

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.042
 RULE TITLE: Third-Party Voter Registration Organizations

PURPOSE AND EFFECT: To incorporate a revised Third-Party Voter Registration Organization Registration Form, DS-DE 106. The revised form will require the registered agent of the third-party voter registration organization to accept the appointment as registered agent by signing the form.

SUBJECT AREA TO BE ADDRESSED: Third-party voter registration organizations.

RULEMAKING AUTHORITY: 20.10(3), 97.012(15), 97.0575(1), (4), (8) FS.

LAW IMPLEMENTED: 97.012(15), (36), 97.053, 97.0575 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 29, 2010, 1:00 p.m.

PLACE: Department of State, R. A. Gray Building, Room 307, 500 S. Bronough Street, Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eddie Phillips, Executive Assistant, Office of General Counsel, Department of State, telephone: (850)245-6536; email: elphillips@dos.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: Gary J. Holland, Assistant General Counsel, Department of State, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399-0250; telephone: (850)245-6536; email: gjholland@dos.state.fl.us

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

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE NO.: IT-1.036
 RULE TITLE: Arts and Cultural Grants

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish in rule the most recent guidelines and grant report form for the General Program Support Program and the Specific Cultural Project Program. The guidelines for both programs clarify eligibility criteria, match requirements, application submission criteria, panel review and evaluation criteria, and update the application form. The grant report form adds information pertaining to the Florida Single Audit Act (FSAA).

SUBJECT AREA TO BE ADDRESSED: Guidelines and application forms for the General Program Support Program and the Specific Cultural Project Program. Specific areas include: eligibility criteria, match, application procedures, panel review and evaluation criteria, and updated application and grant report forms.

RULEMAKING AUTHORITY: 265.286(1), (11) FS.

LAW IMPLEMENTED: 265.286, 286.011, 286.012 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: Monday, March 29, 2010, 9:30 a.m.

PLACE: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Donald R. Blancett, Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-14.095
 RULE TITLE: Site Determined Baccalaureate Degree Access

PURPOSE AND EFFECT: The purpose of the rule development is to outline procedures and documents required for approval of new baccalaureate degree programs and authorized exemptions at Florida Colleges.

SUBJECT AREA TO BE ADDRESSED: Baccalaureate Degree Programs.

RULEMAKING AUTHORITY: 1007.33(7) FS.

LAW IMPLEMENTED: 1007.33 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 25, 2010, 9:30 a.m.

PLACE: Department of Education, 325 West Gaines Street, Room 1532E, Tallahassee, Florida 32399-0400

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Patricia Frohe, Director of Postsecondary Academic Programs, 325 West Gaines Street, Room 1544F, Tallahassee, Florida 32399, (850)488-0555, patricia.frohe@fldoe.org. 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

Commission for Independent Education

RULE NO.:	RULE TITLE:
6E-2.004	Standards and Procedures for Licensure

PURPOSE AND EFFECT: To review all standards and procedures for licensure and specifically standards regarding placement and retention rates.

SUBJECT AREA TO BE ADDRESSED: Standards and Procedures for Licensure.

RULEMAKING AUTHORITY: 1005.22, 1005.31, 1005.34 FS.

LAW IMPLEMENTED: 1005.04, 1005.31, 1005.33, 1005.34, 1005.39 FS.

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

DATE AND TIME: March 30, 2010, Rules Committee meeting, 2:30 p.m.

PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

Pursuant to the provisions of 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 Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If you are 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: Samuel Ferguson, Executive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-63.400	Purpose and Policy
40E-63.401	Scope of Program
40E-63.402	Definitions
40E-63.404	Incorporation of Forms, Instructions and References
40E-63.406	Delegation
40E-63.410	Waivers
40E-63.415	No Notice General Permits
40E-63.420	BMP Plan Pre-approvals
40E-63.430	Permit Applications
40E-63.432	Permit Modifications, Transfers and Renewals
40E-63.434	Permit Duration
40E-63.436	Permit Application Processing Fees
40E-63.440	General Permit Application Requirements in the C-139 Basin
40E-63.442	Basis for Issuance of General Permits in the C-139 Basin
40E-63.444	Limiting Conditions for General Permits in the C-139 Basin
40E-63.450	Individual Permit Application Requirements in the C-139 Basin
40E-63.452	Basis for Issuance of Individual Permits in the C-139 Basin
40E-63.454	Limiting Conditions for Individual Permits in the C-139 Basin
40E-63.456	Optional Discharge Monitoring Program
40E-63.458	Limiting Conditions for the Optional Discharge Monitoring Program
40E-63.460	C-139 Basin Compliance
40E-63.470	C-139 Basin Works of the District Permit Compliance

PURPOSE AND EFFECT: Pursuant to paragraph 40E-63.460(3)(d), F.A.C., the South Florida Water Management District is required to revise Part IV of Chapter 40E-63, F.A.C., to ensure that the objectives of the Everglades Forever Act, Section 373.4592(4)(f)5., F.S., are met if the District determines that the C-139 Basin has not achieved the rule's phosphorus reduction goals for the fourth time. The C-139 Basin has been out of compliance for at least four water years. NOTE: A copy of the preliminary draft is available and public comments are being accepted.

SUBJECT AREA TO BE ADDRESSED: Revise Part IV of Chapter 40E-63, F.A.C., in response to the C-139 Basin’s non-compliance.

RULEMAKING AUTHORITY: 373.044, 373.083, 373.086, 373.113, 373.4592 FS.

LAW IMPLEMENTED: 373.085, 373.4592 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: Pamela Wade, Division Director, Everglades Regulation Division, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6901 or (561)682-6901, email: pwade@sfwmd.gov or Carmela Bedregal, Engineer Supervisor, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 2737 or (561)682-2737, email: cbedrega@sfwmd.gov. For procedural questions, contact Jan Sluth, Paralegal, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-4.070	Durable Medical Equipment and Medical Supplies

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.070, F.A.C., is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services Coverage and Limitations Handbook, July 2010. The amendment updates the Florida Medicaid Durable Medical Equipment and Supply Services Coverage and Limitations Handbook. The handbook is intended for use by Durable Medical Equipment (DME) and medical suppliers who provide services to Medicaid recipients. Florida Medicaid is expanding coverage of disposable incontinence supplies that were not previously covered under the DME program. The rule will set policy and criteria to qualify for this new coverage.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Supplies.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.907, 409.908, 409.912, 409.913 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: Monday, March 29, 2010, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Dan Gabric at the Bureau of Medicaid Services, (850)412-4209. If you are 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: Dan Gabric, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4209, e-mail: gabricd@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.070 Durable Medical Equipment and Medical Supplies.

(1) No change.

(2) All durable medical equipment and medical supply providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Durable Medical Equipment and Medical Supply Services Coverage and Limitations Handbook, July 2010 ~~2008~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated by reference in Rule 59G-4.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent’s Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.

(3) No change.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 8-26-92, Formerly 10C-7.070, Amended 5-23-94, 1-7-96, 3-4-99, 10-18-00, 4-30-01, 10-1-08,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-6.020	Payment Methodology for Inpatient Hospital Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to incorporate changes to the Florida Title XIX Inpatient Hospital Reimbursement Plan effective January 1, 2010.

The 2009-10 General Appropriations Act, Senate Bill 2600, Specific Appropriation 188, authorized a \$35,478,571 inpatient hospital rate reduction, based upon the calculation of the unit cost. If the unit cost was equal to or less than the unit cost used in establishing the budget, no rate reduction would be necessary. After calculating the unit cost for the July 1, 2009 inpatient hospital rates, it was determined that no rate reduction was necessary for the July 1, 2009 rate semester.

For the January 1, 2010, rate semester, the unit cost was recalculated and it was determined that a rate reduction would be necessary. Effective January 1, 2010, the Agency shall implement a recurring methodology in the Title XIX Inpatient Hospital Reimbursement Plan to achieve a \$9,635,295 rate reduction. In establishing rates through the normal process, prior to including this reduction, if the unit cost is equal to or less than the unit cost used in establishing the budget, then no additional reduction in rates is necessary. In establishing rates through the normal process, prior to including this reduction, if the unit cost is greater than the unit cost used in establishing the budget, then rates shall be reduced by an amount required to achieve this reduction, but shall not be reduced below the unit cost used in establishing the budget.

SUBJECT AREA TO BE ADDRESSED: January 1, 2010 Inpatient Hospital reimbursement rates.

RULEMAKING AUTHORITY: 409.911, 409.9112, 409.9113, 409.9115, 409.9116, 409.9117, 409.9118, 409.9119 FS.

LAW IMPLEMENTED: 409.911, 409.9112, 409.9113, 409.9115, 409.9116, 409.9117, 409.9118, 409.9119 FS.

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

DATE AND TIME: April 7, 2010, 10:00 a.m. – 11:00 a.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edwin Stephens, Medicaid Program Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2149-A, Tallahassee, Florida 32308, (850)412-4077 or stephene@ahca.myflorida.com

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.034 **RULE TITLE:** Certification of Cell Tower Specialty Contractors

PURPOSE AND EFFECT: The Board proposes to promulgate and adopt the new rule to clarify procedures for certification of cell tower specialty contractors.

SUBJECT AREA TO BE ADDRESSED: Certification of cell tower specialty contractors.

RULEMAKING AUTHORITY: 455.213, 487.113(6), 489.108 FS.

LAW IMPLEMENTED: 489.105(3)(a), 489.113(6) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: G.W. Harrell, Executive Director, Construction Industry Licensing, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.035 **RULE TITLE:** Certification of Road, Bridge, and Railroad Specialty Contractors

PURPOSE AND EFFECT: The Board proposes to promulgate and adopt the new rule to clarify procedures for certification of road, bridge, and railroad specialty contractors.

SUBJECT AREA TO BE ADDRESSED: Certification of road, bridges, and railroad specialty contractors.

RULEMAKING AUTHORITY: 455.213, 489.108, 489.113(6) FS.

LAW IMPLEMENTED: 489.105(3)(a.), 489.113(6) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: G. W. Harrell, Executive Director, Construction Industry Licensing, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE NO.: 61G18-11.002
 RULE TITLE: Examination and Licensure
 PURPOSE AND EFFECT: The Board proposes to the rule amendment to incorporate an application form and to add a passing score for national examination.

SUBJECT AREA TO BE ADDRESSED: Examination and Licensure.

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

LAW IMPLEMENTED: 455.217, 474.2065, 474.207 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 Veterinary Medicine, 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

Office of the Secretary

RULE NOS.:	RULE TITLES:
62S-4.001	Definitions
62S-4.004	Application Procedures for Coastal Partnership Initiative Grants
62S-4.007	Review Procedures and Criteria
62S-4.008	Funding Coastal Partnership Initiative Grants

PURPOSE AND EFFECT: Delete reference to a form; amend eligible applicants; remove specific grant categories; specify differing funding amounts; revise number and type of application copies; amend the Work Plan; amend evaluation criteria; delete equal distribution of funds by category; revise grant application form to reflect rule changes; and make other clarifications.

SUBJECT AREA TO BE ADDRESSED: Florida Coastal Management Program Grants.

RULEMAKING AUTHORITY: 380.22 FS.

LAW IMPLEMENTED: 380.27 FS.

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

DATE AND TIME: March 26, 2010, 10:00 a.m. – 12:00 Noon
 PLACE: Conference Call: 1(888)808-6959; enter Conference Code #2452163

Pursuant to the provisions of 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: Susan Goggin: ph. (850)245-2161 or by email to susan.goggin@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: Susan Goggin: telephone (850)245-2161; email: susan.goggin@dep.state.fl.us.

A copy of the preliminary text of the proposed rule development is available on the FCMP Grants website at www.dep.state.fl.us/cmp/grants/index.htm

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

RULE NOS.:	RULE TITLES:
62S-5.001	Definitions
62S-5.002	Application Procedures
62S-5.003	Review and Funding of Grants

PURPOSE AND EFFECT: Delete definition of a federal form; delete requirement to submit federal form with grant application; revise number and type of application copies required; indicate a maximum Indirect Cost rate; clarify where projects may be located; and add that the Department is included in final decision on whether or not to fund a project.

SUBJECT AREA TO BE ADDRESSED: Florida Coastal Management Program Grants.

RULEMAKING AUTHORITY: 380.22 FS.

LAW IMPLEMENTED: 380.27 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: Susan Goggin: telephone (850)245-2161; fax (850)245-2189; email:

susan.goggin@dep.state.fl.us. A copy of the preliminary text of the proposed rule development is available on the FCMP Grants webpage at www.dep.state.fl.us/cmp/grants/index.htm THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF JUVENILE JUSTICE

Detention Services

RULE NOS.:	RULE TITLES:
63G-1.001	Scope
63G-1.002	Definitions
63G-1.003	Determining Residence
63G-1.004	Calculating Estimated Costs
63G-1.005	Fiscally Constrained Counties
63G-1.006	Receipt of Payment
63G-1.007	Quarterly Reporting
63G-1.008	Annual Reconciliation
63G-1.009	Dispute Resolution and Collection

PURPOSE AND EFFECT: All rule sections are repealed in favor of new rule sections with substantial rewording.

SUBJECT AREA TO BE ADDRESSED: The rule sections govern the process by which detention costs are shared by state and county government.

RULEMAKING AUTHORITY: 985.686 FS.

LAW IMPLEMENTED: 985.686 FS.

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

DATE AND TIME: Tuesday, March 30, 2010, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel’s Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla at (850)921-4129

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF JUVENILE JUSTICE

Detention Services

RULE NOS.:	RULE TITLES:
63G-1.010	Purpose and Scope
63G-1.011	Definitions
63G-1.012	Determining Residence
63G-1.013	Calculating Estimated Funding
63G-1.014	Fiscally Constrained Counties
63G-1.015	Receipt of Payment
63G-1.016	Monthly Reporting

63G-1.017 Monthly/Annual Reconciliation and Dispute Resolution

63G-1.018 Billing

PURPOSE AND EFFECT: The new rule sections replace repealed Rules 63G-1.001-.009, F.A.C., governing the process by which the funding of secure detention services is shared by state and county government. Additional definitions are provided, monthly reporting and reconciliation are added, and the method of calculating estimated funding is revised.

SUBJECT AREA TO BE ADDRESSED: The rule sections establish the process by which state and county government share in funding secure detention services.

RULEMAKING AUTHORITY: 985.686(10) FS.

LAW IMPLEMENTED: 985.686 FS.

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

DATE AND TIME: Tuesday, March 30, 2010, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel’s Conference Room 3223, Tallahassee, Florida. For information about participation by telephone, contact John Milla at (850)921-4129

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

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

DEPARTMENT OF HEALTH

School Psychology

RULE NO.: 64B21-504.001 RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: To include within the rule new guidelines for specific offenses enumerated in Section 456.022, F.S., by the 2009 legislative Session.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

RULEMAKING AUTHORITY: 456.079 FS.

LAW IMPLEMENTED: 456.072, 456.079, 490.009 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: Allen Hall, Executive Director, School Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Council of Medical Physicists

RULE NO.: 64B23-6.001 **RULE TITLE:** Penalty Guidelines
PURPOSE AND EFFECT: To include within the rule new guidelines for specific offenses enumerated in Section 456.022, F.S., by the 2009 legislative Session.
SUBJECT AREA TO BE ADDRESSED: Penalty Guidelines.
RULEMAKING AUTHORITY: 456.079(1), 483.901(6)(g) FS.
LAW IMPLEMENTED: 456.072, 456.079, 483.901(6)(g) 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: Vicki R. Grant, Executive Director, 4052 Bald Cypress Way, Bin #C85, Tallahassee, Florida 32399-3250
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Dental Laboratories

RULE NO.: 64B27-2.001 **RULE TITLE:** Disciplinary Guidelines
PURPOSE AND EFFECT: To include within the rule new guidelines for specific offenses enumerated in Section 456.022, F.S., by the 2009 legislative Session.
SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.
RULEMAKING AUTHORITY: 466.038 FS.
LAW IMPLEMENTED: 456.072, 456.079, 466.028, 466.037 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: Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3250
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: 64E-5.101 **RULE TITLE:** Definitions
PURPOSE AND EFFECT: The purpose of this proposed rule development is to maintain compatibility with the U.S. Nuclear Regulatory Commission by updating the department rules for the use of radioactive materials and to establish departmental standards for approving educational programs that provide training or educate persons who possess, use, handle, transport, or service radioactive materials or radiation machines. The substantive changes will establish new rules and change some existing rules regarding definitions.
SUBJECT AREA TO BE ADDRESSED: The substantive changes will be in existing definitions to include additional definitions needed to support the new rules. New rules will be developed to establish departmental standards for approving educational programs that provide training or educate persons who possess, use, handle, transport, or service radioactive materials or radiation machines. This rule will also address a minor U.S. Nuclear Regulatory Commission wording issue regarding some definitions.
RULEMAKING AUTHORITY: 404.051, 404.061, 404.071, 404.081, 404.141, 404.022, 404.042, 404.22, 404.161, 404.162 FS.
LAW IMPLEMENTED: 404.031, 404.061(2)(3), 404.20, 404.22, 404.30, 404.022, 404.051(1), (2), (4), (5), (6), (8), (9), (10), (11), 404.141, 404.081(1), 404.42, 404.071(1)(3), 404.161, 404.162 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: Michael Stephens, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741; (850)245-4266; Mike_Stephens@doh.state.fl.us
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NOS.:	RULE TITLES:
64K-1.001	Patient Advisory Alerts and Reports
64K-1.002	American Society of Automation in Pharmacy Standards and Formats
64K-1.003	Accessing Database
64K-1.004	Management and Operation of Database
64K-1.005	Storage and Security of Information
64K-1.006	Program Evaluation and Other

PURPOSE AND EFFECT: To encourage responsible prescribing by implementing provisions to help establish a limited access comprehensive electronic database system for controlled substances.

SUBJECT AREA TO BE ADDRESSED: Prescription Drug Monitoring Program

RULEMAKING AUTHORITY: 499.05, 893.055 FS.

LAW IMPLEMENTED: 893.055, 893.0551 FS.

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

DATE AND TIME: Wednesday, March 31, 2010, 9:30 a.m. – 1:00 p.m.

PLACE: The Betty Easley Conference Center, Conference Room #152, 4075 Esplanade Way, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five (5) days before the workshop/meeting by contacting: Shirleen Gee, Department of Health, Office of the General Counsel, at (850)245-4005 or email address Shirleen_Gee@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Diane Orcutt, Deputy Division Director, 4052 Bald Cypress Way, Bin #C75, Tallahassee, FL 32399-3275 or email address: Diane_Orcutt@doh.state.fl.us

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-9.012	Taking of Wildlife on Airport Property

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to establish provisions for the harassment and take of wildlife that pose a threat to aircraft safety and human life at airports.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include the harassment and take of wildlife at airports.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 379.1025 FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.1025 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: Michael Yaun, Deputy General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NOS.:	RULE TITLES:
69K-1.001	List of Approved Forms; Incorporation by Reference.
69K-1.006	Disclosing and Reporting Criminal History

PURPOSE AND EFFECT: The proposed amendment to Rule 69K-1.001, F.A.C., will amend the Department’s Criminal History Reporting Form used by applicants and related persons in applying for licensure pursuant to Chapter 497, F.S. Proposed Rule 69K-1.006, F.A.C., requires applicants and related persons to disclose their criminal history on the Criminal History Reporting Form; specifies that the applicant’s officers, directors, members, managers, partners, and the funeral director in charge, direct disposer in charge, embalmer in charge, or manager in charge are also required to disclose their criminal history on the Criminal Reporting Form; and requires the applicant and related person(s) to provide certified copies of court records evidencing the plea of guilty or no contest or court finding of guilt if the crime being reported occurred within the 10 preceding years.

SUBJECT AREA TO BE ADDRESSED: Disclosure and reporting of criminal history by applicants and related persons seeking licensure pursuant to Chapter 497, F.S.

RULEMAKING AUTHORITY: 497.103(2)(c), (5)(b), 497.141(2), (12)(g), 497.142(9), (10)(g) FS.

LAW IMPLEMENTED: 497.141, 497.142, 497.380, 497.385, 497.604, 497.606 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 29, 2010, 2:00 p.m.

PLACE: Alexander Building, 2020 Capital Circle, S.E., Tallahassee, Florida

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

agency at least 5 days before the workshop/meeting by contacting: LaTonya Bryant-Parker at (850)413-3083 or LaTonya.Bryant-Parker@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Doug Shropshire, Director, Division of Funeral, Cemetery, and Consumer Services, Alexander Building, 2020 Capital Circle S.E., Tallahassee, Florida 32399-0361 (850)413-3039 or doug.shropshire@myfloridacfo.com. or www.myfloridacfo.com/LegalServices/ruleHearing/

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-137.001
 RULE TITLE: Annual and Quarterly Reporting Requirements

PURPOSE AND EFFECT: This rule is being amended to adopt the 2010 NAIC Quarterly Statement Instructions and also adopts the 2010 NAIC accounting practices and procedures manual.

SUBJECT AREA TO BE ADDRESSED: Section 624.424, Florida Statutes, requires insurers to file quarterly and annual financial reports with the Office of Insurance Regulation and allows the Office to enact rules setting the standards for those reports. By adopting the current versions of these NAIC instructions and manuals, the Office is establishing up-to-date, uniform standards for annual and quarterly reports which will provide the information necessary for the Office to evaluate insurers' financial conditions. In addition, by adopting the 2010 versions of the manuals, the Office is preventing any potential challenges from insurers who may protest the Office using manuals which have not been formally adopted.

RULEMAKING AUTHORITY: 624.308(1), 624.424(1) FS.

LAW IMPLEMENTED: 624.424(1) FS.

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

DATE AND TIME: April 6, 2010, 9:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kerry Krantz, Bureau of Life and Health, Office of

Insurance Regulation, E-mail kerry.krantz@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kerry Krantz, Bureau of Life and Health, Office of Insurance Regulation, E-mail kerry.krantz@flor.com.

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-138.001
 RULE TITLE: NAIC Financial Condition Examiners Handbook Adopted

PURPOSE AND EFFECT: This rule is being amended to adopt the 2010 NAIC Financial Condition Examiners Handbook. The current rule adopted the 2009 version.

SUBJECT AREA TO BE ADDRESSED: Section 624.316, Florida Statutes, requires the Office to examine insurer's financial condition using generally accepted accounting procedures. This statute also allows the Office to adopt the NAIC Financial Condition Examiners Handbook to facilitate these exams. By adopting the newest version of the handbook, this rule ensures that the procedures used by the Office to examine insurers are the current generally accepted accounting practices.

RULEMAKING AUTHORITY: 624.308(1), 624.316(1)(c) FS.

LAW IMPLEMENTED: 624.316(1)(c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kerry Krantz, Bureau of Life and Health, Office of Insurance Regulation, E-mail kerry.krantz@flor.com

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

Section II
Proposed Rules

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.:	RULE TITLES:
11B-18.004	Regional Training Areas
11B-18.0053	Officer Training Monies Budget and Expenditure Categories

PURPOSE AND EFFECT: To allow the reimbursement of travel expenses to a training center director’s designee for attendance at the Criminal Justice Standards and Training Commission quarterly meetings. To make housekeeping revisions.

SUMMARY: Rule 11B-18.004: Revised to update the name of training schools in the regional training areas.

Rule 11B-18.0053: Revised to allow reimbursement of travel expenses to a training center director designee for attendance at Criminal Justice Standards and Training Commission meetings.

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS.

LAW IMPLEMENTED: 943.25 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement (FDLE), Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615. FDLE, Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, FL 32308. If you are 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: Donna Hunt at (850)410-8615. FDLE, Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, FL 32308

THE FULL TEXT OF THE PROPOSED RULES IS:

11B-18.004 Regional Training Areas.

For the purposes of Officer Training Monies activities, there are established the following sixteen regional training areas:

(1) through (4) No change.

(5) Region V.

(a) Criminal justice agencies within Nassau, Duval, Clay, Putnam, and St. Johns counties, and the State Attorney’s Office for the Fourth Judicial Circuit.

(b) Commission-certified training schools within Region V: Florida Community College Northeast Florida Criminal Justice Training and Education Center and St. Johns River Community College Criminal Justice Training Program.

(6) No change.

(7) Region VII.

(a) Criminal justice agencies within Lake, Volusia, Seminole, Orange, Osceola, Brevard, and Flagler counties, and the State Attorney’s Office for the Seventh, Ninth, and Eighteenth Judicial Circuits.

(b) Commission-certified training schools within Region VII: Brevard Community College Institute of Public Safety ~~Criminal Justice Division~~, Criminal Justice Institute at Valencia Community College, School of Emergency Services Institute at Daytona State College, Criminal Justice Academy of Osceola, Lake Technical Center Institute of Public Safety, and Seminole State ~~Community~~ College Criminal Justice Institute.

(8) Region VIII.

(a) Criminal justice agencies within Polk, Hardee, DeSoto, and Highlands counties, and the State Attorney’s Office for the Tenth Judicial Circuit.

(b) Commission-certified training schools within Region VIII: Polk State College Kenneth C. Thompson Institute of Public Safety ~~at Polk Community College~~ and South Florida Community College Criminal Justice Academy.

(9) Region IX.

(a) Criminal justice agencies within Pasco, Pinellas, Hillsborough, and Manatee counties, the Hernando County Sheriff’s Office, and the State Attorney’s Office for the Sixth and Thirteenth Judicial Circuits.

(b) Commission-certified training schools within Region IX: Hillsborough Community College Yabor City Campus Criminal Justice Institute, Manatee Technical Law Enforcement Academy, Manatee County Sheriff’s Office Training Center, Pasco-Hernando Community College Public Service Technology Center, and St. Petersburg College Southeastern Public Safety Institute.

(10) Region X.

(a) Criminal justice agencies within Charlotte, Lee, Sarasota, Collier, Glades, and Hendry counties, and the State Attorney’s Office for the Twelfth and Twentieth Judicial Circuits.

(b) Commission-certified training schools within Region X: Sarasota County Technical Institute/Sarasota Criminal Justice Academy and Southwest Florida Public Service Academy.

(11) through (13) No change.

(14) Region XIV.

(a) Criminal justice agencies within Monroe and Miami-Dade counties and the State Attorney’s Office for the Eleventh and Sixteenth Judicial Circuits.

(b) Commission-certified training schools within Region XIV: Florida Keys Community College Institute of Criminal Justice, Miami Police Training Center, Miami-Dade Police Department Metropolitan Police Institute, and Miami-Dade College School of Justice.

(15) through (16) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.25(5) FS. (Supp. 1998). History–New 1-13-81, Amended 7-28-82, 1-7-85, Formerly 11B-18.04, Amended 7-13-87, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 9-28-09,_____.

