35/1		35/9w	12B-4.014	34/51		
11N-1.0031	35/1		35/9w	12B-5.020	35/5		
11N-1.0032	35/1		35/9w	12B-5.030	35/5		
11N-1.0051	35/1		35/9w	12B-5.040	35/5		
11N-1.0052	35/1		35/9w	12B-5.050	35/5		
11N-1.006	35/1		35/9w	12B-5.060	35/5		
REVENUE				12B-5.070	35/5		
12-6.0015	34/41		35/3	12B-5.080	35/5		
12-14.003	34/5			12B-5.090	35/5		
12-14.005	34/5			12B-5.100	35/5		
12-18.001	35/5			12B-5.110	35/5		
12-18.002	35/5			12B-5.121	35/5		
12-18.004	35/5			12B-5.130	34/41		35/3
12-18.008	35/5			12B-5.150	34/41		35/3
12-24.001	35/5				34/51	35/6	
12-24.002	35/5				35/5		
12-24.003	35/5			12B-5.400	35/5		
12-24.004	35/5			12B-5.401	35/5		
12-24.005	35/5			12B-7.008	34/41	34/50	35/3
12-24.007	35/5			12B-7.026	34/41		35/3
12-24.008	35/5			12B-7.031	34/41		35/3
12-24.009	35/5			12B-8.003	34/41	34/50	35/3
12-24.010	35/5			12B-8.016	34/51		
12-24.011	35/5			12CER08-31			34/51
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12-28.002	35/5			12C-1.051	34/41	34/50	35/3
12-28.003	35/5			12C-1.068	34/51		
12-28.004	35/5			12C-2.0115	34/41		35/3
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12-28.006	35/5			12C-3.007	34/51		
12-28.007	35/5			12C-3.008	34/51		
12-28.008	35/5			12C-3.009	34/51		
12-28.009	35/5			12C-3.010	34/51	35/5	
12A-1.0011	33/41	33/52	35/3w	12C-3.013	34/51		
12A-1.005	33/41			12DER08-28			34/47
12A-1.011	33/41	35/3		12DER08-29			34/47
12A-1.0115	33/41			12DER08-30			34/51
12A-1.029	35/5			12DER08-32			35/2
12A-1.036	35/5			12DER08-33			35/2
12A-1.040	35/5			12DER08-34			35/2
12A-1.071	33/41			12DER08-35			35/2
12A-1.075	35/5			TRANSPORTATION			
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12A-15.002	35/5				34/41c		
12A-15.010	35/5			14-10.025	34/8	34/29	
12A-15.011	35/5				34/23c		
12A-15.012	35/5				34/23c		
12A-16.008	34/41		35/3	14-15.0081	34/42		
12A-17.003	35/5			14-43.001	34/51		35/6
12A-17.005	32/2	32/31		14-86.001	34/18	34/47	35/2
12A-19.100	34/41		35/3	14-86.002	34/18	34/47	35/2
12B-4.003	34/51			14-86.003	34/18	34/47	35/2
12B-4.007	34/51						

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14-86.006	34/18	34/47	35/2		35/5		
14-86.007	34/10	34/47	35/2	19B-16.004	34/41		35/3
14-98.005	34/51	35/5		19B-16.006	34/41		35/3
14-98.008	34/51			19B-16.007	34/41		35/3
14-100.004	35/2c			19B-16.008	34/41		35/3
14-116.002	34/51		35/6	19B-16.009	34/41		35/3
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15A-7.004	34/41		35/7	25-4.002	35/3		
15A-7.005	34/41		35/7	25-4.017	34/39		
15A-7.006	34/41	34/52	35/7	25-4.0185	35/3		
15A-7.007	34/41		35/7	25-4.019	34/48		35/3
15A-7.008	34/41		35/7	25-4.020	34/48		35/3
15A-7.009	34/41	34/52	35/7	25-4.022	34/48		35/3
15A-7.010	34/41	34/52	35/7	25-4.023	35/3		
15A-7.011	34/41		35/7	25-4.034	34/48		35/3
15A-7.012	34/41		35/7	25-4.046	35/3		
15A-7.013	34/41		35/7	25-4.066	35/3		
15A-7.014	34/41		35/7	25-4.067	35/3		
15A-7.015	34/41		35/7	25-4.069	34/48		35/3
15A-7.016	34/41		35/7	25-4.070	35/3		
15A-7.017	34/41	34/52	35/7	25-4.071	35/3		
15A-7.018	34/41		35/7	25-4.073	35/3		
15A-7.019	34/41	34/52	35/7	25-4.074	35/3		
15C-7.005	33/8c			25-4.083	35/3		
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19B-4.001	34/41		35/3	25-9.005	34/48		35/3
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19B-5.003	34/41		35/3	25-9.009	34/48		35/3
19B-5.004	34/41		35/3	25-9.022	34/48		35/3
19B-8.001	34/41		35/3	25-9.027	34/48		35/3