11B-18.0053 Officer Training Monies Budget and Expenditure Categories.

(1) A distribution formula has been established by the Criminal Justice Standards and Training Commission to provide guidance to training regions regarding the expenditure of Officer Training Monies in the regions. Any deviations by a region from the distribution formula shall be approved by the Commission. The distribution formula is:

(a) through (c) No change.

(2) Category I, Administrative Expenses. Administrative Expenses shall be reasonable and an accounting of all expenditures shall be maintained.

(a) Each region shall not budget more than 5% of the total regional allocation for Administrative Expenses, notwithstanding the following exceptions for additional Officer Training Monies budgeted that exceed the 5% limitation:

1. Support of travel of Regional Training Council Chairpersons, fiscal agents, and training center directors or their designee, to Officer Training Monies workshops conducted by Commission staff; and

2. Support of travel for training center directors or designees to attend Criminal Justice Standards and Training Commission quarterly meetings.

(b) through (c) No change.

(3) through (4) No change.

Rulemaking Specific Authority 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS. Law Implemented 943.25 FS. History–New 11-5-02, Amended 11-30-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Donna Hunt at (850)410-8615

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.:	RULE TITLES:
11B-20.001	Definitions and Minimum Requirements for General Certification of Instructors
11B-20.0017	Maintenance and Duration of Instructor Certifications

PURPOSE AND EFFECT: To allow the delegation of specific training center director duties to a designee appointed by the training center director.

SUMMARY: Revised to allow a training center director’s designee to administer polices set by the Commission or the director, approve documents or make routine requests consistent with the Commission or director’s guidance, and represent the director at meetings.

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.12(1), 943.14(3) FS.

LAW IMPLEMENTED: 943.12(3), (9), 943.14(3) FS.

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

DATE AND TIME: April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement (FDLE), Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615. If you are 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: Donna Hunt at (850)410-8615

THE FULL TEXT OF THE PROPOSED RULES IS:

11B-20.001 Definitions and Minimum Requirements for General Certification of Instructors.

- (1) through (2) No change.
- (3) General Instructor Certification.
 - (a) No change.
 - 1. through 4. No change.
 - 5. Instructor Separation or Change of Affiliation.
 - a. No change.

b. When a training center director, ~~or~~ agency administrator, or designee separates an instructor for administrative purposes, the training center director, agency administrator, or designee shall notify the instructor of the separation and submit form CJSTC-61 to Commission staff or electronically transmit through the Commission's ATMS and a copy of the form shall be maintained in the Instructor's file.

- c. No change.
- (b) Equivalent Instructor Training.

1. Instructor applicants who request an exemption from the required instructor training shall be evaluated by the training center director for completion of equivalent instructor training by documenting the instructor applicant's qualifications. Documentation shall include the instructor applicant's training in all of the following competencies, or the training center director or designee may authorize the instructor applicant to complete only those portions of the Florida General Instructor Techniques Course for which the instructor applicant is deficient:

(4) Exemption from General Instructor Certification. An individual. The training center director is authorized to exempt an individual, from General Instructor Certification, who has a professional or technical certification or three years of experience in the specified subject matter to be instructed, shall be exempt from General Instructor Certification. The training center director or designee shall document the individual's qualifications by completing the Instructor Exemption, form CJSTC-82, revised November 8, 2007, hereby incorporated by reference, which shall be maintained in the course file at the training school. Form CJSTC-82 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

- (5) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), (9), 943.14(3) FS. History—New 7-21-82, Formerly 11B-20.01, Amended 10-26-88, 5-14-92, 12-8-92, 1-10-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09,_____.

11B-20.0017 Maintenance and Duration of Instructor Certifications.

Documentation for instructors shall be maintained in the instructor's file at the respective training school or agency. Additionally, the training school or agency shall submit or transmit to Commission staff, through the Commission's ATMS, an Instructor Compliance Application, form CJSTC-84, revised November 8, 2007, hereby incorporated by reference, to verify compliance with the mandatory retraining requirements. Form CJSTC-84 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

- (1) through (3) No change.
- (4) High-Liability Instructor Certification.

Commission-certified Instructors who possess a High-Liability Instructor Certification shall comply with the following requirements, once during their four-year cycle, to maintain an active certificate for each high-liability topic:

- (a) No change.
- (b) Successfully complete continuing education or training approved by the training center director, ~~or~~ agency administrator, or designee.

(5) Specialized Topics Instructor Certification. Instructors who possess a Specialized Topics Certification shall comply with the following requirements, once during their four-year cycle, to maintain certification:

- (a) No change.
- (b) Successfully complete continuing education or training approved by the training center director, ~~or~~ agency administrator, or designee. Breath Test Instructors shall successfully complete the Breath Test Instructor Renewal Course.

- (6) through (8) No change.

~~Rulemaking Specific~~ Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 943.12(3), (9), 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Donna Hunt at (850)410-8615

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.:	RULE TITLES:
11B-27.0011	Moral Character
11B-27.002	Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers
11B-27.00212	Maintenance of Officer Certification
11B-27.00213	Temporary Employment Authorization
11B-27.0022	Background Investigations
11B-27.004	Probable Cause Determination
11B-27.005	Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances
11B-27.013	Canine Team Certification
11B-27.014	Implementation of the Federal Law Enforcement Officers Safety Act of 2004

PURPOSE AND EFFECT: To update procedures pertaining to the following topic(s): Dating violence and video voyeurism; Sex on duty; Public nudity; Drug testing rules and accepted testing practices; bribery and unlawful compensation or reward for official behavior felony offenses; Information for obtaining CJSTC forms; Video voyeurism misdemeanor offenses; Door-to-door neighborhood background checks; Employment Background Investigative Report form CJSTC-77; Evidentiary rules and accepted testing practices for drug testing; Unlawful taking of controlled substances; Authority for Release of Information form CJSTC-58; CMS Firearms Performance Evaluation form CJSTC-4 CMS; Procedures for compliance with the Commission’s Firearms Qualification Standard; Procedures for processing violations more than eight years old for probable cause determination hearings; Delegation of specific authority to training center director designees.

SUMMARY: Subparagraph 11B-27.0011(4)(b)1., F.A.C.: Added the new statutes for “dating violence” (Section 784.046(15), F.S.) and for “video voyeurism” (Section 810.145, F.S.) to the list of misdemeanor or criminal offenses. Subparagraph 11B-27.0011(4)(c)5., F.A.C.: Added specific sexual acts that define “sex on duty,” or at any time the officer is acting under the color of authority as a Commission-certified criminal justice officer, and is not done for a bona fide medical purpose or in the lawful performance of the officer’s duty. subparagraph 11B-27.0011(4)(c)11., F.A.C.: Added the offense of “public nudity” to the list of acts or conduct of an officer for failure to maintain good moral character and defines “public nudity.” paragraph 11B-27.0011(4)(d), F.A.C.: Added the current evidentiary rules and accepted testing practices for

drug testing listed in Section 112.0455, 440.102, or 944.474, F.S. Subsection 11B-27.0011(8), F.A.C.: Deleted rule text that discloses where individuals may obtain CJSTC forms. Rule 11B-27.002, F.A.C., and subsection 11B-27.0022(2) old (a), F.A.C.: Amended, in rule and on the Employment Background Investigative Report Form CJSTC-77 form, the requirement for door-to-door neighborhood checks from mandatory to recommended. Subsection 11B-27.00212(14), F.A.C.: Revised to require officers, who have been separated from employment or appointment for failure to complete the Commission’s Firearms Qualification Standard, to complete the required training within six months of the date the officer separated from employment or appointment, or comply with the certification or reactivation of certification requirement(s) in subsection 11B-27.002(1), F.A.C., prior to re-employment. Paragraph 11B-27.00213(2)(b), F.A.C.: Deleted the requirement on the CMS Firearms Performance Evaluation form CJSTC-4 CMS to shoot with a rifle or carbine in the “4 and 5 zone” of the B-29 reduced police silhouette target. Subsection 11B-27.0022(2) new (a), F.A.C.: Revised the Authority for Release of Information form CJSTC-58 to include new language for obtaining additional information needed to determine the good moral character of an applicant. Subsection 11B-27.0022(3), F.A.C.: Deleted the requirement for individuals to electronically submit the Employment Affidavit of Compliance form CJSTC-60 via the Commission’s Automated Training Management System. paragraph 11B-27.004(12)(a), F.A.C.: Revised to allow cases to be “no caused” when a violation has been committed more than eight years prior to Commission action at a Probable Cause Determination Hearing. Subparagraphs 11B-27.005(5)(a)16.-17., F.A.C.: Added “Bribery or unlawful compensation or reward for official behavior,” in Sections 838.015 and 838.016, F.S., to the enumerated felony offenses, absent aggravating or mitigating circumstances, with a recommended penalty of revocation. Paragraph 11B-27.005(5)(b), F.A.C.: Added “video voyeurism,” (Section 810.145, F.S.) to the enumerated misdemeanor offenses, absent aggravating or mitigating circumstances, with a recommended penalty of “Prospective suspension, and probation with counseling to revocation.” Rules 11B-27.013 and 11B-27.014, F.A.C.: Revised to allow a training center director designee to implement policies set by the Commission or the director, approve documents or make routine requests consistent with the Commission or director’s guidance, and represent the director at meetings.

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.12(1), 943.133(3), 943.1395 FS.

LAW IMPLEMENTED: 943.12, 943.12(3), 943.12(17), 943.13, 943.13(11), 943.13(7), 943.131, 943.132, 943.133, 943.135, 943.139, 943.1395(3), 943.1395, 943.1395(7), 943.1395(8), 943.17(1)(a), 943.1701, 943.1715, 943.1716, 943.253 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement (FDLE), Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615. If you are 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: Donna Hunt at (850)410-8615

THE FULL TEXT OF THE PROPOSED RULES IS:

11B-27.0011 Moral Character.

(1) through (3) No change.

(4) For the purposes of the Criminal Justice Standards and Training Commission's implementation of any of the penalties specified in Section 943.1395(6) or (7), F.S., a certified officer's failure to maintain good moral character required by Section 943.13(7), F.S., is defined as:

(a) No change.

(b) Except as otherwise provided in Section 943.13(4), F.S., a plea of guilty or a verdict of guilty after a criminal trial for any of the following misdemeanor or criminal offenses, notwithstanding any suspension of sentence or withholding of adjudication, or the perpetration by an officer of an act that would constitute any of the following misdemeanor or criminal offenses whether criminally prosecuted or not:

1. Sections 316.193, 327.35, 414.39, 741.31, 784.011, 784.03, 784.047, 784.048, 784.05, 784.046(15), 790.01, 790.10, 790.15, 790.27, 794.027, 796.07, 800.02, 800.03, 806.101, 806.13, 810.08, 810.14, 810.145, 812.014, 812.015, 812.14, 817.235, 817.49, 817.563, 817.565, 817.567, 817.61, 817.64, 827.04, 828.12, 831.30, 831.31(1)(b), 832.05, 837.012,

837.05, 837.055, 837.06, 839.13, 839.20, 843.02, 843.03, 843.06, 843.085, 847.011, 856.021, 870.01, 893.13, 893.147, 914.22, 934.03, 944.35, 944.37, and 944.39, F.S.

2. through 3. No change.

(c) The perpetration by an officer of acts or conduct that constitute the following offenses:

1. through 4 No change.

5. Engaging in oral, anal, or vaginal penetration by, or union with, the sexual organ of another person or engaging in anal or vaginal penetration by any other object sex while on duty, or at any time the officer is acting under the color of authority as a Commission-certified criminal justice officer, and not done for a bona fide medical purpose or in the lawful performance of the officer's duty.

6. through 10. No change.

11. Any willful and offensive exposure or exhibition of his or her sexual organs in public or on the private premises of another or so near thereto as to likely be seen except in any place provided or set apart for that purpose.

~~12.41.~~ Willful failure of the agency administrator to comply with Chapter 943, F.S., as it pertains to the Criminal Justice Standards and Training Commission or Commission rules.

~~13.42.~~ Intentional abuse of a Temporary Employment Authorization, pursuant to Section 943.131(1), F.S.

(d) A certified officer's unlawful injection, ingestion, inhalation, or other introduction of any controlled substance, as defined in Section 893.03, F.S., into his or her body as evidenced by a drug test in accordance with Section 112.0455, 440.102, or 944.474, F.S. Testing positive for controlled substances by a urine or blood test that results in a confirmed nanogram level pursuant to Rule 11B-27.00225, F.A.C., or is consistent with and indicative of the ingestion of a controlled substance pursuant to Chapter 893, F.S., and not having a specific nanogram level listed in Rule 11B-27.00225, F.A.C., shall be an affirmative defense to this provision to establish that any such ingestion was lawful. Any test of this kind relied upon by the Commission for disciplinary action, shall comply with the requirements for reliability and integrity of the testing process pursuant to Rule 11B-27.00225, F.A.C.

(5) through (7) No change.

~~(8) Forms referenced in this rule chapter may be obtained on the following web site: <http://www.fdle.state.fl.us> or by contacting the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302-1489, Attention: Bureau of Standards Forms Liaison.~~

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.13(7), 943.1395(7) FS. History—New 1-7-85, Formerly 11B-27.011, Amended 7-13-87, 10-25-88, 12-13-92, 9-5-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 4-16-09, _____.

11B-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers.

(1) through (2) No change.

(3) Employment requirements pursuant to Sections 943.13, F.S., shall be documented on an Agency New Hire Report, form CJSTC-207, revised November 8, 2007, hereby incorporated by reference. Form CJSTC-207 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(a) The files of newly hired officers are subject to an on-site inspection by Commission staff to ensure compliance with the requirements of Chapter 943, F.S., and Rule Chapter 11B-27, F.A.C. All documents collected in conjunction with the background investigation shall be available for review. The following documents shall be reviewed for completeness:

1. No change.

2. An Employment Background Investigative Report, form CJSTC-77, revised ~~August 6, 2009~~ ~~November 8, 2007~~, hereby incorporated by reference. Form CJSTC-77 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

~~Rulemaking Specific~~ Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.133, 943.139, 943.1395 FS. History—New 10-6-82, Amended 4-26-84, 1-7-85, Formerly 11B-27.02, Amended 9-3-87, 3-29-89, 5-14-92, 12-13-92, 9-5-93, 1-19-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08,_____.

11B-27.00212 Maintenance of Officer Certification.

(1) through (13) No change.

(14) Law Enforcement Officer Firearms Qualification Standard. Beginning July 1, 2006, a law enforcement officer shall be required to qualify on the Commission's approved course of fire with the proficiency skills documented on the Law Enforcement Officer Firearms Qualification Standard, form CJSTC-86A, revised January 29, 2009, hereby incorporated by reference, and maintained in the officer's employment file. Form CJSTC-86A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(a) through (b) No change.

(c) In the event a certified law enforcement officer fails to meet this standard by June 30 of each reporting year, the officer's certificate shall become inactive until the employing agency provides documentation to Commission staff establishing that the firearms qualification standard has been satisfied. Active officers who were separated from

employment or appointment for not satisfying the firearms qualification standard, and do not meet the standard within six months of separation from employment or appointment, shall comply with the certification or reactivation of certification requirement(s) of subsection 11B-27.002(1), F.A.C., prior to reemployment.

(d) through (e) No change.

(15) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12, 943.13(11), 943.135, 943.1395(3), 943.1701, 943.1715, 943.1716, 943.253 FS. History—New 11-5-02, Amended 12-3-03, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 4-16-09,_____.

Editorial Note: See 11B-27.0023, F.A.C.

11B-27.00213 Temporary Employment Authorization.

A Certificate of Compliance shall not be issued to officers employed on a Temporary Employment Authorization (TEA) prior to meeting the requirements of Sections 943.13(1)-(10), F.S.

(1) No change.

(2) An officer employed on a TEA, shall be excused from the firearms training requirement upon placement of a statement in the officer's file at the employing agency. The statement shall be signed by the agency administrator confirming that the TEA-appointed officer shall not be permitted to carry a firearm until the following classroom training requirements have been fulfilled:

(a) No change.

(b) Firearms Range Training. The trainee's proficiency demonstration shall be documented on a CMS Firearms Performance Evaluation, form CJSTC-4 CMS, revised ~~August 6, 2009~~ ~~October 30, 2008~~, hereby incorporated by reference, and maintained in the trainee's file at the employing agency. Form CJSTC-4-CMS can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615. The instructor shall qualify the trainee with a handgun (revolver or semi-automatic pistol) and long gun (shotgun or semiautomatic rifle/carbine) using the Commission's Basic Recruit Training Firearms Course of Fire, pursuant to form CJSTC-4 CMS, and the form shall be maintained in the trainee's file at the employing agency. Trainees shall fire a long gun as prescribed in the Commission-approved Basic Recruit Training Program.

(3) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.131, 943.133, 943.139, 943.1395, 943.17(1)(a) FS. History—New 11-5-02, Amended 11-30-04, 3-27-06, 6-9-08, 9-28-09,_____.

11B-27.0022 Background Investigations.

(1) No change.

(2) The employing agency shall, at a minimum, use the following background investigation procedures:

~~(a) Conduct neighborhood checks by attempting, where practical, to have a contact interview with at least three neighbors of the applicant within the previous three years. The content of the interview shall be the same regardless of the means of the neighborhood check. The interview shall be attempted in the following order of preference: in person, by telephone, or by mail.~~

~~(a)(b)~~ Obtain previous employment data from prior employers. Criminal justice agencies conducting background investigations have the option of using the Authority for Release of Information, form CJSTC-58, revised August 6, 2009 ~~November 8, 2007~~, pursuant to Sections 943.134(2) and (4), F.S., hereby incorporated by reference. Form CJSTC-58 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

~~(b)(e)~~ Research military records. A copy of the most recently issued DD 214, or other official separation document(s) from the United States Military denoting the discharge status or a copy of the officer's current military identification, shall be maintained in the officer's file at the employing agency. The agency shall document contact with the applicant's commanding officer or designee if the applicant is currently serving on active duty or military reserve to ensure the applicant is compliant with military regulations. Wording on the documentation shall indicate the discharge was any discharge other than dishonorable. A military discharge that is other than an honorable discharge, shall be investigated by the agency. The agency shall submit a Request Pertaining to Military Record, form OMB No. 3095-0029.

~~(c)(d)~~ Verify the applicant's response regarding prior history of unlawful conduct through a Florida Crime Information Center and National Crime Information Center records and warrants check.

~~(d)(e)~~ Verify the applicant's response regarding unlawful drug use pursuant to subsection 11B-27.0011(2), F.A.C.

(3) The employing agency shall submit or electronically transmit to Commission staff through the Commission's ATMS, a Registration of Employment Affidavit of Compliance form CJSTC-60. The agency shall also submit ~~or electronically transmit~~ to Commission staff ~~through the Commission's ATMS~~, a completed Employment Background Investigative Report form CJSTC-77, for each officer employed or appointed. The original form CJSTC-77 that has been signed and dated by the investigator and the agency administrator or designee shall be retained in the applicant's file.

Rulemaking Specific Authority 943.03(4) 943.12(1), 943.133(3) FS. Law Implemented 943.133, 943.139 FS. History--New 10-6-82, Amended 1-7-85, Formerly 11B-27.022, Amended 7-13-87, 10-17-90, 5-13-92, 5-14-92, 12-13-92, 9-5-93, 8-7-94, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08,_____.

11B-27.004 Probable Cause Determination.

At the conclusion of the preliminary investigation and when the reports and documents are received as directed by Sections 943.139 and 943.1395, F.S., a determination of probable cause shall be made before the Commission initiates proceedings to take disciplinary action against the certification of an officer.

(1) through (11) No change.

(12)(a) In cases in which the facts presented to Commission staff are inconclusive, lack reliability, are insufficient to permit a reasonable determination of what occurred, or fail to demonstrate that the alleged misconduct meets the statutory criteria for Commission action, Commission staff ~~shall be authorized to~~ "no cause" the case. Commission staff ~~shall be authorized to~~ reopen a case that has been "no caused" if new evidence or witnesses become available to Commission staff. However, Commission staff shall "no cause" a violation of paragraph 11B-27.0011(4)(b) or (c), F.A.C., if the officer is alleged to have committed the violation more than eight years prior to the case being presented at a Probable Cause Determination Hearing.

(13) through (14) No change.

Rulemaking Specific 943.03(4), 943.12(1), 943.1395 FS. Law Implemented 943.1395 FS. History--New 12-13-92, Amended 1-19-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 4-11-04, 11-30-04, 6-9-08,_____.

11B-27.005 Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) through (4) No change.

(5) When the Commission finds that a certified officer has committed an act that violates Section 943.13(7), F.S., the Commission shall issue a final order imposing penalties within the ranges recommended in the following disciplinary guidelines:

(a) For the perpetration by the officer of an act that would constitute any felony offense, pursuant to paragraph 11B-27.0011(4)(a), F.A.C., but where there was not a violation of Section 943.13(4), F.S., the action of the Commission shall be to impose a penalty ranging from suspension of certification to revocation. Specific violations and penalties that shall be imposed, absent mitigating circumstances, include the following:

1. through 15. No change.

- | | | |
|------------|--|-------------------|
| <u>16.</u> | <u>Bribery (838.015, F.S.)</u> | <u>Revocation</u> |
| <u>17.</u> | <u>Unlawful compensation or reward for official behavior (838.016, F.S.)</u> | <u>Revocation</u> |

(b) For the perpetration by the officer of an act that would constitute any of the misdemeanor offenses, pursuant to paragraph 11B-27.0011(4)(b), F.A.C., but where there was not a violation of Section 943.13(4), F.S., the action of the Commission shall be to impose a penalty ranging from probation of certification to suspension of certification.

Specific violations and penalties that shall be imposed, absent aggravating or mitigating circumstances, include the following:

- 1. through 7. No change.
- 8. Prostitution or lewdness; Prostitute suspension, and voyeurism, video probation with voyeurism (796.07, 810.14, 810.145, F.S.) counseling to revocation
- 9. through 15. No change.
- (c) through (d) No change.
- (6) through (10) No change.

Rulemaking Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.1395(8) FS. History—New 10-6-82, Amended 1-7-85, Formerly 11B-27.05, Amended 3-29-89, 12-13-92, 2-17-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08,_____.

11B-27.013 Canine Team Certification.

(1) through (7) No change.

(8) Canine Team Evaluators. Prior to being approved by the Commission as a canine team evaluator, the evaluator shall provide documentation verifying that the evaluator applicant has complied with the following requirements:

(a) through (b) No change.

(c) A letter of recommendation for the evaluator applicant from a training center director, ~~or~~ agency administrator, or designee.

Rulemaking Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(17) FS. History—New 3-29-89, Amended 12-13-92, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08,_____.

11B-27.014 Implementation of the Federal Law Enforcement Officers Safety Act of 2004.

(1) through (3) No change.

(4) Issuance and Maintenance of form CJSTC-600.

(a) A request for form CJSTC-600 shall be made in writing to the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Officer Records Section.

1. No change.

2. A training school is allowed to receive up to 200 each of the CJSTC-600 form one time a month with each written request, and the request shall be made on the training school's letterhead signed by the training center director or designee.

3. No change.

(b) through (c) No change.

(5) through (6) No change.

Rulemaking Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12, 943.132 FS. History—New 3-3-08, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Donna Hunt at (850)410-8615

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.:	RULE TITLE:
11B-30.006	State Officer Certification Examination General Eligibility Requirements

PURPOSE AND EFFECT: To update language pertaining to the following topic(s): Application for Officer Certification Examination form CJSTC-500 and Commission-approved criminal justice training schools.

SUMMARY: Deleted the Law Enforcement Traditional State Officer Certification Examination from the State Officer Certification Examination and updated the names of the training schools on the Application for Officer Certification Examination form CJSTC-500.

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.12(1) FS.

LAW IMPLEMENTED: 943.12(17), 943.131(2), 943.1397 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement (FDLE), Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615. If you are 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: Donna Hunt at (850)410-8615

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-30.006 State Officer Certification Examination General Eligibility Requirements.

(1) through (2) No change.

(3) "Training school" shall mean those entities that are certified by the Criminal Justice Standards and Training Commission. Training schools may order officer certification examination applicant handbooks and an Application for Officer Certification Examination, form CJSTC-500, revised August 6, 2009 ~~November 8, 2007~~, hereby incorporated by reference, by completing a Training School Certification Examination Supplies Request, form CJSTC-514, revised February 7, 2002, hereby incorporated by reference. Forms CJSTC-500 and CJSTC-514 may be obtained by writing to the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Certification Examination Section, Post Office Box 1489, Tallahassee, FL 32302-1489, Attention: ADA Coordinator, or by calling (Voice) (850)410-8602, (TDD): (850)656-9597. The request form shall be submitted to the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Attention: Certification Examination Section.

~~(4) All forms referenced in this rule chapter may be obtained on the following web site: <http://www.fdle.state.fl.us> or by contacting the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302-1489, Attention: Bureau of Standards, Forms Liaison.~~

Rulemaking Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(17), 943.131(2), 943.1397 FS. History—New 1-10-94, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Donna Hunt at (850)410-8615

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.:	RULE TITLES:
11B-35.001	General Training Programs; Requirements and Specifications
11B-35.003	Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation Auxiliary Training
11B-35.006	Advanced Training Program

PURPOSE AND EFFECT: To revise, clarify and update rule language pertaining to the following topic(s): Delegation of specific training center director duties to a designee appointed by the training center director and exemption from completing the CMS First Aid for Criminal Justice Officers Course in the CMS Law Enforcement Auxiliary Officer Basic Recruit Training Program based on education and training experience in the United States or its territories.

SUMMARY: Rule 11B-35.001, F.A.C.: Restructured and clarified existing rule language. Revised to allow training center director designees administer policies set by the Commission or the director, approve documents or make routine requests consistent with the Commission or director's guidance, and represent the director at meetings. Rule 11B-35.003(5), F.A.C.: Revised to exempt the following individuals from completing the 40-hour CMS First Aid for Criminal Justice Officers course CJK_0031, in the CMS Law Enforcement Auxiliary Officer Basic Recruit Training Program based on their education and training experience: Certified emergency medical technicians, certified paramedics, licensed physicians, licensed physician's assistants, registered nurses or licensed practical nurses, and Members of the Armed Forces of the United States on active duty entitled to practice as an Emergency Medical Technician (EMT) or a Florida paramedic set forth in Chapter 401, F.S., Part III., who have three years experience in emergency medical care. Rule 11B-35.006, F.A.C.: Revised to update the name of advanced training program course(s).

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.12(1), (2), 943.17 FS.

LAW IMPLEMENTED: 943.12, 943.12(5), 943.17, 943.17(1)(a) 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement (FDLE), Criminal Justice Professionalism Program, 2331 Phillips Road, Tallahassee, FL 32308.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615. If you are 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: Donna Hunt at (850)410-8615

THE FULL TEXT OF THE PROPOSED RULES IS:

11B-35.001 General Training Programs; Requirements and Specifications.

(1) through (4) No change.

(5) The training center director shall ~~ensure that provide to~~ each student is provided with a paper copy of the Commission's currently approved Basic Recruit Training Curriculum applicable to the student's enrollment prior to or at the beginning of the program.

(6) For the Florida CMS Law Enforcement Basic Recruit Training Program, Cross-Over Programs to Florida CMS Law Enforcement Basic Recruit Training Program, and CMS Law Enforcement Auxiliary Prerequisite Course effective April 1, 2008, the training center director shall:

(a) Ensure that each student is taught from and has printed class materials to include the current copy of the curriculum, Florida Statutes, Florida handbook on jury instructions, and CJSTC Course Summary. These materials are to be provided prior to or at the start of the program.

(b) Ensure that ~~Conduct~~ student role-play practicums are conducted, as required in the curriculum, and report the results on a Role-Play Practicum Check Sheet, form CJSTC-3, revised October 30, 2008 created November 8, 2007, hereby incorporated by reference. Form CJSTC-3 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615. This form shall be completed by an instructor and maintained in the course file at the training school.

(7) Training center directors shall ensure that instructors are delivering the current Commission-approved training programs in compliance with Commission rules.

(8) Training curricula and delivery requirements shall be maintained for Commission-approved Basic Recruit, Advanced, and Specialized Training Programs within the Florida Department of Law Enforcement, Criminal Justice Professionalism Program.

(9) Student academic performance in courses.

(a) through (b) No change.

(c) The training center director or designee is responsible for the development, maintenance, and administration of comprehensive end-of-course examinations. The training center director or designee is authorized to develop, maintain, and administer additional academic tests for courses and is not limited to only the utilization of a comprehensive end-of-course examination. Training schools shall maintain examinations for Commission-approved Basic Recruit, Advanced, Specialized Instructor Training, and Specified Specialized Training Program Courses, pursuant to subsection (d)1.-13. of this rule section and in compliance with the administration, confidentiality, and security requirements of subsections 11B-35.0085(2)-(5), F.A.C.

(d) through (e) No change.

(10) through (11) No change.

(12) Student attendance requirements for Commission-approved Basic Recruit Training Programs outlined in subsection 11B-35.002(1), F.A.C., Specialized Training Programs outlined in subsection 11B-35.007(1), F.A.C., and Advanced Training Program Courses outlined in paragraph 11B-35.006(1)(b), F.A.C.

(a) No change.

(b) Each student shall attend all sessions of a training course except for absences approved by the training center director or designee. Documentation specifying the reason for the excused absence shall be maintained in the course file at the training school. ~~The training center director shall maintain in the student or course file at the training school, documentation specifying the reason for excused absence(s).~~ Students shall be responsible for class work missed during absences. The training center director or designee shall determine the content and quantity of makeup work. Documentation of the student's make-up work shall be signed by the training center director or designee and maintained in the student or course file at the training school.

(c) No change.

(13) through (15) No change.

(16) Proof of course completion. A training school ~~The training center director~~ shall, within thirty days following the completion of a Commission-approved Basic Recruit, Advanced, or Specialized Training Program Course, provide to a student who has successfully completed the program; a certificate, which shall contain at a minimum, the name of the training school, the student's name, the dates of the program or course, the number of program or course contact hours, the title of the Basic Recruit, Advanced, or Specialized Training Program Course, and the current training center director's signature. Basic Recruit Training Completion Certificates shall contain the Curriculum Version Number for the course taught. In addition to a certificate, the training school shall provide to a student, who has successfully completed a Commission-

approved Basic Recruit Training Program and will be required to pass the State Officer Certification Examination, an Examination Admission Voucher, form CJSTC-517, revised November 8, 2007, hereby incorporated by reference. Form CJSTC-517 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

~~(17) All forms referenced in this rule chapter may be obtained on the following web site: <http://www.fdle.state.fl.us>, or by contacting the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Bureau of Standards, Forms Liaison.~~

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History—New 12-13-92, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, _____.

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses and Instructor Training Courses Requiring Proficiency Demonstration.

(1) through (2) No change.

(3) Successful completion and demonstration of proficiency skills is required for each of the following high-liability courses: CMS Criminal Justice Defensive Tactics Course, CMS Defensive Tactics Instructor Courses, CMS Criminal Justice Firearms Course, CMS Firearms Instructor Courses, CMS Law Enforcement Vehicle Operations Course, CMS Vehicle Operations Instructor Courses, CMS First Aid for Criminal Justice Officers Course, and CMS First Aid Instructor Courses.

(a) through (b) No change.

(c) CMS Criminal Justice Firearms Course.

1. The CMS Criminal Justice Firearms Course shall be delivered to students enrolled in a Commission-approved Basic Recruit Training Program.

2. A basic recruit student shall achieve a score of 80% on the required written end-of-course examination and demonstrate the required Firearms High-Liability Proficiency Skills, using the B-21E Target or equivalent, at 80% or higher using a handgun (revolver or semi-automatic pistol for both daylight and night) and a long gun (shotgun or semiautomatic rifle/carbine). The results shall be recorded on the required CMS Firearms Performance Evaluation form CJSTC-4 CMS, revised ~~August 6, 2009~~ ~~October 30, 2008~~, hereby incorporated by reference. Form CJSTC-4 CMS can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

Form CJSTC-4 CMS shall be maintained in the student or course file. The B-21E target is commercially available through retailers. Form CJSTC-4 CMS shall be maintained in the student or course file.

(d) through (h) No change.

(4) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12, 943.17 FS. History—New 2-17-93, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, _____.

11B-35.003 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation Auxiliary Training.

(1) through (4) No change.

(5) Individuals exempt from completing the 40-hour CMS First Aid for Criminal Justice Officers course CJK 0031, in the CMS Law Enforcement Auxiliary Officer Basic Recruit Training Program, based on education and training experience in the United States or its territories, shall complete the 111-hour CMS Law Enforcement Auxiliary Officer Prerequisite Course, pursuant to paragraph (6)(a) of this rule section, and the applicable high-liability courses pursuant to paragraphs (6)(b)-(d) of this rule section. The following individuals shall possess an active certificate or license to be eligible for the exemption:

(a) Certified emergency medical technicians who have three years experience.

(b) Certified paramedics who have three years experience.

(c) Licensed physicians, who are actively involved in emergency care and have three years experience in emergency medical care.

(d) Licensed physician's assistants, who are actively involved in emergency care and have three years experience in emergency medical care.

(e) Registered nurses or licensed practical nurses, who are actively involved in emergency care and have three years experience in emergency medical care.

(f) Members of the Armed Forces of the United States on active duty entitled to practice as an Emergency Medical Technician (EMT) or a Florida paramedic set forth in Chapter 401, F.S., Part III., who have three years experience in emergency medical care.

~~(6)(5)~~ CMS Law Enforcement Auxiliary Officer Basic Recruit Training Program number 1180 (Effective April 1, 2008).

(a)	CMS Law Enforcement Auxiliary Officer Prerequisite Course	Course Number	Course Hours
1.	Law Enforcement Auxiliary Introduction	CJK_0240	27.0
2.	Law Enforcement Auxiliary Patrol and Traffic	CJK_0241	19.0
3.	Law Enforcement Auxiliary Investigations	CJK_0242	17.0
4.	Dart-Firing Stun Gun	CJK_0422	8.0
5.	CMS First Aid for Criminal Justice Officers	CJK_0031	40.0
	CMS Law Enforcement Auxiliary Officer Prerequisite Course	Sub-total	111.0
(b)	CMS Criminal Justice Firearms This course shall be taught by a Commission-certified high-liability instructor at a training school or agency.	CJK_0040	80.0
(c)	CMS Criminal Justice Defensive Tactics This course shall be taught by a Commission-certified high-liability instructor at a training school or agency.	CJK_0051	80.0
(d)	CMS Law Enforcement Vehicle Operations **CMS Law Enforcement Vehicle Operations is optional and is based on employing agency requirements. If required, the course shall be taught by a Commission-certified high-liability instructor at a training school or agency. If CMS Law Enforcement Vehicle Operations is not instructed, the total program hours will be reduced to 271 hours.	CJK_0020	48.0
	CMS Law Enforcement Auxiliary Officer Program	Total	**319.0

(7)(6) Correctional Auxiliary Officer Basic Recruit Training Program number 501 (Effective January 1, 1997).

(a) through (c) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(5), 943.17(1)(a) FS. History—New 12-13-92, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, _____.

11B-35.006 Advanced Training Program.

(1) Commission-approved Advanced Training Program Courses were created to enhance an officer’s knowledge, skills, and abilities for the job the officer performs and are used by an officer to satisfy mandatory retraining requirements or eligibility for salary incentive monies pursuant to Rule Chapter 11B-14, F.A.C.

(a) No change.

(b) The following is a complete list of active Advanced Training Program Courses:

1. through 19. No change.

20.	074	Substance Abuse and Awareness and Education	40
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21. through 43. No change.

44.	1164	Inmate Manipulation (Effective 11/16/06 6/1/06)	40
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45. No change.

(2) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(5), 943.17(1) FS. History—New 12-13-92, Amended 1-10-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Donna Hunt at (850)410-8615

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NO.: 11C-6.004
 RULE TITLE: Procedures for Requesting Criminal History Records

PURPOSE AND EFFECT: To update the rule to conform to statutory criminal history fee requirements.

SUMMARY: Revises fees for criminal history checks.

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.053(3), 943.0542, 943.056 FS.

LAW IMPLEMENTED: 943.053(3), 943.0542, 943.056 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips 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: Martha Wright at (850)410-8113 or marthawright@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Wright at (850)410-8113 or marthawright@fdle.state.fl.us, Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-6.004 Procedures for Requesting Criminal History Records.

(1) through (2) No change.

(3) Fees.

(a) No change.

(b) As provided in subsection 943.053(3), F.S., a processing fee of ~~\$24~~ ~~\$23~~ shall be charged for each subject inquired upon under paragraphs (2)(d) through (f), except that a fee of \$8 shall be charged for each subject inquired upon for vendors of the Department of Children and Family Services, the Department of Juvenile Justice, and the Department of Elderly Affairs; a fee of \$15 shall be charged for each subject inquired upon pursuant to a state criminal history record check required by law to be performed by the Department of Agriculture and Consumer Services; a fee of \$18 shall be charged for each volunteer subject inquired upon under the National Child Protection Act of 1993, as amended; and no fee shall be charged for Florida criminal history information or wanted person information requested by the state offices of the Public Defender. If the Executive Director of the Department determines that conducting the record check would be in the interest of law enforcement or criminal justice or that good cause otherwise exists, the prescribed fee may be waived or reduced, as provided in subsection 943.053(3), F.S.

(c) The processing fee charged for each subject inquired upon via the internet shall be the fee authorized for inquiries from persons in the private sector in subsection 943.053(3),

F.S. This fee shall be assessed based on the inquiry regardless of whether the results show no criminal history record or some possible records. When an inquiry on one subject is made and more than one person is presented as possibly the same person, the customer will receive one criminal history record as a result of the prescribed payment. If the customer wants additional criminal history records from the list of persons presented for this same inquiry, a processing fee of ~~\$24~~ ~~\$8.00~~ shall be charged for each additional criminal record.

(4) No change.

~~Rulemaking Specific~~ Authority 943.03(4), 943.053(3), 943.0542, 943.056 FS. Law Implemented 943.053(3), 943.0542, 943.056 FS. History—New 12-30-76, Amended 11-7-83, Formerly 11C-6.04, Amended 9-1-88, 4-1-93, 7-7-99, 8-22-00, 7-29-01, 12-3-03, 6-9-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha Wright at (850)410-8113

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NOS.:	RULE TITLES:
11C-7.006	Procedures on Court-Ordered Expunctions
11C-7.007	Procedures on Court-Ordered Sealings

PURPOSE AND EFFECT: To implement housekeeping changes to the State Attorney’s Endorsement on FDLE form 40-021 Application for Certification of Eligibility.

SUMMARY: The amended rule simplifies the language in the State Attorney’s endorsement section of FDLE form 40-021 Application for Certification of Eligibility.

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.058(2), 943.059(2) FS.

LAW IMPLEMENTED: 943.0585, 943.059 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Louis Sloan at (850)410-7973 or louisloan@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Louis Sloan at (850)410-7973 or louisloan@fdle.state.fl.us, Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULES IS:

11C-7.006 Procedures on Court-Ordered Expunctions.

(1) Prior to petitioning the court to expunge a criminal history record, the subject must apply to the Department for a certificate of eligibility for expunction. The application for the certificate of eligibility must include:

(a) No change.

(b) A completed Application for Certification of Eligibility. The subject must complete section A of the application. The Application for Certification of Eligibility (form number FDLE 40-021, rev. December 2009 ~~July 2006~~), incorporated here by reference, may be obtained from:

1. through 2. No change.

(c) through (e) No change.

(2) through (6) No change.

Rulemaking Specific Authority 943.03(4), ~~943.0585(2)~~ ~~943.058(2)~~ FS. Law Implemented 943.0585 FS. History—New 8-5-92, Amended 7-7-99, 8-22-00, 6-9-08,_____.

11C-7.007 Procedures on Court-Ordered Sealings.

(1) Prior to petitioning the court to seal a criminal history record, the subject must apply to the Department for a certificate of eligibility for sealing. The application for the certificate of eligibility must include:

(a) No change.

(b) A completed Application for Certification of Eligibility. The subject should complete section A of the application. The Application for Certification of Eligibility (form number FDLE 40-021, rev. December 2009 ~~July 2006~~) and incorporated by reference) may be obtained from:

1. through 2. No change.

(c) through (d) No change.

(2) through (6) No change.

Rulemaking Specific Authority 943.03(4), 943.059(2) FS. Law Implemented 943.059 FS. History—New 8-5-92, Amended 7-7-99, 8-22-00, 6-9-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Louis Sloan at (850)410-7973

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF LAW ENFORCEMENT

Division of Local Law Enforcement Assistance

RULE NOS.: RULE TITLES:

11D-6.001 Definitions

11D-6.003 Procedures

PURPOSE AND EFFECT: To update the definitions and procedures as applied to the collection of specimens for the DNA Investigative Support Database and update the rule language to conform to statutory changes.

SUMMARY: The amendments revise the definitions and procedures for the collection of DNA samples to comport with technological advances relating to DNA collection and record keeping.

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

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

RULEMAKING AUTHORITY: 943.03(4), 943.325(9)(d) FS.

LAW IMPLEMENTED: 943.325 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 hours before the workshop/meeting by contacting: Lisa Bohl (850)617-1303. If you are 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: Christopher Carney (850)617-1337 or Lisa Bohl (850)617-1303, Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULES IS:

11D-6.001 Definitions.

As used in Rule 11D-6.003, F.A.C., the following definitions apply:

(1) “DNA sample” means a buccal or other approved biological specimen capable of undergoing DNA analysis. “Blood sample” shall mean a specimen of whole blood, at least 7 cc in volume.

(2) “Buccal Blood sample” shall mean a specimen of whole blood, at least 7 cc in volume. epithelial cells collected from the cheek in the oral cavity utilizing an FDLE-approved swab collection kit. “Other approved biological specimen” shall mean epithelial cells collected from the cheek in the oral cavity utilizing an FDLE approved swab collection kit.

(3) “Other approved biological specimen” shall mean a specimen of whole blood, at least 7 cc in volume. “Offender” shall mean a person meeting any of the criteria specified in Section 943.325(1), 943.325(10)(e), 943.325(11), 947.1405(7)(a)9., 948.03(1)(n) or 948.30(1)(i), F.S.

(4) “Qualifying Offender” shall mean a person as specified in Section 943.325(2), 943.325(9), 947.1405(7)(a), or 948.30(1) F.S.”

(5) FALCON is Florida’s Integrated Criminal History System. This system allows for the biometric identification of criminal subjects.

(6) “Rapid-ID Edge Device” shall mean an electronic fingerprint device attached to “FALCON” and available to criminal justice agencies within the state. This device and accompanying software allows agencies responsible for sample collection to determine if a qualifying offender DNA sample is on file, or if collection of the sample is required.

Rulemaking Specific Authority 943.03(4), 943.325(4),(5),(17)(9)(d) FS. Law Implemented 943.325 FS. History—New 7-4-90, Amended 7-6-99, 8-22-00, 11-5-02, 3-21-07, _____.

11D-6.003 Procedures.

(1) DNA Sample collection. Blood sample collection.

(a) A qualifying offender providing DNA samples must be positively identified in the manner specified by the Oral Swab Collection Kit Instructions and Form (FDLE/FOR-005, rev. September, 2009 and incorporated by reference) prior to taking the DNA samples from such offender. A qualifying offender may also be identified through use of the Falcon Rapid-ID Edge device. The subject offender providing a blood sample must be positively identified in the manner specified by the FDLE Request for DNA Database Entry Form (FDLE/FOR-003, rev. September, 2000 and incorporated by reference) prior to taking the blood samples from such offender.

1. DNA samples submitted from qualifying offenders not identified through use of the Falcon Rapid-ID Edge device must be accompanied by a completed Swab Collection Kit form (FDLE/FOR-005). The imprinting of the offender’s left and right thumbs, by means of an inked impression, in the

spaces indicated on the form shall be completed as well. Inked fingerprint impressions must be legible for fingerprint classification and comparison purposes. DNA samples accompanied by one or more illegible inked fingerprint impressions will be unacceptable for entry into the DNA Database and will be rejected by FDLE. The collecting agency must then submit a new DNA sample and completed form.

2. DNA Samples submitted from qualifying offenders whose identification is verified using the FALCON Rapid-ID Edge device must be accompanied by the printout and barcode generated by the application. Any required information not captured by the Falcon/Rapid-ID DNA Availability application shall be filled out on the Swab Collection Kit form (FDLE/FOR-005).

(b) When positive identification of the qualifying offender is accomplished, DNA two (2) blood samples shall be taken from the qualifying offender in the manner described in Section 943.325(3)(2), F.S.

(c) Such samples shall be taken using only the oral swab blood sample collection kit approved and provided by the Department of Law Enforcement. Agencies may obtain additional kits from FDLE, DNA Database, P. O. Box 1489, Tallahassee, Florida 32302-1489.

(d) Collection, labeling, storage, handling, and transmittal of DNA Samples shall be as prescribed in the printed instructions included with each oral swab sample collection kit. The collecting agency should forward DNA samples to the Department within 7 working days of collection. Prior to or immediately after the taking of the samples, the FDLE Request for DNA Database Entry Form (FDLE/FOR-003) must be completed, providing all information requested on the form. The imprinting of the offender’s left and right thumbs, by means of an inked impression, in the spaces indicated on the form shall be completed as well. Inked fingerprint impressions must be sufficiently legible for fingerprint classification and comparison purposes. Blood samples accompanied by one or more illegible inked fingerprint impressions are unacceptable for entry into the DNA Database and will be rejected by FDLE. The collecting agency must then submit a new blood sample and completed form. The person taking, or witnessing the taking, of the blood samples shall certify, under oath and before a notary or a law enforcement or correctional officer, as indicated on the form, that two blood samples were in fact taken from the offender thus positively identified. Additional supplies of these forms can be obtained from FDLE, DNA Database, P. O. Box 1489, Tallahassee, Florida 32302-1489.

(e) Collection, labeling, storage, handling, and transmittal of other approved biological specimens shall be as prescribed in the printed instructions included with each oral swab sample collection kit. The collecting agency should forward oral swab samples to the Department within 7 working days of collection.

(2) Removal of DNA Information from the DNA Database. Persons seeking removal of their DNA information from the DNA Investigative Support Database shall mail certified copies of the required documentation as described in 943.325(16) to the FDLE DNA Investigative Support Database, P. O. Box 1489, Tallahassee, Florida 32302-1489.

~~Other approved biological specimen collection:~~
 (a) ~~A subject offender providing an other approved biological specimen must be positively identified in the manner specified by the Oral Swab Collection Kit Instructions (FDLE/FOR 005, May 2001, and incorporated by reference) prior to taking the other approved biological specimens from such offender.~~

~~(b) When positive identification of the offender is accomplished, approved biological specimens (oral swabs) shall be taken from the offender in the manner described in Section 943.325(2), F.S.~~

~~(c) Such samples shall be taken using only the oral swab collection kit approved and provided by the Department of Law Enforcement. Agencies may obtain additional kits from FDLE, DNA Database, P. O. Box 1489, Tallahassee, Florida 32302-1489.~~

~~(d) Prior to or immediately after the taking of the samples, the FDLE Oral Swab Collection Kit (FDLE/FOR 005) must be completed, providing all information requested on the form. The imprinting of the offender's left and right thumbs, by means of an inked impression, in the spaces indicated on the form shall be completed as well. Inked fingerprint impressions must be sufficiently legible for fingerprint classification and comparison purposes. Approved biological specimens accompanied by one or more illegible inked fingerprint impressions are unacceptable for entry into the DNA Database and will be rejected by FDLE. The collecting agency must then submit a new approved biological specimen and completed form. Additional supplies of these forms can be obtained from FDLE, DNA Database, P. O. Box 1489, Tallahassee, Florida 32302-1489.~~

~~(e) Collection, labeling, storage, handling, and transmittal of other approved biological specimens shall be as prescribed in the printed instructions included with each oral swab sample collection kit. The collecting agency should forward oral swab samples to the Department within 7 working days of collection.~~

Rulemaking Specific Authority 943.03(4), 943.325(4),(5),(17)(9)(d) FS. Law Implemented 943.325 FS. History--New 7-4-90, Amended 7-6-99, 8-22-00, 7-29-01, 11-5-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Christopher Carney (850)617-1337
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

**DEPARTMENT OF LAW ENFORCEMENT
 Medical Examiners Commission**

RULE NOS.: RULE TITLES:
 11G-2.005 Records, Autopsy Report
 11G-2.006 Practice Guidelines

PURPOSE AND EFFECT: To make housekeeping revisions and update the information required in autopsy reports and to update the Medical Examiners' Practice Guidelines.

SUMMARY: The amended rule language clarifies information required in an autopsy report; and updates the Medical Examiners' Practice Guidelines.

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

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

RULEMAKING AUTHORITY: 406.04 FS.

LAW IMPLEMENTED: 406.075, 406.11, 406.13 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: Tuesday, April 6, 2010, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism Program 2331 Phillips Road, Tallahassee, FL 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Doug Culbertson, (850)410-8609. If you are 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: Doug Culbertson, Medical Examiner Commission Staff, Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, Florida 32302, Telephone (850)410-8609

THE FULL TEXT OF THE PROPOSED RULES IS:

11G-2.005 Records, Autopsy Report.

(1) The District Medical Examiner shall keep among the official records:

(a) through (f) No change.

(2) The detailed findings of each autopsy shall be included in an autopsy report. The autopsy report shall be typed and shall only include the objective results of the examination of the body and the toxicologic samples. The circumstantial history and toxicologic correlations shall constitute a separate portion of the investigative report.

(3) No change.

Rulemaking Specific Authority 406.04 FS. Law Implemented 406.11, 406.13 FS. History–New 10-18-81, Formerly 11G-2.05, Amended _____.

11G-2.006 Practice Guidelines.

The duties and standards of care of a medical examiner are to be consistent with those contained in the “Practice Guidelines for Florida Medical Examiners, Sponsored by the Florida Association of Medical Examiners,” which publication is dated 11-19-2009 ~~8-9-2006~~ and is hereby incorporated by reference.

Rulemaking Specific Authority 406.04 FS. Law Implemented 406.075, 406.11, 406.13 FS. History–New 7-29-01, Amended 11-30-04, 3-21-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Doug Culbertson at (850)410-8609
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 15, 2010

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-1.060
 RULE TITLE: Registration

PURPOSE AND EFFECT: Section 212.12(2)(d), F.S., as amended by section 25, Chapter 2007-106, L.O.F., provides that any person who, after written notice issued by the Department, intentionally fails to register the business with the Department, is liable for a specific penalty of 100 percent of any unreported or any uncollected tax or fee. The person who has received such written notice may file a written challenge to the notice in accordance with the procedures established by the Department. The purpose of this rulemaking is to provide for issuance of a notice alerting a person of the requirement to register his or her business and the procedures by which that person may timely file a written challenge to such notice. The effect of this rulemaking is to inform taxpayers of the Department’s procedures for imposing the penalties for failure to register after written notice has been issued by the Department and the procedures for timely filing a written challenge to such written notice.

SUMMARY: The proposed amendments to Rule 12A-1.060, F.A.C. (Registration): (1) provide that when a person conducting business in Florida fails or refuses to register, the Department will issue a written notice to alert that person of the requirement to register; (2) provide that to challenge the notice issued by the Department, a written challenge must be filed within 30 days of the date of the notice; (3) specify the criteria for what must be contained within a written challenge and how to file the challenge with the Department; (4) provide when the Department will authorize an extension period of 15 calendar days within which to file a written challenge to the notice; (5) provide that any person who fails to timely request an extension of time to file a challenge to the Department’s notices, or who fails to timely file a challenge, will result in forfeiture of the person’s right to challenge the notice issued by the Department; (6) provide that the Department will issue a response to a timely-filed written challenge to the notice; (7) provide that a \$100 registration fee will be imposed upon any person who waives the right to file a written challenge to the notice, who fails to timely file a written challenge to the notice, or who fails or refuses to register after the Department has issued a response to a challenge determining that the person is required to register; and (8) provide that these procedures are for investigative purposes, as provided in Section 120.57(5), F.S.

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

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

RULEMAKING AUTHORITY: 212.12(2)(d), 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.12(2), (5), (6), 212.18(3) FS.

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

DATE AND TIME: April 6, 2010, 9:00 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 IS: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

THE FULL TEXT OF THE PROPOSED RULE IS:

12A-1.060 Registration.

(1) through (4) No change.

(5) PENALTIES FOR FAILURE OR REFUSAL TO REGISTER.

(a) No person shall be issued any license from any authority within the State of Florida to engage in any business activity required to be registered with the Department until such person is the holder of a valid certificate of registration.