19B-9.004	34/41		35/3	25-9.029	34/48		35/3
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19B-11.001	34/41		35/3	25-56.034	32/32c		
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25-56.115	32/32c			29H-8.008	34/47		35/3
25-72.180	35/3			29H-11.001	34/47		35/3
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29H-1.005	34/47	35/2	35/9	29H-11.005	34/47		35/3
29H-1.006	34/47		35/9	29H-11.006	34/47		35/3
29H-1.008	34/47		35/9	29H-11.007	34/47		35/3
29H-1.010	34/47		35/9	29H-11.008	34/47		35/3
29H-2.0001	34/47		35/3	29H-11.009	34/47		35/3
29H-2.001	34/47		35/3	29H-13.012	34/47		35/3
29H-2.003	34/47		35/3	29H-13.014	34/47		35/3
29H-2.007	34/47		35/3	29I-1.001	34/51		
29H-3.0001	34/47		35/3	29I-1.002	34/51		
29H-3.001	34/47		35/3	29I-1.003	34/51		
29H-3.003	34/47		35/3	29I-1.004	34/51		
29H-3.007	34/47		35/3	29I-1.005	34/51		
29H-3.011	34/47		35/3	29I-1.006	34/51		
29H-3.013	34/47		35/3	29I-1.008	34/51		
29H-3.015	34/47		35/3	29I-1.010	34/51		
29H-3.031	34/47		35/3	29I-4.001	34/51		
29H-3.035	34/47		35/3	29I-4.004	34/51		
29H-3.037	34/47		35/3	29I-4.006	34/51		
29H-4.0001	34/47		35/3	29I-4.007	34/51		
29H-4.001	34/47		35/3	29I-4.011	34/51		
29H-4.005	34/47		35/3	29I-4.012	34/51		
29H-4.007	34/47		35/3	29I-4.013	34/51		
29H-5.0001	34/47		35/3	29I-5.003	34/51		
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29H-5.008	34/47		35/3	33-204.005	35/5		
29H-5.009	34/47		35/3	33-208.507	35/2		
29H-5.011	34/47		35/3	33-210.101	34/48		
29H-5.013	34/47		35/3	33-210.102	35/7		
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29H-5.027	34/47		35/3	33-601.101	35/7		
29H-5.029	34/47		35/3	33-601.105	35/7		
29H-5.031	34/47		35/3	33-601.314	35/9		
29H-5.033	34/47		35/3	33-601.820	35/7		
29H-5.035	34/47		35/3	33-601.901	35/9		
29H-5.041	34/47		35/3	33-602.001	34/9		
29H-5.044	34/47		35/3	33-602.406	34/50		
29H-5.051	34/47		35/3	WATER MANAGEMENT DISTRICTS			
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29H-7.005	34/47		35/3	40B-3.3030	33/16		
29H-7.007	34/47		35/3	40B-3.3040	33/16		
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Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
40B-4.1090	35/9			40D-2.091	22/48		
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40B-9.021	34/50	34/52			34/38	34/49	35/2
		35/8			35/6		
40B-9.031	34/50	34/52		40D-2.301	22/48		
40B-9.041	34/50	34/52		40D-4.021	35/6		
		35/8		40D-4.041	35/6		
40B-9.042	34/50	34/52		40D-4.091	22/48		
		35/8			35/4		
40B-9.045	34/50	34/52			35/5		
40B-9.051	34/50	34/52			35/6		
40B-9.061	34/50	34/52		40D-8.041	35/5		
40B-9.065	34/50	34/52		40D-8.624	35/5		
40B-9.071	34/50	34/52		40D-40.302	35/6		
40B-9.081	34/50	34/52		40E-0.105	34/45		
40B-9.111	34/50	34/52		40E-0.109	34/45		
40B-9.121	34/50	34/52		40E-2.011	35/1		
40B-9.122	34/50	34/52		40E-2.051	34/45		
40B-9.123	34/50	34/52		40E-2.061	34/45		
		35/8		40E-2.091	34/45		
40B-9.125	34/50	34/52			35/1	35/8	
40B-9.126	34/50	34/52		40E-2.301	35/1		
40B-9.131	34/50	34/52		40E-2.331	34/45		
		35/8			35/1		
40B-9.132	34/50	34/52		40E-4.021	34/45		
40B-9.133	34/50	34/52		40E-10.011	35/1		
40B-9.134	34/50	34/52		40E-10.021	35/1		
40B-9.138	34/50	34/52		40E-10.031	35/1		
40B-9.1381	34/50	34/52		40E-10.041	35/1	35/8	
		35/8		40E-20.091	34/45		
40B-9.141	34/50	34/52			35/1	35/8	
40B-9.1411	34/50	34/52		40E-20.301	35/1		
40B-9.142	34/50	34/52		40E-20.302	35/1		
		35/8		40E-20.331	34/45		