(b) The Department is authorized to impose a \$100 registration fee for each place of business for the failure or refusal of any person to register with the Department prior to engaging in or conducting business in this state as a dealer. Persons who have failed or refused to register are those that the Department seeks to register as a result of information supplied by an informant under Section 213.30, F.S., or as a result of enforcement programs administered by the Department. In making the determination whether the \$100 registration fee shall be imposed, the Executive Director or the Executive Director's designee in the responsible process shall consider and be guided by:

1. The prior history, if any, of the applicant's compliance or noncompliance with the revenue laws administered by the Department pursuant to Section 213.05, F.S.;

2. The applicant's ability to demonstrate the exercise of ordinary care and prudence through presenting to the Department facts and circumstances indicating that a diligent attempt to meet the registration requirements of the law was made. An applicant with limited business knowledge, limited education, or limited experience with Florida tax matters may establish a basis for the existence of reasonable cause when there is reasonable doubt whether the applicant is required to register;

3. Reliance upon the erroneous advice of a competent advisor that the applicant did not meet the registration requirements. To establish a reasonable cause for noncompliance with the registration requirements, the applicant must demonstrate that advice was sought in a timely manner from the competent advisor, that all necessary information was provided to the competent advisor, and that the applicant acted in good faith on the information received from the competent advisor;

4. The applicant's ability to demonstrate reliance upon another person to comply with the registration requirements on behalf of the applicant;

5. Whether the applicant, the applicant's agent, or the applicant's employee can demonstrate that the applicant exercised ordinary care and prudence in meeting the registration requirements once the applicant had actual or constructive knowledge of the requirements.

(c)1. When a person conducting business in this state fails or refuses to register his or her business, a written notice will be issued by the Department to that person alerting the person of the requirement to register. Delivery of the written notice is by certified mail or by the use of another method that is documented by the Department as being necessary and reasonable under the circumstances. Within 30 consecutive calendar days from the date of the notice, the person who has failed or refused to register must:

a. Register the person's business by submitting an Application to Collect and/or Report Tax in Florida (Form DR-1) to the Department; or

b. File a written challenge to the notice.

2. A person who has received a written notice alerting the person of the requirement to register with the Department may file a written challenge to the notice. The written challenge must be mailed, faxed, or hand delivered within 30 consecutive calendar days of the notice. A written challenge must be made directly to the office designated in the notice and must include:

a. The person's name, address, and telephone number;

b. A statement of facts disputing the requirement to register and a description of any additional information not previously available that supports the dispute;

c. A statement explaining the law or other authority on which the taxpayer's position is based;

d. A statement whether oral presentation and argument are requested; and

e. A copy of the notice alerting the person of the requirement to register with the Department.

3. An extension of time in which to submit a written challenge may be secured by mailing, hand delivering, or faxing a written request to the office address or fax number provided in the notice. The written request for an extension to file a written challenge to the notice must be postmarked, faxed, or received by hand delivery within 30 consecutive calendars from the date of the notice. The Department will grant an extension period of 15 consecutive calendar days within which to file a written challenge to the notice.

4. If the written challenge does not contain the required information, the person will be notified in writing by the office issuing the notice that the required information must be postmarked, hand delivered, or faxed to the Department within 15 consecutive calendar days. Failure to timely submit the required information will result in forfeiture of the person's right to challenge the notice.

5. Written challenges postmarked, faxed, or received by hand delivery after 30 consecutive calendar days from the date of the notice, or after any extension period granted by the

Department to file a written challenge, will be deemed late filed, and the person will be considered to have waived their right to file a written challenge to the Department's notice.

6. If the person receiving a notice issued by the Department notifying the person of the requirement to register fails to timely file a written challenge, or fails to timely request an extension of time to file a written challenge, the person will be considered to have waived their right to file a written challenge to the Department's notice.

7. Upon receipt of a timely-filed written challenge containing the required information, the Department will issue a response.

8. Any person who fails or refuses to register a place of business after failing to file, or waiving their right to file, a written challenge to the Department's notice, or after receiving the Department's response to a written challenge to the Department's notice that determines that the person should register his or her business, will become subject to the penalties imposed under Section 212.12(2)(d), F.S., and a \$100 registration fee will be imposed upon registration with the Department.

9. Procedures outlined in this paragraph shall be for investigative purposes, as specified in Section 120.57(5), F.S.

(6) No change.

Rulemaking Authority 212.12(2)(d), 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.03(1), (2), 212.04(4), 212.0596(1), (2), 212.06(2), 212.12(2), (5), (6), 212.14(4), 212.16(1), (2), 212.18(3) FS. History—Revised 10-7-68, 1-7-70, 6-16-72, Amended 3-21-77, 5-10-77, 10-18-78, Formerly 12A-1.60, Amended 6-10-87, 1-2-89, 11-12-90, 3-17-94, 1-2-95, 3-20-96, 11-30-97, 4-2-00, 6-19-01, 10-2-01(1), 10-2-01(1), 8-1-02, 4-17-03, 6-12-03, 6-4-08, 9-1-09,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: A Notice of Rule Development was published in the Florida Administrative Weekly on September 25, 2009 (Vol. 35, No. 45, p. 5777). No comments have been received by the Department

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Florida Highway Patrol

RULE NO.: 15B-2.013
RULE TITLE: Approved Speed Measuring Devices

PURPOSE AND EFFECT: The purpose of the proposed rule action is to amend the current rule to incorporate those speed measuring devices that have been approved since the last revision to Rule 15B-2.013, F.A.C.

SUMMARY: Changes are being made to the Department's rule on Approved Speed Measuring Devices to incorporate those speed measuring devices that have been approved since the last revision of Rule 15B-2.013, 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.

RULEMAKING AUTHORITY: 316.1905 FS.

LAW IMPLEMENTED: 316.1905, 316.1906 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: Friday, April 2, 2010, 10:00 a.m.

PLACE: Department of Highway Safety and Motor Vehicles, Auditorium, 2900 Apalachee Parkway, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lt. Ronald W. Castleberry, Special Operations Command, Division of Florida Highway Patrol, Department of Highway Safety and Motor Vehicles, Room A315, Neil Kirkman Building, Tallahassee, Florida 32399-0500, (850)617-2303

THE FULL TEXT OF THE PROPOSED RULE IS:

15B-2.013 Approved Speed Measuring Devices.

The following speed measuring devices have been approved for use in this State by the Department pursuant to this rule Chapter.

(1) Radar units acquired for use in this State after August 1, 1982, are listed below. Additional radar units will be approved by the Department based on conformance to these rules. Evidence of approval of additional units shall be by a Certificate of Approval Form HSMV 60013 (Rev. 7/03), which is available by contacting the Florida Highway Patrol, Neil Kirkman Building, Tallahassee, Florida 32399-0500, or by disseminating the listing of additional units on the Florida Crime Information Center (FCIC) computer system, or by listing on the Division of Florida Highway Patrol website.

(a) through (c) No change.

(d) Kustom Electronics, Inc., or Kustom Signals, Inc.

1. through 29. No change.

30. Raptor RP-1.

(e) through (g) No change.

(2) through (4) No change.

(5) Laser speed measuring devices (LSMD) – Evidence of approved LSMD shall be by a certificate or listing on the FCIC computer, or by a listing on the Division of Florida Highway Patrol website, as set forth in subsection (1) of this rule. In addition, the following LSMDs are approved for use in this State:

(a) through (c) No change.

(d) Laser Atlanta Optics, Inc. or Laser Atlanta, LLC – Model Speed Laser, Model Speed Laser B- Model Speed Laser R, Model Speed Laser S.

Rulemaking Specific Authority 316.1905 FS. Law Implemented 316.1905, 316.1906 FS. History–New 1-1-90, Amended 11-16-92, 10-18-94, 10-2-95, 5-23-04, 1-1-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lt. Ronald W. Castleberry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 17, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 11, 2009

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

PURPOSE AND EFFECT: To incorporate by reference, a conservation easement form for local government when the local government is submitting a permit application involving dedication of a conservation easement to the South Florida Water Management District as a component of the Environmental Resource Permit process. The regulated public, in this case the local government, will benefit by the incorporation of this form into the District’s rules by reducing review time for both the local government and District staff reviewers and by ensuring that the form is consistent with the requirements of Section 704.06, Florida Statutes, and other conservation easement forms adopted by the District. Applicants may still propose language to address site specific characteristics because the existing rule language explicitly states that when an applicant demonstrates that project specific conditions necessitate deviation from language of the accepted

forms, alternative language shall be accepted, provided that the intent of Section 704.06, Florida Statutes, and Section 4.3.8 of the Basis of Review are met.

SUMMARY: To incorporate by reference Form No. 1318, Conservation Easement form for Local Government.

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

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

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

LAW IMPLEMENTED: 120.53, 218.075, 373.113, 373.4135, 373.4136, 373.416, 704.06 FS.

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

DATE AND TIME: April 15, 2010, 9:00 a.m.

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anita Bain, Director, Environmental Resource Permitting Division, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6866, or (561)682-6866, or by email to abain@sfwmd.gov. For procedural questions, please contact Kathie Ruff, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6320, or (561)682-6320, or by email to kruff@sfwmd.gov. A copy of the form is located on the District’s website at: my.sfwmd.gov/permitting; go to “Related Links” in the left hand column, click on “Rules, Statutes and Criteria” then click “Rulemaking/Rules Under Development”. Copies can also be obtained by contacting Kathie Ruff, Paralegal at the contact information provided above.

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-1.659 Forms and Instructions.

The following forms and instructions are hereby incorporated by reference in this chapter and may be obtained without cost by contacting the Records Management Specialist, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-8045, ext. 6436, or (561)682-6436 or at any of the District’s Service Centers. Locations and contacts for the District’s Service Centers may be obtained from the Records Management Specialist at the address and phone number provided herein or on the District’s

website at <http://www.sfwmd.gov>. These forms may also be obtained from the District’s website at <http://www.sfwmd.gov>, “What We Do”, then “Permitting/Regulation”. On the “Permitting/Regulation” page, click on “Environmental Resource Permits” then “Forms”:

(1) The following forms and instructions are hereby incorporated by reference into this chapter:

Form No.	Date	Title
0050A	7-89	Application to the South Florida Water Management District for a Permit for Utilization of District Works or Modification of Existing Permit Works of the District No.
0108	3-91	Application for Release of Mineral, Canal, and Road Reservations Reserved Under Chapters 6456, 6957, 7305, 9131, 14717 and 20658, Laws of Florida
0113	8-95	Surface Water Management Permit No.
0115	8-95	Surface Water Management Permit Modification No.
0119	8-95	Wetland Resource Permit No.
0122	4-93	Application to the South Florida Water Management District for Authority to Utilize Works or Land of the District
0123	4-95	Well Construction Permit Application
0124	11-90	Well Completion Report
0145	8-95	Environmental Resource Permit No.
0157	8-95	Environmental Resource Permit Modification No.
0188-QMQ	8-03	Quarterly Report of Withdrawals
0188-MDQ	8-03	Monthly Report of Daily Withdrawals
0188-QASR	8-03	Quarterly Report of Injections and Withdrawals for Aquifer Storage and Recovery (ASR) Wells
0188-QMON	8-03	Quarterly Report of Monitoring Requirements
0188-QMQF	8-03	Quarterly Report of Withdrawals from Wells and Surface Water Pumps
0188-QCROP	8-03	Report of Planting and Harvest of Seasonal Crops
0188-QBWDR	8-03	Quarterly Report of Bulk Water Delivered and Received
0195	6-91	Public Water Supply Well Information and Classification
0196	10-89	Water Well Inspection Scheduling Card
0299	1-90	Water Use Permit No.
0444	8-95	Application for a Standard General Permit for Incidental Site Activities
0445	8-03	Mining/Dewatering Permit Application (RC-1A, RC-1W, RC-1G)
0483	9-04	Request for Environmental Resource, Surface Water Management, Water Use or Wetland Resource Permit Transfer
0645-W01	8-03	Water Use Permit Application (RC-1A, RC-1W, RC-1G)
0645-G60	8-03	Table A Descriptions of Wells
0645-G61-1	8-03	Table B Description of Surface Water Pumps
0645-G61-2	8-03	Table C Description of Culverts
0645-G65	8-03	Table D Crop Information
0645-G74	8-03	Table E Water Received From or Distributed to Other Entities
0645-G69	8-03	Table F Past Water Use & Table G Projected Water Use
0645-G70	8-03	Table H Projected Water Use (For Per Capita Greater than 200 GPD)
0645-G71	8-03	Table I Water Treatment Method and Losses
0645-G72	8-03	Table J Aquifer Storage and Recovery
0645-G73	8-03	Table K Water Supply System Interconnections
0779	5-92	Guidance for Preparing an Application for a “Works of the District” Permit in the Everglades/ Application for a Works of the District Permit
0830	4-94	Special Use Application and License
0881A	9-03	Environmental Resource/Surface Water Management Permit Construction Completion Certification
0881B	9-03	Environmental Resource/Surface Water Management Permit Construction Completion Certification-For Projects Permitted Prior to October 3, 1995
0889	9-04	Certification of Waiver of Permit Application Processing Fee

0920	9-04	Request for Conversion of District Environmental Resource/Surface Water Management Permit from Construction Phase to Operation Phase and Transfer of Permit to the Operating Entity
0941	8-95	Environmental Resource Standard/Noticed General Permit No.
0942	8-95	Surface Water Management General Permit No.
0960	9-04	Environmental Resource/Surface Water Management Permit Construction Commencement Notice
0961	9-04	Environmental Resource/Surface Water Management Permit Annual Status Report for Surface Water Management System Construction
0970	8-07	Applicant Transmittal Form for Requested Additional Information
0971	8-07	Joint Application for Environmental Resource Permit/Authorization to Use State Owned Submerged Lands/Federal Dredge and Fill Permit
0972	8-95	Petition for a Formal Wetland and Surface Water Determination
0973	8-95	Above Ground Impoundment Inspection/Certification Report
0974	8-95	Notice of Intent to Construct a Minor Silvicultural System
0980	8-95	Notice of Intent to Use a Noticed General Environmental Resource Permit
1019	9-04	Mitigation Bank Performance Bond to Demonstrate Construction/Implementation Financial Assurance
1020	9-04	Mitigation Bank Irrevocable Letter of Credit to Demonstrate Construction/Implementation Financial Assurance
1021	9-04	Mitigation Bank Standby Trust Fund Agreement to Demonstrate Construction/Implementation Financial Assurance
1022	9-04	Mitigation Bank Trust Fund Agreement to Demonstrate Construction/Implementation Financial Assurance
1023	9-04	Mitigation Bank Trust Fund Agreement to Demonstrate Perpetual Management Financial Assurance
1024	9-04	Mitigation Bank Standby Trust Fund Agreement to Demonstrate Perpetual Management Financial Assurance
1105	6-02	Performance Bond to Demonstrate Financial Assurance
1106	6-02	Irrevocable Letter of Credit to Demonstrate Financial Assurance
1109	8-03	Water Use General Permit
1189	2-06	Notice of Environmental Resource or Surface Water Management Permit
1190	1-07	Deed of Conservation Easement (Standard)
1191	1-07	Deed of Conservation Easement (Standard Passive Recreational)
1192	1-07	Deed of Conservation Easement (Standard Riparian)
1194	1-07	Deed of Conservation Easement (Third Party Standard)
1195	1-07	Deed of Conservation Easement (Third Party Passive Recreational)
1196	1-07	Deed of Conservation Easement (Third Party Riparian)
1197	1-07	Restrictive Covenant (Standard)
1318	_____	<u>Deed of Conservation Easement (Local Governments)</u>

(incorporated by reference in Section 4.3.8, of the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-4.091, F.A.C.

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

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anita R. Bain, Director, Environmental Resource Permitting Division

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

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

WATER MANAGEMENT DISTRICTS
South Florida Water Management District

RULE NO.: 40E-4.091

RULE TITLE: Publications, Rules and Interagency Agreements Incorporated by Reference

PURPOSE AND EFFECT: To incorporate by reference, a conservation easement form for local government use when the local government is submitting a permit application involving dedication of a conservation easement to the South Florida Water Management District as a component of the Environmental Resource Permit process. The regulated public, in this case the local government, will benefit by the

incorporation of this form into the District’s rules by reducing review time for both the local government and District staff reviewers and by ensuring that the form is consistent with the requirements of Section 704.06, Florida Statutes, and other conservation easement forms adopted by the District. Applicants may still propose language to address site specific characteristics because the existing rule language explicitly states that when an applicant demonstrates that project specific conditions necessitate deviation from language of the accepted forms, alternative language shall be accepted, provided that the intent of Section 704.06, Florida Statutes, and Section 4.3.8 of the Basis of Review are met.

SUMMARY: To incorporate by reference Form No. 1318, Conservation Easement for Local Government.

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

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

RULEMAKING AUTHORITY: 373.044, 373.103(8), 373.113, 373.171, 373.413, 373.441, 668.003, 668.004, 668.50, 704.06 FS.

LAW IMPLEMENTED: 373.413, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441, 668.003, 668.004, 668.50, 704.06 FS.

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

DATE AND TIME: April 15, 2010, 9:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anita Bain, Director, Environmental Resource Permitting Division, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416 4680, telephone 1(800)432-2045, extension 6866 or (561)682-6866, or by email to: abain@sfwmd.gov. For procedural questions please contact Kathie Ruff, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416 4680, telephone 1(800)432-2045, extension 6320 or (561)682-6320 or by email to: kruff@sfwmd.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

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

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

(a) “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District – ~~11-11-09~~”.

(b) through (k) No change.

(2) No change.

Rulemaking Authority 373.044, 373.103(8), 373.113, 373.171, 373.413, 373.441, 668.003, 668.004, 668.50, 704.06 FS. Law Implemented 373.413, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441, 668.003, 668.004, 668.50, 704.06 FS. History–New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.035(1), Amended 5-1-86, 7-1-86, 3-24-87, 4-14-87, 4-21-88, 11-21-89, 11-15-92, 1-23-94, 4-20-94, 10-3-95, 1-7-97, 12-3-98, 5-28-00, 8-16-00, 1-17-01, 7-19-01, 6-26-02, 6-26-02, 4-6-03, 4-14-03, 9-16-03, 12-7-04, 2-12-06, 10-1-06, 11-20-06, 1-23-07, 7-1-07, 7-22-07, 11-11-09, _____.

(The following represents proposed changes to the document entitled “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District – 11-11-09” incorporated by reference in Rule 40E-4.091, F.A.C.)

4.3.8 Real Property Conveyances

(a) through (b) No change.

(c) The use of Form No(s) 1190-1192, ~~and~~ 1194-1197, and 1318, incorporated by reference ~~referenced~~ in Rule 40E-1.659, F.A.C., shall constitute consistency with Section 704.06, F.S. Where the applicant demonstrates that project specific conditions necessitate deviation from language of the accepted forms, alternative language shall be accepted provided that the intent of Section 704.06, F.S., and Section 4.3.8 of the Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District are met.

(d) No change.

NAME OF PERSON ORIGINATING PROPOSED RULE: Anita R. Bain, Director, Environmental Resource Permitting Division

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-4.091
 RULE TITLE: Publications, Rules and Interagency Agreements Incorporated by Reference

PURPOSE AND EFFECT: To delete Section 4.3.9 of the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District (BOR), incorporated by reference in Rule 40E-4.091, F.A.C., pertaining to Mitigation Reduction Through a Melaleuca Eradication Program. The proposed rule amendment eliminates the regulatory incentive program implemented by the District, through the Environmental Resource Permitting process, that encouraged property owners to maintain their property free of melaleuca (*Melaleuca Quinquenervia*). This mitigation incentive program has never been utilized. In addition, the State of Florida passed legislation in February 2004, requiring applicants obtaining Environmental Resource Permits to utilize the Statewide Uniform Mitigation Assessment Method (UMAM) for determining mitigation requirements.

SUMMARY: To delete Section 4.3.9 of the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District (BOR), incorporated by reference in Rule 40E-4.091, F.A.C., pertaining to Mitigation Reduction Through a Melaleuca Eradication Program.

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

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

RULEMAKING AUTHORITY: 373.044, 373.103(8), 373.113, 373.171, 373.413, 373.441, 668.003, 668.004, 668.50, 704.06 FS.

LAW IMPLEMENTED: 373.413, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441, 668.003, 668.004, 668.50, 704.06 FS.

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

DATE AND TIME: April 15, 2010, 9:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anita Bain, Director, Environmental Resource Permitting Division, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416 4680, telephone 1(800)432-2045, extension 6866 or (561)682-6866, or by email to: abain@sfwmd.gov. For procedural questions please contact Kathie Ruff, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416 4680, telephone 1(800)432-2045, extension 6320 or (561)682-6320 or by email to: kruff@sfwmd.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

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

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

(a) “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District – _____ ~~11-11-09~~”.

(b) through (k) No change.

(2) No change.

Rulemaking Authority 373.044, 373.103(8), 373.113, 373.171, 373.413, 373.441, 668.003, 668.004, 668.50, 704.06 FS. Law Implemented 373.413, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441, 668.003, 668.004, 668.50, 704.06 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.035(1), Amended 5-1-86, 7-1-86, 3-24-87, 4-14-87, 4-21-88, 11-21-89, 11-15-92, 1-23-94, 4-20-94, 10-3-95, 1-7-97, 12-3-98, 5-28-00, 8-16-00, 1-17-01, 7-19-01, 6-26-02, 6-26-02, 4-6-03, 4-14-03, 9-16-03, 12-7-04, 2-12-06, 10-1-06, 11-20-06, 1-23-07, 7-1-07, 7-22-07, 11-11-09, _____.

(The following represents proposed changes to the document entitled “Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District – 11-11-09” incorporated by reference in Rule 40E-4.091, F.A.C.)

~~4.3.9 Mitigation Reduction Through a Melaleuca Eradication Program~~

~~(a) The intent of this section is to encourage landowners to maintain their land free of exotic vegetative species by providing a regulatory incentive in the form of future reductions in required mitigation. A landowner whose property contains melaleuca (*Melaleuca quinquenervia*), may elect to participate in a melaleuca eradication program. Landowners who implement a successful melaleuca eradication program which has been approved by the District may earn a reduction in mitigation requirements up to a maximum of 50% to be used towards mitigating future wetland impacts resulting from~~

regulated activities undertaken on the subject property. The development and implementation of a melaleuca eradication program pursuant to this section shall not require an Environmental Resource Permit or a permit fee.

(b) In order to be eligible for the future mitigation reduction, a landowner must submit a plan to District staff for review and approval and successfully implement the melaleuca eradication program. The submitted plan must detail the extent of melaleuca coverage over the entire property, including both wetlands and uplands, for which the melaleuca eradication program is to be implemented. The plan shall differentiate between wetland communities and upland communities, and shall specify melaleuca coverages and acreages for each community type which the landowner proposes to include in the melaleuca eradication program. Each vegetative community type shall be mapped using the Florida Land Use, Cover and Forms Classification System (FLUCCS) to a minimum of Level III.

(c) The plan must include a map showing all of the landowner's property holdings which are contiguous to the property which is the subject of the melaleuca eradication program. Landowners may submit proposals to subdivide large land holdings based on phase boundaries or operational units.

(d) The melaleuca eradication plan must specify the following:

1. The methodology to be used initially to eliminate or eradicate the existing melaleuca population;
2. The subsequent management and maintenance procedures that will be undertaken on the property to ensure that:
 - a. The area has no living mature or sapling melaleuca trees; and
 - b. Less than 1% of the total land area included in the melaleuca removal program contains live melaleuca seedlings.

(e) The melaleuca eradication program must include a monitoring plan to document the success of the melaleuca eradication efforts over time. In order to be approved, the melaleuca eradication plan must provide reasonable assurances that:

1. The plan is designed to achieve a significant overall improvement of ecological conditions;
2. The plan is capable of being successfully implemented based on reasonable scientific judgement given due consideration of such factors as adjacent land uses and proximate seed sources;
3. The initial eradication methodology and subsequent management and maintenance procedures will not adversely impact wetlands, native upland habitat or listed species;
4. The plan will not eliminate melaleuca in some areas of the property while facilitating melaleuca encroachment or proliferation into other areas of the property;

5. The plan will not allow invasion by other exotic vegetation (category I and II species of trees, shrubs and vines as specified in the Florida Exotic Pest Plant Council's List of Florida's Most Invasive Species) in the areas where melaleuca has been removed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anita R. Bain, Director, Environmental Resource Permitting Division

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

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

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-4.300	State Mental Health Hospital Services

PURPOSE AND EFFECT: The purpose is to amend Rule 59G-4.300, F.A.C., to incorporate the Florida Medicaid State Mental Health Hospital Services Coverage and Limitations Handbook, January 2010, AHCA-Med Serv Form 034, January 2008, and the Florida Medicaid Provider Reimbursement Handbook, UB 04, July 2008, which is incorporated in Rule 59G-4.200, F.A.C. The amendment will clarify services provided through the per diem rate.

SUMMARY: The amendment updates fiscal agent contact information and websites; updates and clarifies services included in the per diem rates; updates and clarifies non-institutional services and excluded services; adopts new AHCA-Med Serv Form 034, Jan 2008; and updates references to Medicaid claim form UB 04.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A SERC has been prepared by the Agency.

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

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908 FS.

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

DATE AND TIME: Thursday, April 8, 2010, 9:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Patrick Rhodes at the Bureau of Medicaid Services, (850)412-4253. If you are 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: Patrick Rhodes, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, e-mail: rhodesp@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.300 State Mental Health Hospital Services.

(1) No change.

(2) All state mental hospitals that provide long term inpatient mental health services to Medicaid recipients age 65 and older who meet the Medicaid Institutional Care Program eligibility requirements must be in compliance with the provisions of the Florida Medicaid State Mental Health Hospital Services Coverage and Limitations Handbook, January 2010, September 2005, incorporated by reference, ~~and the AHCA-Med Serv Form 034, January 2008, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, UB 04, July 2008, Institutional 021~~, which is incorporated in Rule 59G-4.200, F.A.C. Both handbooks are available from the Medicaid fiscal agent's Web Portal website at ~~http://mymedicaid-florida.com~~ ~~http://floridamedicaid.aes-inc.com~~. Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Medicaid fiscal agent at (800)289-7799 and selecting Option 7 Provider Inquiry at (800)377-8216.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.905, 409.908 FS. History–New 5-29-06, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Patrick Rhodes

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas W. Arnold

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 1, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 11, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: 61G5-18.005
 RULE TITLE: Examination Review Procedure

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language to clarify circumstances under which an applicant may practice with supervision.

SUMMARY: The changes specify that all licensees passing all written portions of the examination on any attempt may practice temporarily.

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

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

RULEMAKING AUTHORITY: 477.016, 477.019(4) FS.

LAW IMPLEMENTED: 477.019(4), (5) FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Cosmetology, P. O. Box 5377, Tallahassee, Florida 32314-5377

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-18.0055 Supervised Cosmetology Practice Exception.

Following the completion of the ~~first~~ licensing examination by a graduate of a licensed cosmetology school or cosmetology program offered in a public school system, which school or program is certified by the Department of Education, an applicant for licensure as a cosmetologist by examination is eligible to practice temporarily in a current, actively licensed cosmetology salon under the following conditions:

(1) In the event an applicant obtains passing scores on ~~the first attempt~~ of both the written theory and written clinical examinations, the applicant shall be eligible, prior to having their application acted on by the Board, to practice cosmetology in a licensed salon, provided that they post their examination results for both examinations at their work station with a recent photograph affixed thereto.

(2) No change.

Rulemaking Authority 477.016, 477.019(4) FS. Law Implemented 477.019(4), (5) FS. History–New 11-25-98, Amended 2-25-07, 5-19-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Cosmetology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 11, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: 61G5-18.0055
 RULE TITLE: Supervised Cosmetology Practice Exception

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language to clarify circumstances under which an applicant may practice with supervision.

SUMMARY: The changes specify that all licensees passing all written portions of the examination on any attempt may practice temporarily.

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

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

RULEMAKING AUTHORITY: 477.016, 477.019(4) FS.

LAW IMPLEMENTED: 477.019(4), (5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-18.0055 Supervised Cosmetology Practice Exception.

Following the completion of the ~~first~~ licensing examination by a graduate of a licensed cosmetology school or cosmetology program offered in a public school system, which school or program is certified by the Department of Education, an applicant for licensure as a cosmetologist by examination is eligible to practice temporarily in a current, actively licensed cosmetology salon under the following conditions:

(1) In the event an applicant obtains passing scores on ~~the first attempt of~~ both the written theory and written clinical examinations, the applicant shall be eligible, prior to having their application acted on by the Board, to practice cosmetology in a licensed salon, provided that they post their examination results for both examinations at their work station with a recent photograph affixed thereto.

(2) No change.

Rulemaking Authority 477.016, 477.019(4) FS. Law Implemented 477.019(4), (5) FS. History—New 11-25-98, Amended 2-25-07, 5-19-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Cosmetology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 11, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: 61G5-24.002
 RULE TITLE: Original Cosmetologist Licensure Fee, Cosmetologist Examination and Endorsement Fees, Initial Specialist Registration; Application and Endorsement Fees

PURPOSE AND EFFECT: The intent of the rule development is to assure that adequate resources are available in the Cosmetologist Trust Fund as required by Section 455.219, Florida Statutes.

SUMMARY: The change increases the fee for cosmetology license by \$25.00.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: An Estimate Regulatory Costs Statement was prepared. The Board determined that the rule amendments would have an impact on Small Businesses. The increase in the initial licensure fees will have an impact on licensed cosmetologist. The information compiled by the Office of Budget and Financial Management of the Department of Business and Professional Regulation, shows the projected numbers of licensed cosmetologist that will be impacted for the next three fiscal years:

2010 - 2011 = 8, 643

2011 - 2012 = 8, 816

2012 - 2013 = 8, 993

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

RULEMAKING AUTHORITY: 455.2171, 477.016, 477.026 FS.

LAW IMPLEMENTED: 455.2171, 477.026 FS.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-24.002 Original Cosmetologist Licensure Fee, Cosmetologist Examination and Endorsement Fees, Initial Specialist Registration; Application and Endorsement Fees.

(1) The following fees are adopted by the Board:

(a) The fee for original licensure as a cosmetologist shall be fifty ~~twenty-five~~ dollars (\$50.00) ~~(\$25.00)~~ and shall be paid by all applicants for licensure.

(b) through (f) No change.

(2) No change.

Rulemaking Specific Authority 455.2171, 477.016, 477.026 FS. Law Implemented 455.2171, 477.026(1)(b) FS. History–New 11-2-80, Amended 5-18-82, 10-1-85, Formerly 21F-24.02, Amended 9-6-87, Formerly 21F-24.002, Amended 4-13-99, 3-29-04, 5-8-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cosmetology Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cosmetology Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 18, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: 61G5-24.008
RULE TITLE: Biennial Renewal Fee for Cosmetologists and Specialists

PURPOSE AND EFFECT: The intent of the rule development is to assure that adequate resources are available in the Cosmetologist Trust Fund as required by Section 455.219, F.S. SUMMARY: The change increases the fee for renewal of cosmetology license by \$25.00.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: An Estimate Regulatory Costs Statement was prepared. The Board determined that the rule amendments would have an impact on Small Businesses. The increase in the initial licensure fees will have an impact on licensed cosmetologist. The information compiled by the Office of Budget and Financial Management of the Department of Business and Professional Regulation, shows the projected numbers of licensed cosmetologist that will be impacted for the next three fiscal years:

- 2010 - 2011 = 8, 643.
- 2011 - 2012 = 8, 816.
- 2012 - 2013 = 8, 993.

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

RULEMAKING AUTHORITY: 477.016, 477.026 FS.

LAW IMPLEMENTED: 477.026(1)(a), (e) FS.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-24.008 Biennial Renewal Fee for Cosmetologists and Specialists.

The fee for biennial renewal of a cosmetologist’s license shall be fifty ~~twenty-five~~ dollars (\$50.00) ~~(\$25.00)~~. The fee for biennial renewal of a specialist’s registration shall be fifty dollars (\$50.00).

Rulemaking Specific Authority 477.016, 477.026 FS. Law Implemented 477.026(1)(a),(e) FS. History–New 11-2-80, Amended 6-3-82, 10-1-85, Formerly 21F-24.08, Amended 10-18-87, 1-10-90, Formerly 21F-24.008, Amended 8-26-96, 5-8-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cosmetology Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cosmetology Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 18, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: 61G5-24.010
RULE TITLE: Delinquent License and Specialty Registration Fee

PURPOSE AND EFFECT: The intent of the rule development is to assure that adequate resources are available in the Cosmetologist Trust Fund as required by Section 455.219, F.S. SUMMARY: This change increases the fee by \$25.00 for all licensees under Chapter 477, F.S., who are delinquent in renewing their licenses.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: An Estimate Regulatory Costs Statement was prepared. The Board determined that the rule amendments would have an impact on Small Businesses. The increase in the initial licensure fees will have an impact on licensed cosmetologist. The information compiled by the Office of Budget and Financial Management of the Department of Business and Professional Regulation, shows the projected numbers of licensed cosmetologist that will be impacted for the next three fiscal years:

- 2010 - 2011 = 8, 643.
- 2011 - 2012 = 8, 816
- 2012 - 2013 = 8, 993

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

RULEMAKING AUTHORITY: 477.016 FS.

LAW IMPLEMENTED: 455.271(7), 477.026 (1) FS.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-24.010 Delinquent License and Specialty Registration Fee.

A licensee who is delinquent in applying for renewal shall pay a delinquent fee of ~~fifty twenty-five~~ dollars ~~(\$50.00) (\$25.00)~~. A registrant who is delinquent in applying for renewal shall pay a delinquent fee of fifty dollars (\$50.00). Such fee shall be in addition to the renewal.

~~Rulemaking Specific~~ Authority 477.016 FS. Law Implemented 455.271(7), 477.026(1) FS. History--New 9-12-94, Amended 12-27-95, 8-26-96, 11-11-96, 5-8-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cosmetology Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cosmetology Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 18, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: 61G5-31.001 RULE TITLE: Definitions

PURPOSE AND EFFECT: The purpose of the rule amendment is to define the term "manufactured materials" as it relates to hair wrapping.

SUMMARY: The new rule provides a guide or notice to hair wrappers as to the meaning of "manufactured materials" used inn hair wrapping.

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

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

RULEMAKING AUTHORITY: 477.016 FS.

LAW IMPLEMENTED: 477.013(10) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-31.001 Definitions.

Manufactured materials for use in hair wrapping means multi-strand cotton or polyester blend, twisted, not braided, into a single embroidery or yarn thread.

Rulemaking Authority 477.016 FS. Law Implemented 477.013(10) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cosmetology Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cosmetology Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 9, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-5.0061 RULE TITLE: Registration of Additional New Business Entity or Transfers

PURPOSE AND EFFECT: The Board proposes the promulgation of the rule to incorporate a registration form and list the required documentation.

SUMMARY: A registration form will be incorporated into the rule. The rule amendment will list the required documentation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rules will not have an impact on small business.

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

RULEMAKING AUTHORITY: 489.507(3), 489.513(1), 489.521(2), (3)(a) FS.

LAW IMPLEMENTED: 489.511(3), 489.521(2), (3)(a), (8) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-5.0061 Registration of Additional New Business Entity or Transfers.

(1) A registered qualifying agent who wishes to engage in contracting in his own name or in affiliation with another business entity shall be required to submit an application, accompanied by the application fee, to the Department.

(2) The Application for registration is form number DBPR ECLB 4452-1, effective December 2009, titled Application for Registered Electrical, Alarm System or Specialty Contractor, which is hereby incorporated by reference, copies of which may be obtained from the Board office, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771 or via the internet at http://www.myflorida.com/dbpr/pro/forms/elboard/fdocuments/registered_electrical_pack_age_enterable.pdf.

(3) The application shall be accompanied by a statement of authority and a credit report. The requirement of a minimum net worth does not apply to registered contractors applying under this rule.

(4) If a registrant is to be a secondary qualifier for an already qualified business, the registrant does not need to submit the financial portion of the application for registration or a credit report.

Rulemaking Authority 489.507(3), 489.513(1), 489.521(2), (3)(a) FS. Law Implemented 489.511(3), 489.521(2), (3)(a), (8) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Electrical Contractors' Licensing Board
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 20, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 31, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-5.009
 RULE TITLE: Endorsement

PURPOSE AND EFFECT: The Board proposes the rule amendment to correct statutory references.

SUMMARY: Statutory references will be corrected.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rules will not have an impact on small business.

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

RULEMAKING AUTHORITY: 489.507(3), 489.511(6) FS.

LAW IMPLEMENTED: 489.511(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: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-5.009 Endorsement.

(1) No change.

(2) If the applicant seeking licensure by endorsement engages in contracting as a sole proprietorship, then the applicant must demonstrate that:

(a) ~~If the applicant is applying pursuant to Section 489.511(5)(a), F.S., he or she meets the requirements set forth in Section 489.511, F.S. and Rule 61G6-5.003, F.A.C.; and has passed a national, regional, state or United States territorial licensing examination that is substantially equivalent to the examination given for certification in Florida. The applicant currently possesses a statewide license as an electrical contractor under the laws of another state, and was required in order to be so licensed to meet standards of credit, financial responsibility, business reputation, and necessary experience or the educational equivalent thereof substantially similar to or more stringent than those required for licensure by Florida law and these rules; and~~

~~(b) The out of state license was issued upon the satisfactory completion of an examination substantially similar to or more stringent than the examination given by the Department.~~

(b)(e) If applicant is applying pursuant to Section 489.511(5)(6)(b), F.S., ~~he or she must demonstrate that the criteria for issuance of the license was substantially equivalent to the certification criteria that existed in this state at the time the certification was issued.~~

(3) If the applicant seeking licensure by endorsement engages in contracting as a partnership, corporation, business trust, or other legal entity, then the applicant must demonstrate that:

~~(a) If the applicant is applying pursuant to Section 489.511(5)(a), F.S., he or she meets the requirements set forth in Section 489.511, F.S., and Rule 61G6-5.003, F.A.C.; and has passed a national, regional, state, or United States territorial licensing examination that is substantially equivalent to the examination given for certification in Florida; or The applicant currently possesses a statewide license as an electrical contractor under the laws of another state, and was required in order to be so licensed to meet standards of credit, financial responsibility, and business reputation substantially similar to or more stringent than those required by Florida law and these rules; and~~

~~(b) The out of state license was issued upon the satisfactory completion of an examination by the applicant's qualifying agent which examination is substantially similar to or more stringent than the examination given by the Department; and~~

~~(c) The qualifying agent of the applicant was required under the laws of the other state to possess; and~~

~~(b)(4)~~ If applicant is applying pursuant to Section 489.511(5)(6)(b), F.S., ~~he or she must demonstrate that~~ the criteria for issuance of the license was substantially equivalent to the certification criteria that existed in this state at the time the certification was issued.

(4) through (5) No change.

Rulemaking Specific Authority 489.507(3), 489.511(6) FS. Law Implemented 489.511(9) FS. History--New 1-2-80, Amended 10-30-80, Formerly 21GG-5.09, 21GG-5.009, Amended 2-13-97, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Electrical Contractors' Licensing Board
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 20, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 31, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-8.001
RULE TITLE: Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify fees.

SUMMARY: Various fees will be clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rules will not have an impact on small business.

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

RULEMAKING AUTHORITY: 455.217(2), 455.219(1), 489.507(3), 489.509 FS.

LAW IMPLEMENTED: 455.217(2), 455.219(1), 455.2281, 455.271(8), 489.509, 489.511(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-8.001 Fees.

The following fees are prescribed by the Board:

(1) The application fee for the certification examination for electrical or alarm systems contractor shall be two hundred dollars (\$200.00). The initial examination fee for the ~~Technical/Safety~~ examination for electrical or alarm systems contractor shall be one hundred twenty-seven dollars and fifty cents (\$127.50) payable to the Department. The applicant shall pay the professional testing service directly for any test administration fee. ~~The initial examination fee for the Business Computer Based Test shall be twenty two dollars and fifty cents (\$22.50) payable to the professional testing service.~~ When the ~~computer based testing (CBT) business portion~~ of the examination is not conducted by a professional testing service pursuant to Section 455.2171, F.S., the entire examination fee shall be payable to the Department.

(2) through (3) No change.

(4) The fee to reinstate a null and void license shall be five hundred dollars (\$500.00).

~~(5)(4)~~ The re-examination fee for the ~~Technical/Safety~~ certification examination shall be one hundred twenty-seven dollars and fifty cents (\$127.50) payable to the Department. The re-examination fee for the Business Computer-Based Test shall be paid directly twenty two dollars and fifty cents (\$22.50) payable to the professional testing service. When the computer-based testing (CBT) ~~business portion~~ of the examination is not conducted by a professional testing service pursuant to Section 455.2171, F.S., the entire examination fee shall be payable to the Department.

~~(6)(5)~~ No change.

~~(7)(6)(a)~~ The fee to be paid for placement of a license in an inactive status shall be fifty dollars (\$50.00).

(b) The fee to be paid for the renewal of license voluntarily placed on inactive status shall be \$50.00.

(7) through (10) renumbered (8) through (11) No change.

~~(12)(14)~~ The fee for the review of the Technical/Safety ~~an~~ examination pursuant to the provisions of Chapters 455 and 489, F.S., shall be seventy-five dollars (\$75.00). The fee ~~to the professional testing service~~ for review of the Business Computer-Based Test (at the site where the original exam was taken) shall be paid directly to the professional testing service, thirty five dollars (\$35.00).

(12) through (15) renumbered (13) through (16) No change.

Rulemaking Specific Authority 455.217(2), 455.219(1), 489.507(3), 489.509 FS. Law Implemented 455.217(2), 455.219(1), 455.2281, 455.271(8), 489.509, 489.511(2) FS. History—New 1-2-80, Amended 10-27-80, 5-13-81, 5-3-82, 8-4-82, 5-2-83, 1-19-84, Formerly 21GG-8.01, Amended 7-9-86, 12-24-87, 10-30-88, 2-20-89, 8-26-90, 4-1-91, 7-3-91, Formerly 21GG-8.001, Amended 3-14-94, 11-30-94, 4-5-95, 7-13-95, 12-25-96, 6-1-97, 3-10-98, 12-31-98, 10-4-99, 12-27-04, 6-5-08, _____.

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

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Electrical Contractors’ Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 20, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 31, 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 ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-550.200	Definitions for Public Water Systems
62-550.310	Primary Drinking Water Standards: Maximum Contaminant Levels and Maximum Residual Disinfectant Levels
62-550.500	General Monitoring and Compliance Measurement Requirements for Contaminants and Disinfectant Residuals
62-550.514	Disinfectant Residuals and Disinfection Byproducts Monitoring Requirements
62-550.540	Monitoring of Consecutive Systems
62-550.550	Certified Laboratories and Analytical Methods for Public Water Systems
62-550.720	Recordkeeping

62-550.730	Reporting Requirements for Public Water Systems
62-550.821	Disinfectant Residuals, Disinfection Byproducts, and Disinfection Byproduct Precursors: Stage 1
62-550.822	Initial Distribution System Evaluations and Stage 2 Disinfection Byproducts Requirements
62-550.824	Consumer Confidence Reports

PURPOSE, EFFECT AND SUMMARY: The Department is adopting the federal Stage 2 Disinfectants and Disinfection Byproducts Rule (Stage 2 D/DBPR) – including new definitions in 40 CFR 141.2; minor revisions and additions to record maintenance requirements in 40 CFR 141.33; revisions to the maximum contaminant levels (MCLs) for disinfection byproducts; revisions to the Stage 1 D/DBPR requirements in 40 CFR 141, Subpart L; and revisions to the consumer confidence report requirements in 40 CFR 141, Subpart O – and is adopting federal revisions to drinking water analytical methods in 40 CFR 141. The Department also is making, where necessary, clarifications pertaining to the federal Stage 2 D/DBPR and the federal revisions to drinking water analytical methods. Rule 62-550.200, F.A.C., is being amended to incorporate the new Stage 2 D/DBPR definitions in 40 CFR 141.2. Rule 62-550.310, F.A.C., is being amended to expand the applicability of the chlorine and chloramine maximum residual disinfectant levels (MRDLs) in accordance with the Stage 2 D/DBPR; to clarify that the Stage 1 D/DBPR MCLs for total trihalomethanes (TTHM) and haloacetic acids five (HAA5) apply until the date specified for compliance with the Stage 2 D/DBPR MCLs for TTHM and HAA5; and to specify the Stage 2 D/DBPR MCLs for TTHM and HAA5, the water systems to which these MCLs apply, and the effective dates for these MCLs. Rule 62-550.500, F.A.C., is being amended to clarify that the monitoring and compliance measurement requirements in the Stage 2 D/DBPR take precedence over the general monitoring and compliance measurement requirements in Rule 62-550.500, F.A.C.. Rule 62-550.514, F.A.C., is being amended to expand the applicability of the chlorine and chloramine monitoring requirements in accordance with the Stage 2 D/DBPR and to clarify who must monitor, and when, for bromate, chlorite, TTHM, and HAA5 under the Stage 1 and/or Stage 2 D/DBPRs. Rule 62-550.540, F.A.C., is being amended to expand the applicability of the chlorine and chloramine monitoring requirements in accordance with the Stage 2 D/DBPR and to clarify Stage 2 D/DBPR disinfection byproduct monitoring requirements for consecutive systems. Rule 62-550.550, F.A.C., is being amended to update references to federal drinking water analytical methods and to clarify that ITS free chlorine test strips are approved for use in the determination of free chlorine. Rule 62-550.720, F.A.C., is being amended to incorporate the Stage 2 D/DBPR revisions and additions to record maintenance requirements in 40 CFR

141.33. Rule 62-550.730, F.A.C., is being amended to add a reference to the reporting format for Stage 2 D/DBPR disinfection byproduct monitoring results. Rule 62-550.821, F.A.C., is being revised to incorporate the Stage 2 D/DBPR revisions to the Stage 1 D/DBPR requirements in 40 CFR 141, Subpart L, and to make a minor technical correction. Rule 62-550.822, F.A.C., is being added to adopt the federal Stage 2 D/DBPR and provide clarification where necessary. Rule 62-550.824, F.A.C., is being amended to incorporate the Stage 2 D/DBPR revisions to the consumer confidence report requirements in 40 CFR 141, Subpart O. Table 3 is being revised to add the Stage 2 D/DBPR MCLs for TTHM and HAA5. Tables 7 and 8 are being revised to incorporate Stage 2 D/DBPR information and to make minor technical corrections. RULEMAKING AUTHORITY: 403.853(3), 403.861(9) FS.

LAW IMPLEMENTED: 403.0877, 403.852(12), (13), 403.853, (1), (3), (4), (7), 403.854, 403.859(1), 403.861(9), (16), (17), 403.8615, 403.862 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 3520, Tallahassee, Florida 32399-2400, Virginia.Harmon@dep.state.fl.us

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

THE FULL TEXT OF THE PROPOSED RULES IS:

DRINKING WATER STANDARDS, MONITORING, AND REPORTING

62-550.200 Definitions for Public Water Systems.

For the purpose of this chapter and Chapters 62-555 and 62-560, F.A.C., the following words, phrases, or terms shall have the following meaning:

(1) through (10) No change.

(11) "COMBINED DISTRIBUTION SYSTEM" means the interconnected distribution system consisting of the distribution systems of wholesale systems and of the consecutive systems that receive finished water.

(11) through (17) renumbered (12) through (18) No change.

(19)(18) "CONSECUTIVE SYSTEM" means a public water system that buys or otherwise receives some or all of its finished water from one or more wholesale other public water systems at least 60 days per year. Delivery may be through a direct connection or through the distribution system of one or

more consecutive systems. A consecutive system is either a "community water system" or a "non-community water system."

(19) through (32) renumbered (20) through (33) No change.

(34) "DUAL SAMPLE SET" means a set of two samples collected at the same time and same location, with one sample analyzed for TTHM and the other sample analyzed for HAA5. Dual sample sets are collected for the purpose of conducting an IDSE under subpart U of 40 CFR 141 as incorporated into Rule 62-550.822, F.A.C., and for the purpose of determining compliance with the TTHM and HAA5 MCLs under subpart V of 40 CFR 141 as incorporated into Rule 62-550.822, F.A.C.

(33) through (38) renumbered (35) through (40) No change.

(41) "FINISHED WATER" means water that is introduced into the distribution system of a public water system and is intended for distribution and consumption without further treatment, except treatment as necessary to maintain water quality in the distribution system (e.g., booster disinfection or addition of corrosion control chemicals).

(39) through (40) renumbered (42) through (43) No change.

(44)(41) "GAC10" means granular activated carbon filter beds with an empty-bed contact time of 10 minutes based on average daily flow and a carbon reactivation frequency of every 180 days, except that the reactivation frequency for GAC10 used as a best available technology for compliance with Stage 2 MCLs under paragraph 62-550.310(3)(d), F.A.C., shall be 120 days.

(45) "GAC20" means granular activated carbon filter beds with an empty-bed contact time of 20 minutes based on average daily flow and a carbon reactivation frequency of every 240 days.

(42) through (54) renumbered (46) through (58) No change.

(59) "LOCALITIONAL RUNNING ANNUAL AVERAGE" (LRAA) means the average of sample analytical results for samples taken at a particular monitoring location during the previous four calendar quarters.

(55) through (104) renumbered (60) through (109) No change.

(110)(105) "WHOLESALE SYSTEM" means a public water system that treats source water as necessary to produce finished water and then sells or otherwise delivers some or all of that finished water to another public water system at least 60 days per year. Delivery may be through a direct connection or through the distribution system of one or more consecutive systems. A wholesale system that delivers water to a community water system is considered a community water system.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.853, 403.854, 403.8615, 403.862 FS. History–New 11-9-77, Amended 1-13-81, 11-19-87, Formerly 17-22.103, Amended 1-18-89, 5-7-90, 1-3-91, 1-1-93, Formerly 17-550.200, Amended 9-7-94, 12-9-96, 9-22-99, 8-1-00, 11-27-01, 4-3-03, 11-25-03, 10-14-04, 11-28-04, 1-17-05,_____.

62-550.310 Primary Drinking Water Standards: Maximum Contaminant Levels and Maximum Residual Disinfectant Levels.

(These standards may also apply as ground water quality standards as referenced in Chapter 62-520, F.A.C.)

(1) No change.

(2) DISINFECTANT RESIDUALS – ~~Except for the chlorine dioxide maximum residual disinfectant level, which applies to all public water systems using chlorine dioxide as a disinfectant or oxidant, this subsection applies only to community or non-transient non-community water systems adding a chemical disinfectant to the water in any part of the drinking water treatment process.~~ Maximum residual disinfectant levels (MRDLs) are listed in Table 2, which is incorporated herein and appears at the end of this chapter. These MRDLs apply to the public water systems referenced below.

(a) The chlorine dioxide MRDL applies to all public water systems that add chlorine dioxide as a disinfectant or oxidant.

(b) The chlorine and chloramine MRDLs apply to all community or non-transient non-community water systems that add chlorine or chloramines to the water in any part of the drinking water treatment process.

(c) Effective _____ [insert the effective date of these rule amendments], the chlorine and chloramine MRDLs apply to all consecutive community or consecutive non-transient

non-community water systems that do not add chlorine or chloramines but deliver water that has been treated with chlorine or chloramines.

(3) DISINFECTION BYPRODUCTS – ~~This subsection applies to all community or non-transient non-community water systems adding a chemical disinfectant to the water in any part of the drinking water treatment process. The Stage 1 maximum contaminant levels (MCLs) for disinfection byproducts~~ The disinfection byproduct maximum contaminant levels (MCLs) are listed in Table 3, which is incorporated herein and appears at the end of this chapter. These MCLs apply to the public water systems referenced below.

(a) The bromate MCL applies to community or non-transient non-community water systems that add ozone.

(b) The chlorite MCL applies to community or non-transient non-community water systems that add chlorine dioxide.

(c) The Stage 1 total trihalomethanes (TTHM) and haloacetic acids five (HAA5) MCLs apply to community or non-transient non-community water systems that add a chemical disinfectant to the water in any part of the drinking water treatment process. These Stage 1 MCLs apply until the appropriate date specified for Stage 2 compliance in paragraph (d) below.

(d) The Stage 2 TTHM and HAA5 MCLs apply to community or non-transient non-community water systems that use a primary or residual disinfectant other than ultraviolet light or deliver water that has been treated with a primary or residual disinfectant other than ultraviolet light. These Stage 2 MCLs apply beginning on the dates shown in the table below.

<u>SYSTEM TYPE</u>	<u>COMPLIANCE DATE</u>
<u>SYSTEMS THAT ARE NOT PART OF A COMBINED DISTRIBUTION SYSTEM AND SYSTEMS THAT SERVE THE LARGEST POPULATION IN A COMBINED DISTRIBUTION SYSTEM</u>	
<u>System serving 100,000 or more people</u>	<u>April 1, 2012</u>
<u>System serving 50,000 - 99,999 people</u>	<u>October 1, 2012</u>
<u>System serving 10,000 - 49,999 people</u>	<u>October 1, 2013</u>
<u>Ground water system serving less than 10,000 people or Subpart H system not treating any surface water source and serving less than 10,000 people</u>	<u>October 1, 2013</u>
<u>Subpart H system treating a surface water source and serving less than 10,000 people</u>	<u>October 1, 2013, if no <i>Cryptosporidium</i> monitoring is required under 40 CFR 141.701(a)(4) or October 1, 2014, if <i>Cryptosporidium</i> monitoring is required under 40 CFR 141.701(a)(4)</u>
<u>OTHER SYSTEMS THAT ARE PART OF A COMBINED DISTRIBUTION SYSTEM</u>	
<u>Consecutive system or wholesale system</u>	<u>At the same time as the system with the earliest compliance date in the combined distribution system</u>

(4) through (6) No change.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.852(12), 403.853(1) FS. History–New 11-19-87, Formerly 17-22.210, Amended 1-18-89, 5-7-90, 1-3-91, 1-1-93, 1-26-93, 7-4-93, Formerly 17-550.310, Amended 9-7-94, 8-1-00, 11-27-01, 4-14-03, 4-25-03, 11-28-04,_____.