40B-9.145	34/50	34/52			35/1		
		35/8		40E-24.011	34/45		
40B-9.151	34/50	34/52		40E-24.101	34/45		
		35/8		40E-24.201	34/45		
40B-9.161	34/50	34/52		40E-24.301	34/45		
40B-9.320	34/50	34/52		40E-24.401	34/45		
40C-2.042	34/43	34/52	35/9	40E-24.501	34/45		
40C-2.091	33/23						
40C-2.101	34/43	34/52	35/9	FLORIDA LAND AND WATER ADJUDICATORY COMMISSION			
40C-2.231	33/23						
40C-2.900	34/43	34/52	35/9	42BB-1.002	35/6		
40C-4.091	34/32c		35/2d	42MMM-1.001	34/47		
40D-1.002	35/6			42MMM-1.002	34/47		
40D-1.1020	35/6			42MMM-1.003	34/47		
40D-1.600	35/6						
40D-1.6051	35/6			REGIONAL UTILITY AUTHORITIES			
40D-1.659	34/33	35/4		49E-1.001	34/16		
40D-2.041	35/6			49E-1.002	34/16		
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49E-1.003	34/16			55-11.010	34/11		
49E-1.004	34/16			55-11.011	34/11		
49E-1.005	34/16			55-11.012	34/11		
49E-1.006	34/16			55A-5.012	34/11		
49E-1.007	34/16			SPACEPORT FLORIDA AUTHORITY			
49E-1.008	34/16						
49E-1.009	34/16			57-1.001	34/42		35/4
49E-1.010	34/16			57-1.0015	34/42		35/4
LOTTERY				57-1.003	34/42		35/4
				57-1.005	34/42		35/4
53ER07-75			34/1	57-1.007	34/42		35/4
53ER07-76			34/1	57-1.009	34/42		35/4
53ER08-63			34/43	57-1.025	34/42		35/4
53ER08-64			34/43	57-1.035	34/42		35/4
53ER08-65			34/43	57-1.040	34/42		35/4
53ER08-66			34/43	57-2.001	34/42		35/4
53ER08-67			34/45	57-2.002	34/42		35/4
53ER08-68			34/45	57-2.003	34/42		35/4
53ER08-69			34/45	57-2.004	34/42		35/4
53ER08-70			34/48	57-2.005	34/42		35/4
53ER08-71			34/48	57-3.001	34/42		35/4
53ER08-72			34/50	57-3.002	34/42		35/4
53ER08-73			34/50	57-3.003	34/42		35/4
53ER08-74			34/50	57-4.001	34/42		35/4
53ER08-75			34/50	57-4.002	34/42		35/4
53ER08-76			34/50	57-4.003	34/42		35/4
53ER08-77			34/50	57-4.004	34/42		35/4
53ER08-78			35/1	57-4.005	34/42		35/4
53ER08-79			35/1	57-5.001	34/42		35/4
53ER08-80			35/1	57-5.002	34/42		35/4
53ER08-81			35/1	57-5.003	34/42		35/4
53ER08-82			35/1	57-5.004	34/42		35/4
53ER08-83			35/1	57-5.005	34/42		35/4
53ER08-84			35/2	57-6.001	34/42		35/4
53ER08-85			35/2	57-6.002	34/42		35/4
53ER08-86			35/2	57-6.003	34/42		35/4
53ER08-87			35/2	57-6.004	34/42		35/4
53ER08-88			35/2	57-7.001	34/42		35/4
53ER08-89			35/2	57-7.002	34/42		35/4
53ER09-1			35/2	57-7.003	34/42		35/4
53ER09-2			35/5	57-7.004	34/42		35/4
53ER09-3			35/5	57-7.005	34/42		35/4
53ER09-4			35/5	57-7.006	34/42		35/4
53ER09-5			35/5	57-20.001	34/42		35/3
53ER09-6			35/9	57-20.002	34/42		35/3
53ER09-7			35/9	57-20.003	34/42		35/3
53ER09-8			35/9	57-20.004	34/42		35/3
53ER09-9			35/9	57-20.005	34/42		35/3
53-1.007	35/5			57-20.006	34/42		35/3
VETERANS' AFFAIRS				57-30.001	34/42		35/3
				57-40.001	34/42		35/3
				57-40.002	34/42		35/3
55-11.002	34/11			57-40.003	34/42		35/3
55-11.003	34/11			57-40.004	34/42		35/3
55-11.005	34/11			57-40.005	34/42		35/3
55-11.008	34/11						

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57-50.001	34/42			59E-7.024	34/53		35/9w
57-50.002	34/42			59E-7.025	34/53	35/6	35/9w
57-50.003	34/42			59E-7.026	34/53		35/9w
57-60.001	34/42		35/3	59E-7.027	34/53	35/6	35/9w
57-60.002	34/42		35/3	59E-7.028	34/53	35/6	35/9w
57-60.003	34/42		35/3	59E-7.029	34/53	35/6	35/9w
57-60.004	34/42		35/3	59E-7.030	34/53	35/6	35/9w
57-70.001	34/42		35/3	59E-7.201	34/53		35/9w
				59E-7.202	34/53		35/9w
	ELDER AFFAIRS			59E-7.203	34/53		35/9w
58A-3.2085	33/50c			59E-7.204	34/53		35/9w
58G-4.070	33/50c			59E-7.205	34/53		35/9w
	33/50c			59E-7.206	34/53		35/9w
				59E-7.207	34/53		35/9w
				59E-7.208	34/53		35/9w
	AGENCY FOR HEALTH CARE ADMINISTRATION			59G-4.002	35/5		
59-1	29/35c			59G-4.003	34/47		35/7
59A-3.2085	33/11			59G-4.016	32/19		
59B-9.010	34/53		35/9w	59G-4.060	34/45		35/7
59B-9.011	34/53		35/9w	59G-4.150	34/47		35/7
59B-9.013	34/53		35/9w	59G-4.160	34/47		35/7
59B-9.014	34/53		35/9w	59G-4.250	34/35c		
59B-9.015	34/53		35/9w	59G-4.251	34/41		35/3
59B-9.016	34/53		35/9w	59G-5.020	34/41	34/52	35/7
59B-9.017	34/53		35/9w	59G-6.010	34/43		
59B-9.018	34/53		35/9w		35/2c		
59B-9.022	34/53		35/9w		35/2c		
59B-9.023	34/53		35/9w	59G-6.020	34/23c		
59B-9.030	34/53		35/9w	59G-6.045	34/52		
59B-9.031	34/53	35/6	35/9w	59G-7.003	34/41		
59B-9.032	34/53	35/6	35/9w	59G-7.004	34/41		
59B-9.033	34/53	35/6	35/9w	59G-7.0211	34/41		
59B-9.034	34/53	35/6	35/9w	59G-7.023	34/41		
59B-9.035	34/53	35/6	35/9w	59G-7.032	34/41		
59B-9.036	34/53	35/6	35/9w	59G-7.0322	34/41		
59B-9.037	34/53	35/6	35/9w	59G-7.0331	34/41		
59B-9.038	34/53	35/6	35/9w	59G-7.0332	34/41		
59B-9.039	34/53	35/6	35/9w	59G-7.034	34/41		
59C-1.008	34/48	35/9		59G-7.035	34/41		
59C-1.010	34/48	35/9		59G-7.051	34/41		
59C-1.012	34/48	35/9		59G-7.053	34/41		
59C-1.013	34/48	35/9		59G-7.054	34/41		
59C-1.030	34/48	35/9		59G-7.056	34/41		
59C-1.0355	35/4			59G-7.057	34/41		
59C-1.044	34/46	35/7		59G-7.058	34/41		
59E-7.011	34/53		35/9w	59G-7.0581	34/41		
59E-7.012	34/53		35/9w	59G-7.060	34/41		
59E-7.013	34/53		35/9w	59G-7.0601	34/41		
59E-7.014	34/53		35/9w	59G-7.061	34/41		
59E-7.015	34/53		35/9w	59G-7.062	34/41		
59E-7.016	34/53		35/9w	59G-7.063	34/41		
59E-7.020	34/53		35/9w	59G-7.064	34/41		
59E-7.021	34/53	35/6	35/9w	59G-7.073	34/41		
59E-7.022	34/53	35/6	35/9w	59G-8.500	34/41	34/52	35/7
59E-7.023	34/53		35/9w			35/8	35/7

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59G-8.600	34/41	34/52 35/8	35/7 35/7	61A-1.0101	34/3 34/12c		
59G-13.001	35/9			61A-1.01010	34/3 34/41c	34/36	
59G-13.083	34/23c			61A-1.01011	34/3 34/41c	34/36	
59G-20.091	35/1	35/8		61A-1.01012	34/3 34/41c	34/36	
59G-20.381	33/36			61A-1.01013	34/3 34/12c		
59K-17.0035	34/43			61A-1.01014	34/3 34/12c		
59O-137.001	34/43			61A-1.01015	34/3 34/12c		
59O-138.001	34/43			61A-1.01018	34/3 34/12c		
59O-157.302	34/43			61A-1.0102	34/4 34/12c		
59V-560.102	34/39			61A-1.01021	34/3	34/36	
59V-560.103	34/39			61A-1.01022	34/3 34/41c	34/36	
59V-560.107	34/39			61A-1.01024	34/3 34/12c		
59V-560.108	34/39			61A-1.0103	34/3 34/12c		
59V-560.201	34/39			61A-1.0104	34/3 34/12c		
59V-560.302	34/39			61A-1.0105	34/3 34/41c	34/36	
59V-560.402	34/39			61A-1.0106	34/3 34/12c		
59V-560.403	34/39			61A-1.0107	34/3 34/12c		
59V-560.602	34/39			61A-1.0108	34/3 34/41c	34/36	
59V-560.606	34/39			61A-1.0109	34/3 34/12c	34/36	
59V-560.702	34/39			61A-3.0535	34/41c 34/45 34/49c		
59V-560.703	34/39			61A-5.0105	33/29	33/46	
59V-560.704	34/39			61A-5.747	33/29	33/46 35/5	
59V-560.705	34/39			61B-15.007	35/3		
59V-560.706	34/39			61B-22.006	34/50		
59V-560.707	34/39			61D-13.008	34/42		
59V-560.801	34/39			61E12-41.002	35/1		35/3w
59V-560.804	34/39			61E12-41.003	35/1		35/3w
59V-560.805	34/39			61E12-41.004	35/1		35/3w
59V-560.902	34/39			61E12-41.005	35/1		35/3w
59V-560.903	34/39			61E12-41.006	35/1		35/3w
59V-560.904	34/39			61E12-41.007	35/1		35/3w
59V-560.905	34/39			61E12-41.009	35/1		35/3w