62-550.500 General Monitoring and Compliance Measurement Requirements for Contaminants and Disinfectant Residuals.

These general requirements shall apply unless other monitoring or compliance measurement requirements are specified in Rules 62-550.511 through 62-550.540, F.A.C., or Rules 62-550.821 and 62-550.822, F.A.C.

(1) through (11) No change.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.853(1), (3), 403.859(1), 403.861(16), (17) FS. History--New 11-19-87, Formerly 17-22.300, Amended 1-18-89, 5-7-90, 1-1-93, 1-26-93, 7-4-93, Formerly 17-550.500, Amended 9-7-94, 8-1-00, 11-27-01, 4-14-03, 11-28-04,_____.

62-550.514 Disinfectant Residuals and Disinfection Byproducts Monitoring Requirements.

(1) DISINFECTANT RESIDUALS.

(a) Community or non-transient non-community water systems adding a chemical disinfectant to the water in any part of the drinking water treatment process shall monitor in accordance with 40 CFR 141, subpart L, as adopted and modified under Rule 62-550.821, F.A.C. to determine compliance with the maximum residual disinfectant levels specified in subsection 62-550.310(2), F.A.C. Also, effective _____ [insert the effective date of these rule amendments], consecutive community or consecutive non-transient non-community water systems that do not add chlorine or chloramines but that deliver water that has been treated with chlorine or chloramines shall monitor for chlorine or chloramines in accordance with 40 CFR 141, subpart L, as adopted and modified under Rule 62-550.821, F.A.C., to determine compliance with the maximum residual disinfectant levels specified in subsection 62-550.310(2), F.A.C., for chlorine or chloramines.

(b) No change.

(2) DISINFECTION BYPRODUCTS. Community or non-transient non-community water systems that add ozone or chlorine dioxide shall monitor for bromate or chlorite, respectively, in accordance with 40 CFR 141, Subpart L, as adopted and modified under Rule 62-550.821, F.A.C. Community or non-transient non-community water systems that add a chemical disinfectant to the water in any part of the drinking water treatment process shall monitor for total trihalomethanes (TTHM) and haloacetic acids (five) (HAA5) until the dates in paragraph 62-550.310(3)(d), F.A.C., in accordance with 40 CFR 141, Subpart L, as adopted and modified under Rule 62-550.821, F.A.C. Community or non-transient non-community water systems that add a primary or residual disinfectant other than ultraviolet light or deliver water that has been treated with a primary or residual disinfectant other than ultraviolet light shall monitor for TTHM and HAA5 starting on the dates in paragraph 62-550.310(3)(d), F.A.C., in accordance with 40 CFR 141, Subpart V, as adopted and modified under Rule 62-550.822

~~adding a chemical disinfectant to the water in any part of the drinking water treatment process shall monitor in accordance with 40 CFR 141, subpart L, as adopted and modified under Rule 62-550.821, F.A.C., to determine compliance with the Stage 1 disinfection byproduct maximum contaminant levels specified in subsection 62-550.310(3), F.A.C.~~

Rulemaking Specific Authority 403.853(3), 403.861(9) FS. Law Implemented 403.853(1), (3), (7), 403.861(16), (17) FS. History--New 1-1-93, Amended 7-4-93, Formerly 17-550.514, Amended 2-7-95, 11-27-01, 11-28-04,_____.

62-550.540 Monitoring of Consecutive ~~Public Water~~ Systems.

(1) Consecutive systems shall conduct asbestos monitoring in their distribution systems in accordance with Rule 62-550.511, F.A.C.; shall conduct microbiological monitoring in their distribution systems in accordance with Rule 62-550.518, F.A.C.; shall comply with the lead and copper control requirements in Rule 62-550.800, F.A.C.; shall conduct disinfection byproduct monitoring in accordance with subsection 62-550.514(2) and Rules 62-550.821 and 62-550.822, F.A.C.; shall conduct residual disinfectant monitoring in accordance with subsection 62-550.514(1) and Rule 62-550.821, F.A.C., to determine compliance with the maximum residual disinfectant levels specified in subsection 62-550.310(2), F.A.C.; and shall conduct residual disinfectant monitoring at a remote point in their distribution systems in accordance with subsection 62-555.350(6), F.A.C, to verify that the minimum residual disinfectant concentration required by subsection 62-555.350(6), F.A.C., is being maintained throughout their distribution systems. In accordance with subparagraph 62-550.817(1)(b)2., F.A.C., consecutive systems that receive any finished water originating from a subpart H system shall comply with the distribution system residual disinfectant monitoring requirements in 40 CFR 141.74(c)(3) as adopted in subsection 62-550.817(2), F.A.C. ~~Consecutive systems that add a chemical disinfectant to the water shall conduct residual disinfectant monitoring in accordance with subsection 62-550.514(1) and Rule 62-550.821, F.A.C., and shall conduct disinfection byproduct monitoring in accordance with subsection 62-550.514(2) and Rule 62-550.821, F.A.C.~~

(2) through (5) No change.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.853(1), (3), (7), 403.861(16), (17) FS. History--New 11-19-87, Formerly 17-22.340, Amended 1-18-89, 1-1-93, Formerly 17-550.540, Amended 11-27-01, 10-14-04, 11-28-04,_____.

62-550.550 Certified Laboratories and Analytical Methods for Public Water Systems.

(1) For the purpose of determining compliance with standards and monitoring requirements other than those mentioned in subsection (2) below, samples shall be considered acceptable only if they have been analyzed by a laboratory certified in drinking water by the Department of Health to

perform such drinking water analyses with the exception that measurements for alkalinity, bromide, calcium, chlorite at entrances to distribution systems, orthophosphate, silica, specific ultraviolet absorbance, or total organic carbon may be performed by operators licensed under Chapter 62-602, F.A.C., or by persons under the direct supervision of a licensed operator, and measurements for conductivity, disinfectant residual, pH, temperature, or turbidity may be performed by operators licensed under Chapter 62-602, F.A.C., by persons under the direct supervision of a licensed operator, or by any authorized representative of the Department. Approved analytical methods shall be used and are contained in the July 1, ~~2009~~ ~~2007~~, edition of 40 CFR §§ 141.21, 141.23, 141.24, 141.25, 141.27, 141.74, 141.89, 141.131, and 143.4 and Appendix A to 40 CFR 141, subpart C, and in the Federal Register, Vol. 74 72, Number 147 (47), August 3, 2009 March 12, 2007, pp. 38348-38358 11199-11249, Vol. 69, No. 30, February 13, 2004, pp 7156-7161, and Vol. 69, No. 164, August 25, 2004, pp. 52177—52182, all of which are incorporated herein by reference. Use of an alternative analytical technique requires written permission from the Department and the U.S. Environmental Protection Agency. The use of DPD colorimetric test kits to measure residual chlorine, chloramine, or chlorine dioxide concentration is approved. The use of the Industrial Test Systems (ITS) free chlorine test strips for the determination of free chlorine is approved.

(2) Measurements for residual disinfectant to demonstrate that TTHM and HAA5 samples were taken under normal operating conditions (see subsections 62-550.821(4) and 62-550.822(19), F.A.C.) and measurements for disinfectant residual to determine compliance with the operational requirements in subsection 62-555.350(6), F.A.C., may be performed by any authorized representative of the supplier of water or the Department; but measurements for residual chlorine shall be performed following the appropriate procedures in the Department of Environmental Protection Standard Operating Procedures for Field Activities, DEP-SOP-001/01, as incorporated into Rule 62-160.800, F.A.C., and all other measurements shall be performed using an appropriate method referenced in subsection (1) above. Measurements for alkalinity, dissolved iron, dissolved oxygen, pH, total sulfide, or turbidity to evaluate treatment for control of copper pipe corrosion and black water (see subsection 62-555.315(5), F.A.C.) may be performed by any authorized representative of the construction permit applicant or supplier of water; but measurements for pH and field measurements for dissolved oxygen or turbidity shall be performed following the appropriate procedures in the Department of Environmental Protection Standard Operating Procedures for Field Activities, DEP-SOP-001/01, as incorporated into Rule 62-160.800, F.A.C., and all other measurements shall be performed using an appropriate method referenced in subsection (1) above or in *Standard Methods for the Examination of Water and*

Wastewater as adopted in Rule 62-555.335, F.A.C. Measurements for residual chlorine when taking bacteriological survey or evaluation samples (see paragraphs 62-555.315(6)(b) and (c), F.A.C., and subsection 62-555.340(2), F.A.C.) may be performed by any authorized representative of the permittee, supplier of water, or Department, but shall be performed following the appropriate procedures in the Department of Environmental Protection Standard Operating Procedures for Field Activities, DEP-SOP-001/01, as incorporated into Rule 62-160.800, F.A.C. Daily measurements for fluoride concentration at water treatment plants fluoridating water (see paragraph 62-555.325(3)(a), F.A.C.) may be performed by any authorized representative of the supplier of water but shall be performed using an appropriate method referenced in subsection (1) above. Measurements for disinfectant residual, pH, or temperature to determine compliance with the operational requirements under subsection 62-555.350(5), F.A.C., may be performed by any authorized representative of the supplier of water or Department; but measurements for residual chlorine, temperature, or pH shall be performed following the appropriate procedures in the Department of Environmental Protection Standard Operating Procedures for Field Activities, DEP-SOP-001/01, as incorporated into Rule 62-160.800, F.A.C., and all other measurements shall be performed using an appropriate method referenced in subsection (1) above or in *Standard Methods for the Examination of Water and Wastewater* as adopted in Rule 62-555.335, F.A.C.

(3) through (4) No change.

~~Rulemaking Specific~~ Authority 403.853(3), 403.861(9), FS. Law Implemented 403.853(1), (3), 403.861(16), (17), FS. History—New 11-19-87, Formerly 17-22-350, Amended 1-18-89, 5-7-90, 1-3-91, 1-1-93, 1-26-93, Formerly 17-550.550, Amended 9-7-94, 2-7-95, 8-1-00, 11-27-01, 4-14-03, 11-28-04, 9-18-07, _____.

62-550.720 Recordkeeping.

Suppliers of water shall retain on their premises, or at a convenient location near their premises, the following records:

(1) Records of microbiological analyses and turbidity ~~bacteriological~~ analyses made under this chapter shall be kept for not less than 5 ~~five~~ years. Records of ~~physical,~~ physical, chemical analyses, ~~or~~ and radiological analyses made under any portion of this chapter other than Rule 62-550.800, F.A.C., (including records of chemical analyses to determine compliance with maximum residual disinfectant levels) shall be kept for not less than 10 years. Actual laboratory reports may be kept, or data may be transferred to tabular summaries, provided that the information required in Rule 62-550.730, F.A.C., is included.

(2) through (6) No change.

(7) Unless specified elsewhere in this chapter, copies of monitoring plans developed pursuant to this chapter shall be kept for the same period of time as the records of analyses taken under the monitoring plan are required to be kept under subsection 62-550.720(1), F.A.C.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.861(16) FS. History—New 11-19-87, Formerly 17-22.820, Amended 1-18-89, 1-1-93, 7-4-93, Formerly 17-550.720, Amended 11-27-01, 11-28-04, _____.

62-550.730 Reporting Requirements for Public Water Systems.

Suppliers of water and DOH-certified laboratories shall report as follows:

- (1) through (2) No change.
- (3) Additional Reporting Formats for Disinfectant Residuals, Disinfection Byproducts, and Disinfection Byproduct Precursors and Enhanced Coagulation or Enhanced Softening. See subsections 62-550.821(12) and 62-550.822(18), F.A.C.
- (4) No change.

Rulemaking Specific Authority 403.853(3), 403.861(9) FS. Law Implemented 403.852(12), (13), 403.853(3), 403.861(16), (17) FS. History—New 11-19-87, Formerly 17-22-830, Amended 1-18-89, 1-3-91, 1-1-93, Formerly 17-550.730, Amended 9-7-94, 2-7-95, 12-9-96, 8-1-00, 11-27-01, 4-3-03, 11-28-04, 1-17-05, _____.

62-550.821 Disinfectant Residuals, Disinfection Byproducts, and Disinfection Byproduct Precursors: Stage 1. The requirements contained in the July 1, 2009 2003, edition of 40 CFR 141, subpart L (sections 141.130 through 141.135); and the revisions to 40 CFR 141, subpart L, published on pages 3770 through 3780 of the January 16, 2001, *Federal Register* are adopted and incorporated herein by reference and are enforceable under this rule. The following are clarifications and additions to the requirements in 40 CFR 141, subpart L.

(1) In 40 CFR 141, subpart L, the term “State” shall mean “Department.” Also, references to section 141.2 shall be interpreted to mean Rule 62-550.200, F.A.C.; references to section 141.21 shall be interpreted to mean Rule 62-550.518, F.A.C.; references to section 141.23(k)(1) or 141.89(a) shall be interpreted to mean subsection 62-550.550(1), F.A.C.; references to section 141.31 shall be interpreted to mean subsection 62-550.730(1), F.A.C.; references to section 141.32, 141.32(e)(78), or 141.202 shall be interpreted to mean Rule 62-560.410, F.A.C.; ~~references to section 141.32(e)(78) shall be interpreted to mean subsection 62-560.410(6), F.A.C.;~~ references to section 141.64 or 141.64(a) shall be interpreted to mean subsection paragraph 62-550.310(3)(b), F.A.C.; references to section 141.65 shall be interpreted to mean subsection 62-550.310(2), F.A.C.; references to section 141.74(b)(6)(i) or 141.74(c)(3)(i) shall be interpreted to mean subsection 62-550.817(10) 62-550.560(2), F.A.C.; ~~references to section 141.74(c)(3)(i) shall be interpreted to mean paragraph 62-550.560(3)(d), F.A.C.;~~ references to subpart Q shall be interpreted to mean Part IV of Chapter 62-560, F.A.C.; references to subpart U or V shall be interpreted to mean Rule 62-550.822, F.A.C.; and references to section 142.16(h)(5) shall be interpreted to mean subsection 62-550.821(9), F.A.C.

- (2) through (5) No change.
- (6) 40 CFR 141.132(b)(1)(vi)(~~iv~~) shall be interpreted to mean that, in addition to allowing systems on increased monitoring to return to routine monitoring under 40 CFR 141.132(b)(1)(v)(~~iv~~), the Department shall allow systems on increased monitoring to return to routine monitoring if their TTHM quarterly averages and HAA5 quarterly averages are less than or equal to the MCL for four (4) consecutive quarters.

- (7) through (11) No change.
- (12) This subsection replaces 40 CFR 141.134 and discusses reporting requirements for disinfectant residuals, disinfection byproducts, and disinfection byproduct precursors.
 - (a) through (c) No change.
 - (d) Subpart H systems using conventional filtration treatment shall report a summary of results of measurements for disinfection byproduct precursors and enhanced coagulation or softening ~~shall be submitted~~ in a format including all of the following information:
 - 1. through 3. No change.

(13) through (17) No change.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.0877, 403.852(12), 403.853(1), (3), (7), 403.861(16), (17) FS. History—New 11-27-01, Amended 11-28-04, 1-17-05, _____.

62-550.822 Initial Distribution System Evaluations and Stage 2 Disinfection Byproducts Requirements. The requirements contained in the July 1, 2009, edition of 40 CFR 141, subpart U (sections 141.600 through 141.605), and 40 CFR 141, subpart V (sections 141.620 through 141.629), are adopted and incorporated herein by reference and are enforceable under this rule. The following are clarifications and additions to the requirements in 40 CFR 141, subparts U and V.

(1) In 40 CFR 141, subparts U and V, the term “State” shall mean “Department.” Also, references to section 141.33 shall be interpreted to mean Rule 62-550.720, F.A.C.; references to section 141.64(b)(2) shall be interpreted to mean subsection 62-550.310(3), F.A.C.; references to section 141.131, 141.131(c), 141.132, 141.132(b)(1), 141.132(b)(1)(iii), 141.132(c)(1), 141.132(d), 141.132(f), 141.133(c)(1), or 141.134(c) shall be interpreted to mean the section as adopted and modified in Rule 62-550.821, F.A.C.; and references to subpart L shall be interpreted to mean Rule 62-550.821, F.A.C.

(2) For purposes of schedule determination, compliance dates, and monitoring requirements under 40 CFR 141.600(c)(1), 141.620(c)(1) through (5), 40 CFR 141.621(a)(2), and 40 CFR 141.623(a):

(a) The number of persons served by a wholesale system includes only the number of persons served directly by the wholesale system and not the persons served by the consecutive systems that receive finished water from the wholesale system; and

(b) Consecutive systems that receive any finished water originating from a subpart H system are considered subpart H systems.

(3) This subsection replaces 40 CFR 141.600(c)(2) and 40 CFR 141.620(c)(8). Emergency-only interconnections between wholesale systems and consecutive systems shall not be considered interconnections between systems for the purpose of the combined distribution system definition in subsection 62-550.200(11), F.A.C. All other interconnections shall be used to determine whether systems meet the combined distribution system definition in subsection 62-550.200(11), F.A.C.

(4) Under 40 CFR 141.601(c)(1) and 40 CFR 141.602(b)(1), the Department shall accept TTHM and HAA5 analytical results from subpart L compliance monitoring, standard monitoring, or system specific monitoring in any tabular or spreadsheet format.

(5) Under 40 CFR 141.602(a)(1)(ii)(F), the Department shall not reject any data or approve any monitoring schedule to replace rejected data.

(6) This subsection replaces 40 CFR 141.602(a)(2)(iii). If a system submits a model that does not fully meet the requirements under 40 CFR 141.602(a)(2), the system must correct the deficiencies so that the model fully meets the requirements under 40 CFR 141.602(a)(2) of this section. If the system fails to correct the deficiencies it must conduct standard monitoring under 40 CFR 141.601.

(7) Under 40 CFR 141.603(b)(2), the Department shall not require systems to submit any distribution system schematics or recommended subpart V compliance monitoring locations in addition to their 40/30 certifications.

(8) Under 40 CFR 141.603(b)(3), the Department shall not require systems meeting the criteria of 40 CFR 141.603(a) to conduct standard monitoring under 40 CFR 141.601 or a system specific study under 40 CFR 141.602.

(9) Under 40 CFR 141.605(b), systems shall use the number and type of monitoring locations specified in the table in 40 CFR 141.605(b) as their subpart V routine compliance monitoring locations. The Department shall not require different or additional locations.

(10) This subsection replaces 40 CFR 141.605(d). Systems shall not recommend locations other than those specified in 40 CFR 141.605(c).

(11) Under 40 CFR 141.605(e), the Department approves subpart V monitoring during any month in the third quarter of the calendar year as the equivalent of monitoring during the peak historical month for TTHM and HAA5 concentration.

(12) Footnote 1 to the table in 40 CFR 141.620(c) shall be interpreted to mean that, upon written request submitted to the Department before the compliance date established in the table, with documentation of the time needed to install capital improvements, and with documentation that the improvements

will aid in complying with MCL and operational evaluation levels, the Department shall grant the system the additional time needed up to an additional 24 months.

(13) Subpart V monitoring plans required under 40 CFR 141.622(a)(1) shall be prepared in a format containing all the following information:

(a) A cover page identifying the system and providing relevant general information, including:

1. The system name and PWS identification number;

2. A contact person and phone number;

3. The system type (community or non-transient non-community);

4. The number and type of water sources and water treatment plants; and

5. The population served by the system not including the population served by any consecutive systems that receive water from the system.

(b) Monitoring locations.

(c) Monitoring dates.

(d) Compliance calculation procedures.

(14) Under 40 CFR 141.622(b), all subpart H systems shall submit a copy of their monitoring plan to the appropriate Department of Environmental Protection District Office or appropriate Approved County Health Department prior to the date the system conducts its initial monitoring under 40 CFR 141, subpart V. All other systems shall make their monitoring plan available for review during sanitary surveys conducted by the Department and shall submit the monitoring plan if requested by the Department.

(15) This subsection replaces 40 CFR 141.622(c).

(a) Systems shall modify their 40 CFR 141, subpart V, monitoring plan to reflect any of the following system changes if the change is expected to impact relative DBP levels in the distribution system:

1. Addition or removal of a water source.

2. Addition or removal of a booster disinfection station.

3. Addition or removal of a finished water storage tank.

4. Addition of a new water service area.

5. Change to the primary or residual disinfectant site or type.

(b) Systems that modify their 40 CFR 141, subpart V, monitoring plan shall do the following:

1. Ensure the modified plan replaces existing compliance monitoring locations that have the lowest LRAA with new locations that reflect the current distribution system locations where TTHM or HAA5 levels are expected to be high.

2. Ensure the modified plan includes an equal number of highest TTHM locations and highest HAA5 locations and includes the total number of monitoring locations specified in the table in 40 CFR 141.621(a)(2).

3. Provide rationale for each new highest TTHM location in the modified plan and ensure the location meets at least one of the following characteristics:

a. Location is near the ends of the distribution system, at or before the last group of customers.

b. Location is in a mixing zone where water from different sources combines within the distribution system.

c. Location is hydraulically downstream of finished water storage facilities, especially those with a common inlet and outlet, and booster disinfection.

d. Location is in a hydraulic dead-end where flow of water is low or stagnant.

4. Provide rationale for each new highest HAA5 location in the modified plan and ensure the location meets at least one of the following characteristics:

a. Location is in areas with low but existing disinfectant residual (generally, disinfectant residual levels should be consistently above 0.2 mg/L for free chlorine or 0.6 mg/L for combined chlorine).

b. Location is near the end of the distribution system, at or before the last group of customers.

c. Location is in a mixing zone where water from different sources combines within the distribution system.

d. Location is downstream of finished water storage facilities and booster disinfection.

e. Location is prior to the last fire hydrant.

5. Ensure sample locations provide geographic and hydraulic representation.

(c) Systems that modify their 40 CFR 141, subpart V, monitoring plan shall submit a copy of the modified plan to the appropriate Department of Environmental Protection District Office or Approved County Health Department prior to monitoring in accordance with the modified plan.

(16) 40 CFR 141.623(d) shall be disregarded. The Department shall return a system from reduced to routine monitoring only if the system is required to return to routine monitoring under 40 CFR 141.623(c).

(17) Under 40 CFR 141.626(b)(2)(i) and (ii), the Department shall approve in writing a system's written request to limit the scope of its operational evaluation if the request identifies the cause of the operational evaluation level exceedance. The report of limited scope need not examine any of the items in 40 CFR 141.626(b)(2) that do not relate to the identified cause of the operational evaluation level exceedance.

(18) This subsection replaces 40 CFR 141.629(a) and discusses reporting requirements for subpart V TTHM and HAA5 monitoring.

(a) Systems and laboratories shall report results, with sampling locations, of required TTHM and HAA5 analyses conducted by certified laboratories, in accordance with subsections 62-550.730(1) and (2), F.A.C. In addition, systems described in paragraphs (b) and (c) below shall report the

summary information described in paragraphs (b) and (c). Systems required to report under paragraphs (b) or (c) below shall report to the appropriate Department of Environmental Protection District Office or Approved County Health Department within ten days after the end of each quarter in which samples were collected.

(b) Subpart H systems serving 500 or more persons and systems using only ground water not under the direct influence of surface water and serving 10,000 or more persons shall report a summary of results of analyses for TTHM and HAA5 in a format including all of the following information:

1. The system name and PWS identification number.

2. A contact person and phone number, and

3. The information listed in 40 CFR 141.629(a)(1) and (2).

(c) Subpart H systems serving less than 500 persons and seeking to qualify for, or remain on, reduced TTHM/HAA5 monitoring shall report a summary of TOC information in a format including all of the following information:

1. The system name and PWS identification number.

2. A contact person and phone number, and

3. The information required by 40 CFR 141.629(a)(2).

(d) For systems that are not subject to paragraph 62-550.822(18)(b), F.A.C., the Department shall perform calculations to determine whether MCLs or operational evaluation levels were exceeded.

(19) Systems shall take all TTHM and HAA5 samples required by 40 CFR 141, subpart V, during normal operating conditions.

(a) Systems shall demonstrate that TTHM and HAA5 samples were taken during normal operating conditions by measuring, and reporting with the results of samples for TTHM and HAA5, the residual disinfectant level at the same points where, and same times when, TTHM and HAA5 samples are taken. These measurements may be performed by any authorized representative of the supplier of water or Department; but measurements for residual chlorine shall be performed following the appropriate procedures in the Department of Environmental Protection Standard Operating Procedures for Field Activities, DEP-SOP-001/01, as incorporated into Rule 62-160.800, F.A.C., and all other measurements shall be performed using an appropriate method referenced in subsection 62-550.550(1), F.A.C. These measurements shall not be used for determining compliance with the MRDL.

(b) Systems using distribution system flushing as a means to reduce water residence time in their distribution system and manage TTHM and HAA5 levels shall, to the extent possible, take TTHM and HAA5 samples during the middle third of the time period between flushing events.

Rulemaking Authority 403.861(9) FS. Law Implemented 403.852(12), 403.853(1), (3), (7), 403.861(16), (17) FS. History—New

62-550.824 Consumer Confidence Reports.

These rules are intended to implement the Primary and Secondary Drinking Water Regulations that require community water systems to prepare and provide to their customers annual consumer confidence reports (CCRs) on the quality of the water delivered by the systems. In addition to the requirements of this rule, the requirements contained in the July 1, 2009, edition of 40 CFR, Subpart O (sections 151 through 155) and Appendix A to 40 CFR 141, Subpart O following regulations are adopted and incorporated herein by reference and are enforceable under this rule: ~~the July 1, 2002, edition of 40 CFR 141, Subpart O, sections 151 through 155, and Appendix A to 40 CFR 141, Subpart O; revisions to Subpart O on pages 70855 through 70857 of the November 27, 2002, Federal Register; and revisions to Subpart O on pages 73011-74047 of the December 9, 2002, Federal Register.~~ Additional information may be obtained from the USEPA's guidance

manuals *Preparing Your Drinking Water Consumer Confidence Report – Revised Guidance for Water Suppliers*, EPA 816-R-01-003, January 2001, and *Revised State Implementation Guidance for the Consumer Confidence Report (CCR) Rule*, Appendix F, EPA 816-R-01-002, January 2001, which are incorporated herein by reference.