59V-560.906	34/39			61E12-41.010	35/1		35/3w
59V-560.908	34/39			61E12-41.011	35/1		35/3w
59W-600.002	34/39			61E12-41.013	35/1		35/3w
59W-600.006	34/39						
59W-600.013	34/39						
59W-600.0131	34/39						
MANAGEMENT SERVICES							
60BB-8.410	35/7						
60FF-5.005	35/3						
60L-32.007	34/46						
60L-33.004	34/34	34/46	35/2				
60L-35.007	34/2	34/2 34/19					
60Y-1	32/2c 32/2c						
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61A-1.010	34/3 34/12c						
61A-1.010(1)	33/2c						

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61E12-41.017	35/1		35/3w	61J2-17.012	28/3	28/17	
61E12-41.018	35/1		35/3w	61J2-24.002	35/8		
61E13-2.002	35/5			61J2-24.003	35/8		
61E13-2.015	35/5						
61G2-2.006	33/47	35/9		ENVIRONMENTAL PROTECTION			
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61G4-15.028	34/10			62-4.053	35/2	35/9	
61G4-15.029	34/10			62-113.200	34/38	35/9	
61G4-15.032	34/14	34/19		62-258.421	34/51		
61G4-16.001	35/5			62-285.400	34/35	34/50	35/6
61G4-18.005	34/53			62-285.421	34/51		35/8
61G4-21.005	35/5			62-296.470	32/45c		
61G5-22.006	35/8			62-304.505	34/16	34/23	
61G6-5.002	34/45			62-304.510	29/25		
61G6-5.003	34/45			62-304.520	34/53		
61G6-5.0061	33/35	34/18		62-304.705	34/53	35/3	
61G6-5.009	34/45			62-341.494	34/53		
61G6-10.0065	33/35	34/18		62-346.071	35/2	35/9	
61G7-33.0065	30/16			62-354.071	35/2		
61G9-9.001	31/6			62-520.200	34/26		
61G10-14.001	35/8			62-520.300	34/26		
61G15-18.011	35/7			62-520.310	34/26		
61G15-19.004	34/32			62-520.410	34/26		
61G15-23.002	35/2			62-520.420	34/26		
61G15-23.003	35/2			62-520.470	34/26		
61G15-32.001	34/11			62-520.500	34/26		
61G15-32.002	34/11	34/39		62-520.510	34/26		
61G15-32.003	34/11			62-520.520	34/26		
61G15-32.008	34/11	34/39		62-520.600	34/26		
		35/5		62-520.700	34/26		
61G15-35.004	35/5			62-520.900	34/26		
61G16-2.005	35/5			62-522.200	34/26		
61G18-30.001	35/3			62-522.300	34/26		
61G19-7.0015	34/19	34/51		62-522.400	34/26		
		35/6		62-620.100	34/43	34/52	35/6
61G19-7.002	34/19			62-621.300	34/43	34/51	35/6
61H1-27.0041	34/46		35/8	62-730.020	35/8		
61J1-3.001	28/41	28/43		62-730.021	35/8		
		28/46		62-730.030	35/8		
61J1-3.002	28/41	28/43		62-730.160	35/8		
		28/46		62-730.170	34/6		
61J1-3.004	35/2				35/8		
61J1-4.001	35/2			62-730.180	35/8		
61J1-4.005	28/41	28/43		62-730.181	35/8		
61J1-5.001	35/2			62-730.183	35/8		
61J1-7.003	35/2			62-730.185	35/8		
61J1-7.004	28/41	28/43		62-730.200	35/8		
61J1-7.005	28/41	28/43		62-730.220	35/8		
		28/46		62B-26.014	35/6		
61J1-9.001	35/2			62B-33.002	33/50c		
61J1-10.001	35/2			(18),(43),(60)			
61J1-10.002	35/2			62B-33.005(1)(a),	33/50c		
61J1-10.003	35/2			(1),(2)			

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62B-33.0051(1)(a), (2)(d)	33/50c			63E-4.008	34/47		35/3
62B-56	34/23c			63E-4.009	34/47		35/3
62B-56.010	34/17			63E-4.010	34/47		35/3
62B-56.020	34/17			63E-4.011	34/47		35/3
62B-56.030	34/17			63E-4.012	34/47		35/3
62B-56.040	34/17			63E-4.013	34/47		35/3
62B-56.050	34/17			63E-4.014	34/47		35/3
62B-56.060	34/17			63E-7.001	34/47		35/3
62B-56.070	34/17			63E-7.007	34/47		35/3
62B-56.080	34/17			63E-7.008	34/47		35/3
62B-56.090	34/17			63E-8.001	35/5		
62B-56.100	34/17			63E-8.002	35/5		
62B-56.110	34/17			63E-8.003	35/5		
62B-56.120	34/17			63E-8.004	35/5		
62B-56.130	34/17			63E-8.005	35/5		
62B-56.140	34/17			63E-8.006	35/5		
62B-56.150	34/17			63E-8.007	35/5		
62B-56.160	34/17			63E-8.008	35/5		
62B-56.900	34/17			63E-8.009	35/5		
62S-4.001	34/38	34/50	35/3	63E-8.010	35/5		
62S-4.004	34/38	34/50	35/3	63E-8.011	35/5		
62S-4.0045	34/38		35/3	63E-8.012	35/5		
62S-4.005	34/38		35/3	63E-8.013	35/5		
62S-4.0055	34/38		35/3	63E-8.014	35/5		
62S-4.007	34/38		35/3	63E-8.015	35/5		
62S-4.008	34/38		35/3				
62S-5.001	34/38	34/50	35/3				
62S-5.002	34/38		35/3				
62S-5.003	34/38		35/3				
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63E-3.001	34/47		35/3	64-1	30/29c		
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63E-3.003	34/47		35/3	64B-3.007	34/47		35/7
63E-3.004	34/47		35/3	64B1-4.0012	34/40		
63E-3.005	34/47		35/3	64B1-7.0015	33/44		
63E-3.006	34/47		35/3	64B2-11.012	35/8		
63E-3.007	34/47		35/3	64B2-18.002	35/8		
63E-3.008	34/47		35/3	64B2-18.005	35/8		
63E-3.009	34/47		35/3	64B4-4.002	34/45		35/4
63E-3.010	34/47		35/3	64B4-6.008	35/3		
63E-3.011	34/47		35/3	64B5-0.2014	34/50		
63E-3.012	34/47		35/3	64B5-1.021	34/43		
63E-3.013	34/47		35/3	64B5-2.014	30/51		
63E-3.014	34/47		35/3	64B5-2.0144	34/50		
63E-3.015	34/47		35/3	64B5-2.0146(2)	34/4c		35/6d
63E-4.001	34/47		35/3	64B5-2.0151	34/39		
63E-4.002	34/47		35/3	64B5-15.002	34/50		
63E-4.003	34/47		35/3	64B5-15.006	34/50		
63E-4.004	34/47		35/3	64B5-15.010	27/30		
63E-4.005	34/47		35/3	64B5-16.001	34/50		35/4
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				64B6-2.005	35/2		
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				64B7-25.001	33/48	34/19	
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64B8-4.009	34/46		35/2		34/28c		
	35/3				34/28c		
64B8-8.001	34/51		35/6		34/28c		
64B8-9.008	34/23c				34/28c		
64B8-10.003	34/51		35/9		34/28c		
64B8-31.005	35/7				34/28c		
64B8-42.001	34/51				34/28c		
64B8-42.002	34/51				34/28c		
64B8-51.001	35/1				34/28c		
64B8-52.003	35/9				34/36	34/52	
64B8-52.004	34/51		35/6			35/3	
64B9-2.002	34/49			64B16-26.204	34/36	35/9	
64B9-2.015	35/7			64B16-26.600	33/21	35/9	
64B9-3.0085	34/49		35/9	64B16-26.601	33/21	35/9	
64B9-4.002	34/46		35/8w	64B17-3.001	35/2		
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64B9-5.001	34/49			64B17-4.001	35/2		
64B9-8.005	35/8			64B17-4.002	35/2		
64B9-8.009	34/49			64B17-4.003	35/2		
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64B9-17.002	33/8c			64B18-12.008	35/4		
64B10-11.0011	34/53			64B18-14.012	35/4		
64B10-11.003	35/7			64B18-16.006	35/5		
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64B10-12.011	34/53			64B20-2.003	34/15	34/48	
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64B13-3.012	34/52		35/9	64B24-2.004	35/6		
64B13-4.001	34/20		35/3w	64B24-6.005	35/3		
64B13-4.004	34/52			64B24-7.004	35/3		
64B13-4.007	34/52			64B24-7.018	34/49		
64B13-4.008	34/52			64B24-8.003	34/48		35/4
64B13-16.002	34/52			64B27-1.003	34/47		35/5w
64B13-18.002	34/51			64D-4.002	35/5		35/7w
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64B14-5.002	34/47			64E-5.1205	34/48		
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64B15-13.001	34/41		35/4w	64E-5.1602	34/49		35/9
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64E-6.005	35/9					28/41	
64E-6.008	35/9			65A-1.603	34/50		35/6
64E-6.009	35/9			65A-1.707	34/53		
64E-6.010	35/9			65A-1.712	34/53		
64E-6.0101	35/9			65A-1.900	34/10	34/23	35/2