(1) through (3) No change.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.853(3), (4), 403.861(9) FS. History—New 9-22-99, Amended 8-1-00, 11-27-01, 4-10-03,_____.

TABLE 3: [insert the effective date of these rule amendments]

~~STAGE 1~~ MAXIMUM CONTAMINANT LEVELS FOR DISINFECTION BYPRODUCTS

FEDERAL CONTAMINANT ID NUMBER	CONTAMINANT	MCL (mg/L)
2950	Total Trihalomethanes (TTHM)	0.080 <u>with compliance determined based on the RAA for the system¹</u> 0.080 <u>with compliance determined based on the LRAA at each monitoring location²</u>
2456	Haloacetic Acids (Five) (HAA5)	0.060 <u>with compliance determined based on the RAA for the system¹</u> 0.060 <u>with compliance determined based on the LRAA at each monitoring location²</u>
1011	Bromate	0.010
1009	Chlorite	1.0

¹ For further details regarding compliance determinations, see 40 CFR 141.133(b)(1), which is incorporated by reference in Rule 62-550.821, F.A.C.

² For further details regarding compliance determinations, see 40 CFR 141.620(c)(7) and (d), which are incorporated by reference in Rule 62-550.822, F.A.C.

RAA = running annual average;

LRAA = locational running annual average.

TABLE 7: MONITORING FREQUENCIES AND LOCATIONS:

[insert the effective date of these rule amendments]

Abbreviations Used: MCL = maximum contaminant level; mg/L = milligrams per liter;-

CONTAMINANT OR DISINFECTANT RESIDUAL GROUP	APPLICABILITY	INITIAL OR ROUTINE MONITORING		TRIGGER THAT INCREASES MONITORING	INCREASED MONITORING		TRIGGER THAT REDUCES MONITORING	REDUCED MONITORING		MONITORING LOCATION(S)
		GWSs SYSTEMS	SUBPART H SYSTEMS		GWSs SYSTEMS	SUBPART H SYSTEMS		GWSs SYSTEMS	SUBPART H SYSTEMS	
ASBESTOS RULE 62-550.511	CWSs, NTNCWSs	1 SAMPLE EVERY 9 YEARS		SAMPLE > MCL	1 SAMPLE QUARTERLY		SYSTEM NOT SUSCEPTIBLE	NO SAMPLING REQUIRED		NOTE 1
NITRATE & NITRITE RULES 62-550.500(5) & 62-550.512	CWSs, NTNCWSs	1 SAMPLE ANNUALLY	1 SAMPLE QUARTERLY	GWSs WITH SAMPLE ≥ 50% OF MCL	1 SAMPLE QUARTERLY		SUBPART H SYS. WITH EACH OF 4 MOST RECENT QUARTERLY SAMPLES < 50% OF MCL	---	1 SAMPLE ANNUALLY DURING QUARTER WITH HIGHEST RESULT	EVERY ENTRY POINT TO DIST. SYS. DURING NORMAL OPERATING CONDITIONS
	TWSs	1 SAMPLE ANNUALLY		NITRATE SAMPLE > MCL OR NITRITE SAMPLE ≥ 50% OF MCL	1 SAMPLE QUARTERLY		---	---		
INORGANICS RULES 62-550.500(5) & 62-550.513	CWSs, NTNCWSs	1 SAMPLE EVERY 3 YEARS	1 SAMPLE ANNUALLY	SAMPLE > MCL	1 SAMPLE QUARTERLY		4 FOUR CONSECUTIVE QUARTERS < MCL	SEE ROUTINE MONITORING		EVERY ENTRY POINT TO DIST. SYS. DURING NORMAL OPERATING CONDITIONS

CHLORINE & CHLORAMINES RULES 62-550.514(1) & 62-550.821	CWSs/NTNCWSs ADDING OR DELIVERING WATER THAT HAS BEEN TREATED WITH CHLORINE OR CHLORAMINES	MULTIPLE SAMPLES MONTHLY; SEE NOTE 2		---	---	---	---	---	NOTE 2
CHLORINE DIOXIDE RULES 62-550.514(1) & 62-550.821	CWSs/NTNCWSs/ TWSs ADDING CHLORINE DIOXIDE	1 SAMPLE DAILY		SAMPLE > MCL	ADDITIONAL 3-SAMPLE SET THE FOLLOWING DAY		---	---	NOTE 3
TOTAL TRIHALOMETHANES & HALOACETIC ACIDS (FIVE) - STAGE 1 MCLs STAGE 1 MCLs RULES 62-550.514(2) & 62-550.821	CWSs/NTNCWSs ADDING A DISINFECTANT & SERVING ≥ 10,000 PERSONS	1 SAMPLE PER TREATMENT PLANT QUARTERLY	4 SAMPLES PER TREATMENT PLANT QUARTERLY	---	---	GWS sys WITH ANNUAL AVG TTHM & HAA5 ≤ 50% OF MCL; SUBPART H SYS. WITH ANNUAL AVG SOURCE-WATER TOC ≤ 4.0 MG/L & ANNUAL AVG TTHM & HAA5 ≤ 50% OF MCL	1 SAMPLE PER TREATMENT PLANT ANNUALLY DURING MONTH OF WARMEST WATER TEMP.	1 SAMPLE PER TREATMENT PLANT QUARTERLY	NOTE 4
	CWSs/NTNCWSs ADDING A DISINFECTANT & SERVING 500 to 9,999 PERSONS	1 SAMPLE PER TREATMENT PLANT ANNUALLY DURING MONTH OF WARMEST WATER TEMP.	1 SAMPLE PER TREATMENT PLANT QUARTERLY	GWS sys WITH AVG. OF ANNUAL SAMPLES > MCL	1 SAMPLE PER TREATMENT PLANT QUARTERLY	---	GWS sys WITH ANNUAL AVG TTHM & HAA5 ≤ 50% OF MCL FOR 2 CONSECUTIVE YEARS OR ≤ 25% OF MCL FOR 1 YEAR; SUBPART H SYS. WITH ANNUAL AVG SOURCE-WATER TOC ≤ 4.0 MG/L & ANNUAL AVG TTHM & HAA5 ≤ 50% OF MCL	1 SAMPLE PER TREATMENT PLANT ANNUALLY DURING MONTH OF WARMEST WATER TEMP.	
	CWSs/NTNCWSs ADDING A DISINFECTANT & SERVING < 500 PERSONS	1 SAMPLE PER TREATMENT PLANT ANNUALLY DURING MONTH OF WARMEST WATER TEMP.	AVG. OF ANNUAL SAMPLES > MCL	1 SAMPLE PER TREATMENT PLANT QUARTERLY	GWS sys WITH ANNUAL AVG TTHM & HAA5 ≤ 50% OF MCL FOR 2 CONSECUTIVE YEARS OR ≤ 25% OF MCL FOR 1 YEAR	---	---		
TOTAL TRIHALOMETHANES & HALOACETIC ACIDS (FIVE) - STAGE 2 MCLs RULES 62-550.514(2) & 62-550.822	CWSs/NTNCWSs USING A PRIMARY OR RESIDUAL DISINFECTANT OTHER THAN UV LIGHT OR DELIVERING WATER THAT HAS BEEN TREATED WITH A PRIMARY OR RESIDUAL DISINFECTANT OTHER THAN UV LIGHT	POPULATION BASED - REFER TO 40 CFR 141.621(a)(2)		MONITORING ANNUALLY OR LESS FREQUENTLY & TTHM SAMPLE > 0.080 MG/L OR HAA5 SAMPLE > 0.060 MG/L AT ANY LOCATION	DUAL SAMPLE SETS QUARTERLY AT ALL LOCATIONS		GWS WITH LRAA TTHM & HAA5 50% OF MCL AT ALL MONITORING LOCATIONS; SUBPART H SYS. WITH ANNUAL AVG SOURCE-WATER TOC 4.0 MG/L & LRAA TTHM & HAA5 50% OF MCL AT ALL MONITORING LOCATIONS	POPULATION BASED - REFER TO 40 CFR 141.623(a)	HIGHEST TTHM LOCATIONS & HIGHEST HAA5 LOCATIONS IN ACCORDANCE WITH 40 CFR 141 SUBPART V MONITORING PLAN
CHLORITE - STAGE 1 MCL RULES 62-550.514(2) & 62-550.821	CWSs/NTNCWSs ADDING CHLORINE DIOXIDE	1 SAMPLE DAILY		SAMPLE > MCL	ADDITIONAL 3-SAMPLE SET THE FOLLOWING DAY		---	---	NOTE 5
		3-SAMPLE SET MONTHLY		---	---	---	NO INDIVIDUAL ENTRY-POINT OR DIST. SYS. SAMPLE > MCL FOR 1 YEAR	3-SAMPLE SET QUARTERLY	---
BROMATE - STAGE 1 MCL RULES 62-550.514(2)(b) & 62-550.821	CWSs/NTNCWSs ADDING OZONE	1 SAMPLE PER TREATMENT PLANT MONTHLY		---	---	ANNUAL AVG BROMATE 0.0025 MG/L BASED ON MONTHLY MEASUREMENT ≤ ANNUAL AVG SOURCE-WATER BROMIDE - 0.05 MG/L BASED UPON MONTHLY MEASUREMENT	1 SAMPLE PER TREATMENT PLANT QUARTERLY	ENTRANCE TO DIST. SYS. UNDER NORMAL OPERATING CONDITIONS	

VOLATILE ORGANICS RULES 62-550.500(5) & 62-550.515	CWSs, NTNCWSs	4 CONSECUTIVE QUARTERLY SAMPLES EVERY 3 YEARS OR, IF AUTHORIZED, 1 SAMPLE ANNUALLY; SEE NOTE 6	DETECTION OF ANY VOC AT > 0.0005 MG/L	1 SAMPLE QUARTERLY	GWS SYS. WITH NO DETECTION OF ANY VOC DURING 3 YEARS OF ANNUAL SAMPLING	1 SAMPLE EVERY 3 YEARS	---	NOTE 7
SYNTHETIC ORGANICS RULES 62-550.500(5) & 62-550.516	CWSs/NTNCWSs SERVING > 3,300 PERSONS	4 CONSECUTIVE QUARTERLY SAMPLES EVERY 3 YEARS	DETECTION OF ANY SOC	1 SAMPLE QUARTERLY	NO DETECTION OF ANY SOC DURING INITIAL COMPLIANCE PERIOD	2 QUARTERLY SAMPLES IN THE SAME YEAR EVERY 3 YEARS		NOTE 7
	CWSs/NTNCWSs SERVING ≤ 3,300 PERSONS					1 SAMPLE EVERY 3 YEARS		
MICROBIOLOGICAL CONTAMINANTS RULE 62-550.518	CWSs, NTNCWSs, TWSs SERVING > 1,000 PERSONS	MULTIPLE SAMPLES MONTHLY; SEE NOTE 8	TOTAL COLIFORM POSITIVE SAMPLE	NOTE 9	---	---	---	SITES REFLECTING WATER THROUGHOUT DIST. SYS.
	TWSs SERVING ≤ 1,000 PERSONS	2 SAMPLES QUARTERLY						
SECONDARY CONTAMINANTS RULES 62-550.500(5) & 62-550.520	CWSs	1 SAMPLE EVERY 3 YEARS	---	---	---	---	---	EVERY ENTRY POINT TO DIST. SYS. DURING NORMAL OPERATING CONDITIONS
GROSS ALPHA, RADIUM-226, RADIUM-228, & URANIUM RULE 62-550.519(1)	CWSs	INITIAL MONITORING IS 4 CONSECUTIVE QUARTERLY SAMPLES; ROUTINE MONITORING IS 1 SAMPLE EVERY 3 YEARS; SEE NOTE 10	SAMPLE > MCL OR IF MONITORING ONCE EVERY 6 YEARS, A SAMPLE RESULT > 1/2 MCL OR IF MONITORING ONCE EVERY 9 YEARS, A SAMPLE RESULT DETECTION LIMIT	1 SAMPLE QUARTERLY WHEN PREVIOUS SAMPLE RESULT IS > MCL OR IF SAMPLING EVERY 9 YEARS AND THE SAMPLE IS ≤ MCL BUT > 1/2 MCL, SAMPLE EVERY 6 YEARS; OR IF SAMPLE IS DETECTION LIMIT BUT ≤ 1/2 MCL OR IF SAMPLING EVERY 6 YEARS AND THE SAMPLE IS > 1/2 MCL BUT ≤ MCL, SAMPLE EVERY 3 YEARS	AVERAGE OF INITIAL MONITORING SAMPLES OR LAST REDUCED MONITORING SAMPLE < DETECTION LIMIT	1 SAMPLE EVERY 9 YEARS		EVERY ENTRY POINT TO DIST. SYS. DURING NORMAL OPERATING CONDITIONS
						DETECTION LIMIT ≤ AVERAGE OF INITIAL MONITORING SAMPLES OR LAST REDUCED MONITORING SAMPLE ≤ 1/2 MCL	1 SAMPLE EVERY 6 YEARS	
BETA PARTICLE & PHOTON RADIOACTIVITY RULE 62-550.519(2)	CWSs DESIGNATED AS VULNERABLE	1 SAMPLE QUARTERLY FOR GROSS BETA & 1 SAMPLE ANNUALLY FOR TRITIUM & STRONTIUM-90	SAMPLE > MCL	1 SAMPLE MONTHLY FOR GROSS BETA, TRITIUM, & STRONTIUM-90	ANNUAL AVERAGE OF GROSS BETA MINUS POTASSIUM-40 ≤ 50 pCi/L	1 SAMPLE EVERY 3 YEARS FOR GROSS BETA, TRITIUM, & STRONTIUM-90		EVERY ENTRY POINT TO DIST. SYS. DURING NORMAL OPERATING CONDITIONS
	CWSs DESIGNATED AS UTILIZING WATERS CONTAMINATED BY EFFLUENTS FROM NUCLEAR FACILITIES	QUARTERLY FOR GROSS BETA & IODINE-131 & ANNUALLY FOR TRITIUM & STRONTIUM-90; SEE NOTE 11	QUARTERLY RESULT FOR GROSS BETA OR IODINE-131 > MCL; ANNUAL RESULT FOR TRITIUM OR STRONTIUM-90 > MCL	MONTHLY FOR GROSS BETA, IODINE-131, TRITIUM, & STRONTIUM-90	ANNUAL AVERAGE OF GROSS BETA MINUS POTASSIUM-40 ≤ 15 pCi/L	EVERY 3 YEARS FOR GROSS BETA, IODINE-131, TRITIUM, & STRONTIUM-90		

Abbreviations used:

CWSs = community water systems;
 GWSs SYSTEMS = ground water systems;
 HAA5 = haloacetic acids (five);
 MCL = maximum contaminant level;

SOC = synthetic organic contaminant;
 TOC = total organic carbon;
 TTHM = total trihalomethanes;
 TWSs = transient non-community water systems;
 UV = ultraviolet;
 VOC = volatile organic contaminant

MG/L = milligrams per liter;
 NTNCWSs = non-transient non-community water systems;
 pCi/L = picocuries per liter

NOTE 1: Systems susceptible to asbestos contamination due solely to corrosion of asbestos-cement pipe shall sample at a tap served by asbestos-cement pipe and under conditions where asbestos contamination is most likely to occur. Systems susceptible to asbestos contamination due solely to source water shall monitor at every entry point to the distribution system during normal operating conditions. Systems susceptible to asbestos contamination due to both source water

and corrosion of asbestos-cement pipe shall sample at a tap served by asbestos-cement pipe and under conditions where asbestos contamination is most likely to occur.

NOTE 2: Systems shall measure the residual disinfectant level at the same locations in the distribution system where, and at the same time when, total coliforms are sampled.

NOTE 3: Systems shall take routine daily samples at the entrance to the distribution system. Systems shall take additional three-sample sets in the distribution system at the following locations:

(a) If chloramines are used to maintain a disinfectant residual in the distribution system, or if chlorine is used to maintain a disinfectant residual in the distribution system and there are no disinfectant addition disinfection points after the entrance to the distribution system (i.e., no booster chlorination), the system shall take three samples as close to the first customer as possible at intervals of at least six hours.

(b) If chlorine is used to maintain a disinfectant residual in the distribution system and there are one or more disinfectant addition points after the entrance to the distribution system (i.e., booster chlorination), the system shall take one sample at each of the following locations: as close to the first customer as possible, in a location representative of average residence time, and as close to the end of the distribution system as possible.

NOTE 4: Systems taking one sample shall take the sample at a location reflecting maximum residence time in the distribution system. Systems taking more than one sample shall take at least 25% of the samples at locations representing maximum residence time of the water in the distribution system and shall take the remaining samples at locations representing at least average residence time in the distribution system and representing the entire distribution system, taking into account number of persons served, different sources of water, and different treatment methods.

NOTE 5: Systems shall take routine daily samples at the entrance to the distribution system. Systems shall take routine monthly or additional three-set samples in the distribution system; each three-set sample shall consist of one sample at each of the following locations: a location as close to the first customer as possible, a location representative of average residence time, and a location reflecting maximum residence time in the distribution system.

NOTE 6: For initial base point monitoring, systems shall take four consecutive quarterly samples during the first three-year compliance period. If a system does not detect any VOC, it shall take one sample annually beginning with the next three-year compliance period.

NOTE 7: During the first quarter of initial base point monitoring, GWSs ~~systems~~ shall take a minimum of one sample that is representative of each well. Under all other circumstances, systems shall sample at every entry point to the distribution system during normal operating conditions.

NOTE 8: The minimum number of samples shall be as set forth in subsection 62-550.518(2), F.A.C.

NOTE 9: Systems shall conduct repeat monitoring in accordance with subsection 62-550.518(7), F.A.C., and systems that routinely collect fewer than five samples per month shall collect at least five samples during the next month the system provides water to the public.

NOTE 10: The Department shall waive the final two quarters of initial monitoring for a sampling point if the results of the samples from the previous two quarters are below the regulatory detection limit. Additionally, under the conditions described in paragraph 62-550.519(1)(c), F.A.C., historical data may be used to satisfy initial monitoring requirements. ~~Systems shall take one sample quarterly if an MCL is exceeded.~~

NOTE 11: Quarterly monitoring for gross beta shall be based on the analysis of monthly samples or the analysis of a composite of three monthly samples. For iodine-131, a composite of five consecutive daily samples shall be analyzed once each quarter. Annual monitoring for tritium and strontium-90 shall be conducted by means of the analysis of a composite of four consecutive quarterly samples or analysis of four quarterly samples.

TABLE 8: INITIAL OR ROUTINE MONITORING SCHEDULE					
REFERENCE SUBSECTION 62-550.500(3): [insert the effective date of these rule amendments]					
Under initial or routine monitoring, public water systems shall take required samples during the time period specified below.					
CONTAMINANT OR RESIDUAL GROUP	OR DISINFECTANT	COMMUNITY WATER SYSTEMS SERVING MORE THAN 3,300 PEOPLE	COMMUNITY WATER SYSTEMS SERVING 3,300 OR FEWER PEOPLE	NON-TRANSIENT NON-COMMUNITY WATER SYSTEMS	TRANSIENT NON-COMMUNITY WATER SYSTEMS
ASBESTOS RULES 62-550.500(3) & 62-550.511		FIRST YEAR OF EACH NINE-YEAR COMPLIANCE CYCLE	SECOND YEAR OF EACH NINE-YEAR COMPLIANCE CYCLE	THIRD YEAR OF EACH NINE-YEAR COMPLIANCE CYCLE	NOT REQUIRED
NITRATES AND NITRITES RULES 62-550.500(3) & 62-550.512	GROUND WATER SYSTEMS	ANNUALLY			
	SUBPART H SYSTEMS	QUARTERLY			ANNUALLY
INORGANICS RULES 62-550.500(3) & 62-550.513	GROUND WATER SYSTEMS	FIRST YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	SECOND YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	THIRD YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	NOT REQUIRED
	SUBPART H SYSTEMS	ANNUALLY			NOT REQUIRED
CHLORINE & CHLORAMINES RULES 62-550.514(1) & 62-550.821		MONTHLY FOR SYSTEMS ADDING OR DELIVERING WATER TREATED WITH CHLORINE OR CHLORAMINES			NOT REQUIRED
CHLORINE DIOXIDE RULES 62-550.514(1) & 62-550.821		DAILY FOR SYSTEMS ADDING CHLORINE DIOXIDE			
TOTAL TRIHALOMETHANES & HALOACETIC ACIDS (FIVE) - STAGE 1 MCLs STAGE 1 MCLs RULES 62-550.500(3), 550.514(2), & 62-550.821	GROUND WATER SYSTEMS	QUARTERLY FOR SYSTEMS ADDING A DISINFECTANT & SERVING ≥ 10,000 PEOPLE & ANNUALLY DURING MONTH OF WARMEST WATER TEMPERATURE FOR SYSTEMS ADDING A DISINFECTANT & SERVING < 10,000 PEOPLE	ANNUALLY DURING MONTH OF WARMEST WATER TEMPERATURE FOR SYSTEMS ADDING A DISINFECTANT	QUARTERLY FOR SYSTEMS ADDING A DISINFECTANT & SERVING ≥ 10,000 PEOPLE & ANNUALLY DURING MONTH OF WARMEST WATER TEMPERATURE FOR SYSTEMS ADDING A DISINFECTANT & SERVING < 10,000 PEOPLE	NOT REQUIRED
	SUBPART H SYSTEMS	QUARTERLY FOR SYSTEMS ADDING A DISINFECTANT	QUARTERLY FOR SYSTEMS ADDING A DISINFECTANT & SERVING ≥ 500 PEOPLE & ANNUALLY DURING MONTH OF WARMEST WATER TEMPERATURE FOR SYSTEMS ADDING A DISINFECTANT & SERVING < 500 PEOPLE		NOT REQUIRED

TOTAL TRIHALOMETHANES & HALOACETIC ACIDS (FIVE) - STAGE 2 MCLs RULES 62-550.500(3), 62-550.514(2), & 62-550.822	GROUND WATER SYSTEMS	QUARTERLY FOR SYSTEMS SERVING 10,000 PEOPLE; ANNUALLY DURING MONTH OF HIGHEST DBP CONCENTRATIONS FOR SYSTEMS SERVING < 10,000 PEOPLE	ANNUALLY DURING MONTH OF HIGHEST DBP CONCENTRATIONS	QUARTERLY FOR SYSTEMS SERVING 10,000 PEOPLE; ANNUALLY DURING MONTH OF HIGHEST DBP CONCENTRATIONS FOR SYSTEMS SERVING < 10,000 PEOPLE	NOT REQUIRED
	SUBPART H SYSTEMS	QUARTERLY	QUARTERLY FOR SYSTEMS SERVING 500 PEOPLE; ANNUALLY DURING MONTH OF HIGHEST DBP CONCENTRATIONS FOR SYSTEMS SERVING < 500 PEOPLE		
CHLORITE - STAGE 1 MCL RULES 62-550.514(2) & 62-550.821		DAILY AT ENTRANCE TO DISTRIBUTION SYSTEM & MONTHLY IN DISTRIBUTION SYSTEM FOR SYSTEMS ADDING CHLORINE DIOXIDE			NOT REQUIRED
BROMATE - STAGE 1 MCL RULES 62-550.514(2) & 62-550.821		MONTHLY FOR SYSTEMS ADDING OZONE			NOT REQUIRED
VOLATILE ORGANICS RULES 62-550.500(3) & 62-550.515		QUARTERLY OR, IF AUTHORIZED, ANNUALLY DURING THE FIRST YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	QUARTERLY OR, IF AUTHORIZED, ANNUALLY DURING THE SECOND YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	QUARTERLY OR, IF AUTHORIZED, ANNUALLY DURING THE THIRD YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	NOT REQUIRED
SYNTHETIC ORGANICS RULES 62-550.500(3) & 62-550.516		QUARTERLY DURING THE FIRST YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD— UNLESS REDUCED MONITORING IS AUTHORIZED	QUARTERLY DURING THE SECOND YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD— UNLESS REDUCED MONITORING IS AUTHORIZED	QUARTERLY DURING THE THIRD YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD UNLESS REDUCED MONITORING IS AUTHORIZED	NOT REQUIRED
MICROBIOLOGICAL CONTAMINANTS RULES 62-550.500(3) & 62-550.518	GROUND WATER SYSTEMS	MONTHLY			MONTHLY FOR SYSTEMS SERVING > 1,000 PEOPLE & QUARTERLY FOR SYSTEMS SERVING ≤ 1,000 PEOPLE
	SUBPART H SYSTEMS	MONTHLY			
GROSS ALPHA, RADIUM-226, RADIUM-228 & URANIUM RULES 62-550.500(3) & 62-550.519		ROUTINE MONITORING OCCURS DURING FIRST YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD UNLESS REDUCED MONITORING IS APPROVED	ROUTINE MONITORING OCCURS DURING SECOND YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD UNLESS REDUCED MONITORING IS APPROVED	NOT REQUIRED	NOT REQUIRED
BETA PARTICLE & PHOTON RADIOACTIVITY RULES 62-550.500(3) & 62-550.519		QUARTERLY/ANNUALLY FOR SYSTEMS DESIGNATED AS VULNERABLE OR UTILIZING WATERS CONTAMINATED BY EFFLUENTS FROM NUCLEAR FACILITIES		NOT REQUIRED	NOT REQUIRED
SECONDARY CONTAMINANTS RULES 62-550.500(3) & 62-550.520		FIRST YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	SECOND YEAR OF EACH THREE-YEAR COMPLIANCE PERIOD	NOT REQUIRED	NOT REQUIRED

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-560.400
 RULE TITLE: Scope of Drinking Water Public Notification Rules

PURPOSE, EFFECT AND SUMMARY: The Department is adopting the federal Stage 2 Disinfectants and Disinfection Byproducts Rule (Stage 2 D/DBPR), including revisions to Appendix B to Subpart Q of 40 CFR 141, “Standard Health Effects Language for Public Notification,” and including revisions to best available technology for disinfection byproducts. Rule 62-560.400, F.A.C., is being amended to adopt and incorporate the latest version of Appendix B to Subpart Q of 40 CFR 141, “Standard Health Effects Language for Public Notification.” Table 2 in Chapter 62-560, F.A.C., is being amended to incorporate the Stage 2 D/DBPR revisions to best available technology for disinfection byproducts.

RULEMAKING AUTHORITY: 403.861(9) FS.