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64E-6.012	35/9			65A-4.213	25/32		
64E-6.013	35/9			65A-4.216	25/32		
64E-6.014	35/9			65A-4.220	34/37	34/48	35/9
64E-6.015	35/9				34/45c		
64E-6.0151	35/9			65A-15.005	32/9		
64E-6.023	35/9			65A-15.0095	26/4		
64E-6.027	35/9			65A-15.062	32/9		
64E-6.028	35/9			65B-27.017	32/9		
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64E-9.002	34/43			65C-5.002	32/29	32/37	
64E-9.003	34/43			65C-5.003	32/29	32/37	
64E-9.0035	34/43			65C-5.004	32/29	32/37	
64E-9.004	34/43			65C-5.005	32/29	32/37	
64E-9.005	34/43			65C-5.006	32/29	32/37	
64E-9.006	34/43			65C-5.007	32/29	32/37	
64E-9.007	34/43			65C-5.008	32/29	32/37	
64E-9.008	34/43			65C-5.009	32/29	32/37	
64E-9.009	34/43			65C-5.010	32/29	32/37	
64E-9.010	34/43			65C-5.011	32/29	32/37	
64E-9.011	34/43			65C-16.008	32/4		
64E-9.013	34/43			65C-21.001	23/20		
64E-9.015	34/43			65C-22.007	29/9		
64E-9.016	34/43			65C-24.001	34/46		35/3
64E-9.017	34/43			65C-24.002	34/46		35/3
64E-9.018	34/43			65C-24.003	34/46		35/3
64E-11.002	34/46	35/5		65C-24.004	34/46		35/3
64E-11.013	34/46	35/5		65C-24.005	34/46		35/3
64F-12.001	35/1			65C-24.006	34/46		35/3
64F-12.012	35/1			65C-24.007	34/46		35/3
64F-12.013	35/1			65C-24.008	34/46		35/3
64F-12.018	34/47		35/9	65C-24.009	34/46		35/3
64J-2.007	34/49	35/4		65C-24.010	34/46		35/3
64J-2.008	34/49	35/4		65C-24.011	34/46		35/3
64J-2.009	34/49	35/4		65C-24.012	34/46		35/3
64J-3.001	34/43		35/2w	65C-33.001	34/46		
64J-3.002	34/43	35/2		65C-33.002	34/46		
				65C-33.003	34/46		
				65C-33.004	34/46		
				65C-33.005	34/46		
				65C-33.006	34/46		
				65C-33.007	34/46		
				65C-33.008	34/46		
				65C-33.009	34/46		
				65C-33.010	34/46		
				65C-33.011	34/46		
				65C-33.012	34/46		
				65C-33.013	34/46		
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65-1	30/6c						
	30/9c						
	30/15c						
	32/2c						
	32/2c						
65A-1.205	33/22c						
65A-1.206	34/43		35/4				
65A-1.303	34/53						

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65E-9.009	34/16	34/20			30/1		
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66B-1.001	31/50			68A-25.031	34/53		35/9
66B-1.004	34/53			68A-25.042	34/53		35/9
66B-1.005	34/53			68B-8.002	34/53		
66B-1.008	34/53			68B-8.003	34/53		
66B-2.004	34/53			68B-8.006	34/53		
66B-2.005	34/53			68B-8.007	34/53		
66B-2.008	34/53			68B-8.008	34/53		
FLORIDA HOUSING FINANCE CORPORATION				68B-8.009	34/53		
67ER08-1			35/2	68B-8.010	34/53		
67ER08-2			35/2	68B-8.011	34/53		
67ER08-3			35/2	68B-8.012	34/53		
67ER08-4			35/2	68B-8.013	34/53		
67ER08-5			35/2	68B-8.014	34/53		
67ER08-6			35/2	68B-13.008	27/31	26/13	
67ER08-7			35/2	68B-14.0038	34/53		35/9
67-4.032	29/9	29/45		68B-23.101	32/18		
67-18.005	28/42			68B-23.103	32/18		
67-21.014	24/5			68B-23.104	32/18		
67-21.019	24/46	24/46		68B-23.106	32/18		
67-32.004	34/51			68B-23.107	32/18		
67-32.005	35/6			68B-23.108	32/18		
67-32.009	24/28			68B-23.109	32/18		
67-48.002	30/39			68B-23.110	32/18		
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68-1.003	34/33	34/47	35/2	68B-24.009	34/53		35/9
68A-1.004	34/25c			68B-42.001	34/53	35/8	
68A-5.001	34/53			68B-42.002	34/53	35/8	
68A-5.005	34/53		35/9	68B-42.004	34/53	35/8	
68A-6.0022	33/1	33/11		68B-42.005	34/53	35/8	
68A-9.004	34/53		35/9	68B-42.006	34/53	35/8	
68A-13.007	34/53		35/9	68B-42.0065	34/53	35/8	
68A-15.004	34/53		35/9	68B-42.007	34/53	35/8	
68A-15.005	34/53	35/8		68B-42.009	34/53	35/8	
68A-15.006	35/9			68B-45.0045	34/53		35/9
68A-15.061	34/53		35/9	68B-45.006	34/53		35/9
68A-15.062	34/53		35/9	68B-45.008	35/9		
68A-15.063	34/25c			68D-24.011	34/44		35/2
	34/53		35/9	68D-24.143	34/44		35/2
68A-15.064	34/53		35/9	68D-36.107	34/53		
68A-15.065	34/53		35/9	68D-36.109	34/53		
68A-17.004	34/53		35/9	FINANCIAL SERVICES			
68A-17.005	34/25c		35/9	69-1	30/42c		
	34/53			69A-3.012	35/7		
68A-24.003	28/17			69A-37.0335	34/34		
68A-24.004	28/17			69A-37.0336	34/34		
68A-24.0055	30/1			69A-37.036	34/34	34/52	
				69A-37.037	34/34		
				69A-37.039	34/34	34/52	
				69A-37.0527	34/34		
				69A-37.054	34/34	34/52	

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69A-37.055	34/34	34/52		69L-56.301	34/51		
		35/4		69L-56.3012	34/51		
69A-37.056	34/34	34/52		69L-56.3013	34/51		
69A-37.057	34/34			69L-56.304	34/51		
69A-37.058	34/34	34/52		69L-56.3045	34/51		
69A-60.008	35/7			69L-56.307	34/51		
69A-62.001	29/44	29/46		69L-56.310	34/51		
69A-62.002	29/44	29/46		69L-56.330	34/51		
69A-64.005	34/52			69L-56.530	31/3		
69B-33.005(3)(a)	32/32c			69M-1	29/52c		
	32/32c			69N-121.066	34/22		
69B-41.002(19)	32/32c			69O-1	31/37c		
	32/32c				31/37c		
69I-20.0011	34/27	35/6		69O-125.005	31/6		
69I-20.0027	34/27				31/26	32/7	
69I-20.0028	34/27	35/6			33/26		
69I-20.0029	34/27	35/6		69O-125.006	33/26		
69I-20.031	34/27		35/6w	69O-137.001	34/43		35/8
69I-20.050	34/27	35/6		69O-138.001	34/43		35/8
		35/7		69O-138.005	34/40	34/53	
69J-7.006	34/25	34/44	35/7w			35/9	
69K-5.0024	35/9			69O-139.019	33/10		
69K-5.003	35/9			69O-149.041	34/25	34/36	
69K-5.012	35/8			69O-149.0415	34/49c		
69K-12.002	35/9			69O-157.302	34/43	35/2	
69K-12.011	35/9			69O-157.303	34/43	35/2	
69K-17.003	35/9			69O-157.304	34/43	35/2	
69K-17.0030	35/9			69O-163.0075	34/46		
69K-17.0035	34/43			69O-163.009	34/46		
69K-21.004	35/9			69O-163.011	34/46		
69K-22.003	35/9			69O-164.040	34/40	34/49	
69K-23.004	35/9			69O-170.006	31/32c		
69K-24.020	35/9			69O-170.020	32/5	32/12	
69K-24.030	35/9			69O-171.003	32/8	33/10	
69K-24.040	35/9					33/14	
69L-3.0046	34/48					33/35	
69L-3.025	34/48				32/23c		
69L-6.028	34/51	35/6		69O-171.009	32/8	32/32	
69L-7.020	34/42	34/51	35/4			33/20	
69L-7.602	31/23				32/23c		
69L-7.602(5)(q)	32/45c			69O-175.001	31/2c		
69L-10.006	34/48			69O-175.003	31/26		
69L-10.012	34/48			69O-175.008	35/4		
69L-10.015	34/48			69O-186.003	33/25		35/6w
69L-10.016	34/48			69O-186.013	32/40		35/4w
69L-10.017	34/48				33/8c		
69L-10.019	34/48			69O-197.006	34/44	35/2	35/8
69L-56.001	34/51			69O-204.010	34/39	34/52	35/8
69L-56.002	34/51			69O-204.020	33/50	34/10	
69L-56.100	34/51					34/15	35/8
69L-56.110	34/51				34/39	34/52	35/8
69L-56.200	34/51			69O-204.030	33/50	34/10	
69L-56.205	34/51					34/15	
69L-56.210	34/51				34/39	34/52	
69L-56.300	34/51				35/7c		

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	34/39 35/7c			69V-560.1000	34/51	35/8	
69O-204.050	33/50			69V-560.1021	34/51	35/8	
	34/39	34/52	35/8	69W-500.018	34/51		
69O-204.060	33/50			69W-600.013	34/39		35/2
69O-204.070	33/50	34/10 34/15		69W-600.0131	34/39		35/2
69O-204.101	33/48	34/7 34/8	35/6w 35/6w	69W-600.0133	34/39	34/46	35/2
69V-40.025	34/45		35/8	DEPARTMENT OF MILITARY AFFAIRS			
69V-40.031	34/45		35/8	70-2.001	35/3		
69V-40.100	34/45		35/8	70-2.002	35/3		
69V-40.200	34/45		35/8				
69V-40.220	34/45		35/8				