LAW IMPLEMENTED: 403.857 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Virginia Harmon, Drinking Water Section, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 3520, Tallahassee, Florida 32399, Virginia.Harmon@dep.state.fl.us. SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE

DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-560.400 Scope of Drinking Water Public Notification Rules.

The following sections set forth the requirements that a supplier of water shall meet when public notification is required. In addition to the requirements described in this part, Appendix B to Subpart Q of 40 CFR 141, “Standard Health Effects Language for Public Notification,” July 1, ~~2009~~ 2002, is adopted and incorporated herein by reference and is available from the Department of Environmental Protection, Drinking Water Section (MS 3520), 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

Rulemaking Specific Authority 403.861(9) FS. Law Implemented 403.857 FS. History—New 1-18-89, Amended 1-3-91, 1-1-93, Formerly 17-560.400, Amended 9-7-94, 11-27-01, 1-17-05, _____.

TABLE 2: [insert the effective date of these rule amendments]

BEST AVAILABLE TECHNOLOGY FOR DISINFECTION BYPRODUCTS	
CONTAMINANT	BEST AVAILABLE TECHNOLOGY
Total Trihalomethanes and Haloacetic Acids (five)	<p>For compliance with the Stage 1 MCLs and 40 CFR 141, subpart L, as incorporated into Rule 62-550.821, F.A.C.:</p> <ul style="list-style-type: none"> Enhanced coagulation or enhanced softening or GAC10, with chlorine as the primary and residual disinfectant <p>For compliance with the Stage 2 MCLs and 40 CFR 141, subpart V, as incorporated into Rule 62-550.822, F.A.C., by systems that disinfect their source water:</p> <ul style="list-style-type: none"> Enhanced coagulation or enhanced softening, plus GAC10 Nanofiltration with a molecular weight cutoff less than or equal to 1000 Daltons GAC20 <p>For compliance with the Stage 2 MCLs and 40 CFR 141, subpart V, as incorporated into Rule 62-550.822, F.A.C., by consecutive systems (these technologies apply only to disinfected water that consecutive systems buy or otherwise receive):</p> <ul style="list-style-type: none"> Systems serving 10,000 or more people: Improved distribution system and storage tank management to reduce residence time, plus the use of chloramines for disinfectant residual maintenance Systems serving less than 10,000 people: Improved distribution system and storage tank management to reduce residence time
Total Trihalomethanes	<p>Enhanced coagulation with chlorine as the primary and residual disinfectant.</p> <p>Enhanced softening with chlorine as the primary and residual disinfectant.</p> <p>GAC 10 with chlorine as the primary and residual disinfectant.</p>
Haloacetic acids (five)	<p>Enhanced coagulation with chlorine as the primary and residual disinfectant.</p> <p>Enhanced softening with chlorine as the primary and residual disinfectant.</p> <p>GAC 10 with chlorine as the primary and residual disinfectant.</p>
Bromate	Control of ozone treatment process to reduce production of bromate.
Chlorite	Control of treatment processes to reduce disinfectant demand and control of disinfection treatment processes to reduce disinfectant levels.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: 64B4-4.002
 RULE TITLE: Application, Examination and Initial Active Status License Fee for Licensure by Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify that the examination fee is established by and paid to the testing agency.

SUMMARY: Language concerning the examination fee will be clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rules will not have an impact on small business.

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

RULEMAKING AUTHORITY: 491.004(5), 491.005 FS.

LAW IMPLEMENTED: 491.005 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-4.002 Application, Examination and Initial Active Status License Fee for Licensure by Examination.

(1) The fees for application, examination and initial active status licensure are:

- (a) No change.
- (b) Marriage and Family Therapy – \$100 application fee, ~~\$224 national examination fee~~ and \$105 initial licensure fee. The above-stated fees shall also be applicable to dual licensure applicants.

(c) No change.

(2) No change.

Rulemaking Specific Authority 491.004(5), 491.005 FS. Law Implemented 491.005 FS. History--New 4-3-89, Amended 4-19-92, Formerly 21CC-4.002, 61F4-4.002, Amended 12-22-94, 7-6-95, 1-7-96, 3-5-96, Formerly 59P-4.002, Amended 1-25-98, 10-18-99, 8-9-00, 10-9-00, 10-15-02, 2-5-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 1, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 29, 2009

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: 64B4-6.006
 RULE TITLE: Approval of Continuing Education Providers of Hypnosis Training Programs

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to revise the areas required for hypnosis continuing education.

SUMMARY: The areas required for hypnosis continuing education will be revised.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rules will not have an impact on small business.

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

RULEMAKING AUTHORITY: 491.004(5), 491.0085 FS.

LAW IMPLEMENTED: 491.0085(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: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-6.006 Approval of Continuing Education Providers of Hypnosis Training Programs.

(1) No change.

(2) Continuing education hypnosis training provider status shall be approved when all the requirements of Rule 64B4-6.004, F.A.C., have been satisfied and

(a) The continuing education program required by paragraph 64B4-6.004(2)(a), F.A.C., provides education in hypnosis therapy in ~~any or~~ all of the following areas:

1. Concepts and misconceptions of hypnosis,
2. Basic relaxation techniques utilizing hypnosis,
3. Hypnotic induction techniques,
4. Contraindications to hypnosis,
5. Relationship of personality dynamics to hypnosis,
6. Relationship of psychopathology to hypnosis,
7. Relationship of ethical issues to hypnosis, and

(b) No change.

(3) No change.

Rulemaking Specific Authority 491.004(5), 491.0085 FS. Law Implemented 491.0085(1) FS. History--New 10-2-94, Amended 1-7-96, Formerly 59P-6.006, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 28, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 18, 2009

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

DEPARTMENT OF STATE

Division of Library and Information Services

RULE NO.: 1B-2.011
 RULE TITLE: Library Grant Programs
 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. 51, December 24, 2009 issue of the Florida Administrative Weekly.

Changes have been made to the guidelines and grant agreement to incorporate the Department of State's grant noncompliance policy and to provide notice of the penalty that may be imposed if a grant recipient and/or its governing body fails to comply with contractual grant requirements for any grant from any Division of the Department of State. Changes have also been made to the grant contract to allow either the grant recipient or the Department to hold copyrights to materials that are created with grant funds and to award licenses within the discretion of the Division. In all cases and in accordance with federal regulations, the federal awarding agency maintains certain licenses regarding copyrighted materials created with grant funds.

Copies of the full text of the changes may be obtained by contacting: Marian Deeney by mail at R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399, by phone at (850)245-6620, or by e-mail at mdeeney@dos.state.fl.us.

THE FULL TEXT OF THE RULE IS:

1B-2.011 Library Grant Programs.

(1) This rule provides procedures for library grant programs administered by the Division of Library and Information Services (Division). Each program shall be governed by guidelines which contain information on eligibility requirements, application review procedures, evaluation and funding criteria, grant administration procedures, if applicable, and application forms. All grant awards shall be subject to final approval by the Secretary of State.

(2) Applicants for grants shall meet the eligibility and application requirements as set forth in the following guidelines for each grant program:

(a) The State Aid to Libraries Grant Guidelines and Application, effective 4-1-98, amended 11-20-01, amended 12-28-03, amended 2-21-07, amended _____, which contain guidelines and application forms, State Aid to Libraries Grant Application (Form DLIS/SA01), effective 4-1-98, amended 12-28-03, amended _____; State Aid to Libraries Grant Application – Multicounty Library (Form DLIS/SA02), effective 4-1-98, amended 12-28-03, amended _____; Grant Agreement, effective 12-28-03, amended _____; Certification of Credentials – Single Library Administrative Head (Form DLIS/SA03), effective 4-1-98, amended 12-28-03, amended _____; State Aid to Libraries Grant Application – Summary Financial Report (Form DLIS/SA04), effective 4-1-98, amended 12-28-03, amended _____; State Aid to Libraries Required Documents Checklist (Form DLIS/SA05), effective _____.

(b) The Library Construction Grant Guidelines and Application, effective 4-1-98, amended 2-14-99, amended 1-9-03, amended 2-21-07, which contain instructions, grant application (Form DLIS/PLC01), effective 4-1-98, amended 2-14-99, amended 4-4-00, amended 12-18-00, amended

1-9-03; Payment Request #1 (Form DLIS/PLC02) effective 1-9-03; Payment Request #2 (Form DLIS/PLC03) effective 1-9-03; Payment Request #3 (Form DLIS/PLC04) effective 1-9-03; Payment Request #4 (Form DLIS/PLC05) effective 1-9-03; and Closeout Report (Form DLIS/PLC06) effective 1-9-03.

(c) The Library Cooperative Grant Guidelines and Application, effective 4-1-98, amended 1-24-2008 which contain instructions and application (Form DLIS/LCG01), effective 4-1-98, amended 4-4-00, amended 1-24-2008; Mid-Year Report (Form DLIS/LCG02) effective 1-24-08, Annual Report Form (Form DLIS/LCG03) effective 1-24-08, Annual Statistical Report Form for Multitype Library Cooperatives (Form DLIS/LCG04), effective 4-1-98, amended 4-4-00, amended 1-24-2008, Grant Agreement (Form DLIS/LCG05), effective 1-24-08 and the FLIN Manual, effective 1-24-08.

(d) The Library Services and Technology Act Grant Guidelines and Application, effective 4-1-98, amended 2-14-99, amended 11-20-01, amended _____, which contain instructions and application (Form DLIS/LSTA01), effective 4-1-98, amended 2-14-99, amended 4-4-00, amended 12-18-00, amended 11-20-01; Mid-Year Report (Form DLIS/LSTA02), effective 2-14-99, amended 4-4-00, amended 12-18-00, amended 11-20-01; and Annual Report (Form DLIS/LSTA03), effective 4-4-00, amended 12-18-00, amended 11-20-01; and Grant Agreement, effective _____.

(e) The Florida Library Literacy Grants Guidelines and Application, effective 4-4-00, amended 11-20-01 which contain instructions and application (Form DLIS/FLL01), effective 4-4-00, amended 11-20-01; Mid-Year Report (Form DLIS/FLL02), effective 4-4-00, amended 11-20-01; and Annual Report (Form DLIS/FLL03), effective 4-4-00, amended 11-20-01.

(f) The Community and Library Technology Access Partnership Grants Guidelines and Application which contain instructions and application (Form DLIS/CLTA01), effective 12-18-00; and Annual Report (Form DLIS/CLTA02), effective 12-18-00.

(g) The Community Libraries in Caring Program Application, effective 11-16-04, which contains instructions and application (Form DLIS/CLIC01), effective 11-16-04; Annual Report (Form DLIS/CLIC02), effective 11-16-04; and Grant Agreement (Form DLIS/CLIC03), effective 11-16-04, revised 2-21-06, amended 2-21-07.

(3) Guidelines and forms in this rule are incorporated by reference and may be obtained from the Director of the Division, Florida Department of State, Division of Library and Information Services, R. A. Gray Building, 500 South Bronough, Tallahassee, Florida 32399-0250.

(4) The Division of Library and Information Services will waive the financial matching requirements on grants for rural communities that have been designated in accordance with

Sections 288.0656 and 288.06561, F.S. Eligible communities applying for Library Services and Technology Act grants, Florida Library Literacy Grants, and Library Construction grants must request waiver of matching requirements at the time of grant application.

(5) This section supersedes Chapters 1B-3 and 1B-5, F.A.C.

Rulemaking Specific Authority 257.14, 257.191, 257.192, 257.24, 257.41(2) FS. Law Implemented 257.12, 257.15, 257.16, 257.17, 257.171, 257.172, 257.18, 257.191, 257.192, 257.195, 257.21, 257.22, 257.23, 257.24, 257.25, 257.40, 257.41, 257.42 FS. History–New 1-25-93, Amended 7-17-96, 4-1-98, 2-14-99, 4-4-00, 12-18-00, 11-20-01, 3-20-02, 1-9-03, 12-28-03, 11-16-04, 2-21-06, 2-21-07, 1-24-08,_____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: RULE TITLE:
 5E-14.117 Application for Examination for Pest Control Operator’s Certificate and Special Identification Card and Limited Certificate for Urban Landscape Commercial Fertilizer Application

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. 50, December 18, 2009 issue of the Florida Administrative Weekly.

5E-14.117 Application for Examination for Pest Control Operator’s Certificate and Special Identification Card and Limited Certificate for Urban Landscape Commercial Fertilizer Application.

(1) through (17) No changes.

Grade	Level 1	Level 2	Level 3	Level 4	Level 5	Level 6	Level 7	Level 8	Level 9
4	0-23	24-35	36-63	64-70	71-86	87-98	99-111	112-128	129-144
8	0-27	28-40	41-63	64-71	72-86	87-98	99-111	112-125	126-144
10	0-24	25-41	42-63	64-73 67-73	74-86	87-98	99-111	112-126	127-144

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.”

(18) Beginning January 21, 2014, any person applying commercial fertilizer to an urban landscape must have a limited certification for urban landscape commercial fertilizer as provided herein. Applicants for limited certification for urban landscape commercial fertilizer must submit a copy of the training certificate issued pursuant to Section 403.9338 F.S., with their completed Application for Limited Certification for Urban Landscape Commercial Fertilizer, DACS 13677 (Rev. 08/09) and the application fee of \$25.00. The renewal fee for the limited certificate for urban landscape commercial fertilizer is \$25.00.

(19) No change.

Rulemaking Specific Authority 482.051, 482.1562 FS. Law Implemented 482.131, 482.132, 482.141, 482.151,482.152, 482.156, 482.1562 FS. History–New 1-1-77, Amended 6-27-79, 6-22-83, 10-25-90, Formerly 10D-55.117, Amended 8-11-93, 7-5-95, 5-28-98, 4-9-02, 7-11-07, 2-24-09,_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
 6A-1.09430 Florida Alternate Assessment Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 6, February 12, 2010 issue of the Florida Administrative Weekly.

Paragraph (5)(d) is amended to read:

(5)(d) Writing grade-level raw scores (0-144) for each achievement level – step 1:

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers’ Board

RULE NO.: RULE TITLE:
 61G3-16.007 Examination for Restricted 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. 35, No. 49, December 11, 2009 issue of the Florida Administrative Weekly.

The rule was under a preliminary review by the Joint Administrative Procedures Committee. The comments made in the Joint Administrative Procedures Committee preliminary review pertained to the Notice of Change referring to the Notice as a Notice of Correction. The comments were well founded, and the change is as follows:

THE PERSON TO BE CONTACTED REGARDING THIS NOTICE OF CHANGE ~~NOTICE OF CORRECTION~~ IS:

THE PERSON TO BE CONTACTED REGARDING THIS RULE IS: Robyn Barineau, Executive Director, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-27.0041 **RULE TITLE:** One Year of Work Experience

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. 30, July 31, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (4) shall now read as follows:

(4) Documentation of the one year of work experience shall be made using the Certification of Work Experience form (DBPR Form CPA 32/Revised 10/09), which is hereby incorporated by reference, a copy of which may be obtained from the Board office located at 240 N. W. 76th Drive, Suite A, Gainesville, FL 32607-6655.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-4.010 **RULE TITLE:** Supervision and Training of Registered Trainee Appraisers

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. 17, May 1, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Paragraph (2)(c) shall now read as follows:

(c) Personally inspecting each appraised property with the appraiser trainee until the trainee is competent in accordance with the Competency Rule of the Uniform Standards of Professional Appraisal Practice, as defined in Section 475.611(1)(q), F.S.

2. Paragraph (2)(d) shall now read as follows:

(d) Registering the appraiser trainee with Department through use of DBPR form RE-2060, entitled Request for Change of Status – Registered Trainee Appraiser, effective September 14, 2009, hereby incorporated by reference and available at <http://www.myflorida.com/dbpr/re/documents/RE-2060.pdf>.

3. Subsection (6) shall now read as follows:

(6) Separate appraiser logs shall be maintained by both the registered trainee appraiser and the supervisory appraiser through use of DBPR form RE-2300, entitled Appraisal Experience Log effective 1-14-10, hereby incorporated by reference and available at <http://www.myfloridalicense.com/dbpr/re/documents/re-23002-Page.pdf>.

4. For paragraph (6)(j) will be removed from the rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Thomas W. O’Bryant, Jr., Deputy Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

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:
62-17.535	Notification of Construction of Transmission Lines Not Subject to the Act
62-17.540	Application for Corridor Certification and Precertification Amendments
62-17.590	Agency Reports, Project Analysis
62-17.660	Post-Certification Monitoring and Reporting

- 62-17.665 Management and Storage of Surface Waters, Activities in Surface Waters and Wetlands, and Water Quality; Postcertification Review
- 62-17.680 Modification of Certification
- 62-17.750 Public Noticing Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 35, No. 38, September 25, 2009 issue of the Florida Administrative Weekly.

62-17.535 Notification of Construction of Transmission Lines Not Subject to the Act.

No change.

(1) through (3) No change.

(4) If the basis of the exemption from the Act under ~~sub~~Section 403.524(4), F.S., is construction of any portion of the transmission line within one or more established transmission line rights-of-way, documentation of ~~regarding~~ the date each such right-of-way was established by means of a deed, grant, permit, license or reservation of easement, final judgment of condemnation or other legal instrument. If documentation of the date of establishment for such a right-of-way is not specifically available, the utility shall consult with the Department as to an acceptable substitute for demonstrating the establishment of the transmission line right-of-way at least five years prior to the start of construction.

Rulemaking Authority 403.523(1) FS. Law Implemented 403.524(4) FS. History–New_____.

62-17.540 Application for Corridor Certification and ~~and Precertification Amendments, Modifications.~~

(1) Applications for certification shall follow the format and shall be supported by information and technical studies, as prescribed by Section ~~403.5251, F.S. the Department's application guide form 62-1.212(1).~~ Copies of this guide are ~~available from a local District Office or by writing to the Department of Environmental Protection, Siting Coordination Office, MS 48, Commonwealth Blvd., Tallahassee, FL 32399-3000 as well as located on web site <http://www.dep.state.fl.us/siting>.~~

(a) through (b) No change.

(c) The applicant shall submit one copy of the application and any amendments thereto to a main public library in each county within which the corridor is located in proximity to the corridor for each county in which the corridor will be located. The proximity of the library to the corridor may also be considered by the applicant in selection of the library.

(2) No change.

(3) Applications shall also include;

(a) Information supporting any request for a variance, exception, exemption or other relief from the non-procedural standards or rules of the Department or from the standards or rules of any other agency, as provided by Section 403.526(2)(b)1., F.S., including the reasons justifying such relief, and the condition which the applicant seeks to have included in the certification on this issue.

(4) No change.

~~Rulemaking Specific~~ Authority 403.523(1), 403.531(2)(b) FS. Law Implemented 403.523(1)(2)(3)(5)(6), 403.5251, 403.526(2), 403.5275 FS. History–New 11-20-80, Amended 6-26-84, 17-17.54(4) Transferred to 17-17.545(1) and Amended 6-26-84, Amended 1-26-93, Formerly 17-17.540, Amended_____.

62-17.590 Agency Reports, Project Analysis.

(1) The agency reports shall contain:

(a) A report as to the impacts of the project related to matters within the agency's jurisdiction as required by Section 403.526(2), F.S.;

(b) through (e) No change.

(2) No change.

~~Rulemaking Specific~~ Authority 403.523(2), (3), (4), (5), (6), (7), (8), (9), (10), 403.526(2), (3) FS. Law Implemented 403.523(7)(8), 403.526 FS. History–New 11-20-80, Amended 6-26-84, Formerly 17-17.590, Amended_____.

62-17.660 Post-Certification Monitoring and Reporting.

(1) through (2) No change.

~~Rulemaking Specific~~ Authority 403.532(1) FS. Law Implemented 403.523(8), 403.523(10) FS. History–New 11-20-80, Amended 6-26-84, Formerly 17-17.660, Amended_____.

62-17.665 Management and Storage of Surface Waters, Activities in Surface Waters and Wetlands, and Water Quality; Postcertification Review.

No change.

(1) through (2) No change.

(3) The information submitted as part of subsection (1) of this section shall be in accordance with Section 403.5251, F.S., DEP Form 62-1.212(1) and the following. Regardless of the type of drawings submitted, water quality assurance information must be submitted. When information is to be submitted after certification, the applicant may choose to submit the postcertification review of the transmission line in segments.

(a) through (d) No change.

(e) If upon ground truthing by the department it is discovered that the site is of a different type of general contour or vegetation type other than the type provided or if the information provided is not accurate, the applicant shall submit ~~a~~ revised drawings or information, as applicable, to the Department. Such revised generic drawings or information shall be in accordance with the requirements.

(4) through (5) No change.

(6) No change.

Rulemaking Specific Authority 403.523(1) FS. Law Implemented ~~373.421, 403.531(2)(3)~~ FS. History–New 4-15-85, Formerly 17-17.665, Amended _____.

62-17.680 Modification of Certification.

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

(2) Modifications requested by a licensee shall be processed in accordance with Section 403.5315(2), F.S., ~~and the following:~~

~~(a) The process is initiated by the filing of a complete petition for modification. The petition shall contain a concise statement of the proposed modification; the factual reasons asserted for the modification; the changes in circumstance which justify the modification; a statement of whether, and if so, how the proposed modification if approved would affect the conditions of certification; a description of the portion of the transmission line as certified or previously modified which is the subject of the proposed modification; the anticipated effects of the proposed modification on the applicant, public, and the environment; and a copy of the appropriate alterations of the application as modified by the final order of certification, or subsequent modifications.~~

~~(a)(b) To be deemed properly filed, the licensee shall submit the number of paper and electronic copies determined below.~~

1. The licensee shall consult with the Department to determine the number of paper copies needed to support the modification review. At a minimum, three paper copies of the request shall be submitted to the Department’s Siting Coordination program; and one copy shall be submitted to the Department’s agency clerk ~~and at least one copy of the request shall be sent to all parties to the original proceedings and any previous modification proceedings, at the last address on record for the party. Parties have a duty to notify the Department of changes of address.~~

2. No change.

(c) through (g) renumbered (b) through (f) No change.

Rulemaking Specific Authority 403.523(1) FS. Law Implemented ~~403.523(1), 403.5315, 403.523(11), 403.535~~ FS. History–New 11-20-80, Amended 6-26-84, Formerly 17-17.680, Amended _____.

62-17.750 Public Noticing Requirements.

(1) The following forms used by the Department of Environmental Protection are adopted and incorporated by reference as outlined below. The forms are listed by rule number which is also the form number, with the subject, title and effective date. Copies of forms may be obtained from the Department of Environmental Protection, Siting Coordination Office, MS. 48, 3900 Commonwealth Blvd., Tallahassee, FL., 32399 or by accessing the Office’s web site at <http://www.dep.state.fl.us/siting>.

(a) No change.

1. Notice of Filing an Application – DEP Form 62-17.750(1), effective as of (date). This notice shall:

a. Be published within ~~21~~ 15 days after filing with the department;

b. through d. No change.

2. Notice of Certification Hearing – DEP Form 62-17.750(2), effective as of (date). This notice shall:

a. through d. No change.

e. Include a map of the proposed corridor(s) location.

3. Notice of Cancellation of Certification Hearing – DEP Form 62-17.750(3), effective as of (date). This notice shall:

a. through c. No change.

4. Notice of Deferment of Certification Hearing due to the Acceptance of Alternate Corridor(s) – DEP Form 62-17.750 ~~(FL4)~~, effective as of (date). This notice shall:

a. through e. No change.

5. Notice of Rescheduled Certification Hearing – DEP Form 62-17.750(5), effective as of (date). This notice is required to be provided by the applicant in those counties which are traversed by the corridor proposed in the application, but not by an accepted alternate corridor for which a hearing is being rescheduled. The notice shall:

a. through d. No change.

e. Be published at least 30 days prior to the rescheduled certification hearing.

6. Notice of Modification of Certified Transmission Line Corridor – DEP Form 62-17.750(6), effective as of (date). This notice shall:

(b) No change.

1. Notice of Filing an Alternate Corridor – DEP Form 62-17.750(8), effective as of (date). This notice shall:

a. be published not less than 45 ~~within 15~~ days before the rescheduled certification hearing ~~after filing with the department;~~

b. through d. No change.

2. Notice of Rescheduled Certification Hearing – DEP Form 62-17.750(5), effective as of (date). This notice is required to be provided by the proponent of an alternate corridor in those counties traversed by the proponent’s accepted alternate corridor, pursuant to subsection 403.5363(2), The notice shall:

a. through d. No change.

(c) A local government or regional planning council whose jurisdiction is to be crossed by a proposed transmission line corridor who proposes to conduct ~~requests~~ an Informational Public Meeting shall provide newspaper notice as required by Section 403.5363, F.S., using the form and procedures listed below.

1. Notice of Informational Public Meeting – DEP Form 62-17.750(7), effective as of (date). This notice shall be published by a local government or regional planning council

in a newspaper of general circulation within whose jurisdiction is to be crossed by a proposed transmission line corridor and be published no later than 7 days prior to ~~at least 15 days before~~ the date of the meeting.

(2) No change.

~~Rulemaking Specific Authority 403.523(1) FS. Law Implemented 403.523, 403.526(3), 403.527(6)(c), 403.5271(1), 403.5271(1)(c), 403.5315(2), 403.5363 403.523(9), 403.527(1)(5), 403.535 FS. History--New 11-20-80, Transferred from 17-17.61 and Amended 6-26-84, Formerly 17-17.750, Amended _____.~~

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-625.200	Definitions
62-625.400	Pretreatment Standards: Prohibited Discharges
62-625.420	Removal Credits
62-625.540	Modification of Pretreatment Programs
62-625.600	Reporting Requirements for Control Authorities and Industrial Users

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. 50, December 18, 2009 issue of the Florida Administrative Weekly.

62-625.200 Definitions.

Terms used in this chapter shall have the meaning specified below. The meaning of any term not defined below shall be taken from definitions in other rules of the Department, unless the context clearly indicates otherwise.

(1) through (24) No change.

(25) "Significant Industrial User" means, except as provided in paragraphs (c) and (d) below, the following:

(a) through (b) No change.

(c) The control authority (except where the Department is acting as the control authority) may determine that an industrial user subject to categorical pretreatment standards under Rule 62-625.410, F.A.C., including 40 CFR Chapter I, Subchapter N, Parts 405 through 471, is a non-significant categorical industrial user.

(d) No change.

62-625.400 Pretreatment Standards: Prohibited Discharges.

(1) through (2) No change.

(3) Specific limits developed by the control authority.

(a) through (c) No change.

(d) The control authority (except where the Department is acting as the control authority) may develop best management practices (BMPs) to implement paragraphs (a) and (b) above. Such BMPs shall be considered local limits and pretreatment standards for the purposes of this chapter.

(4) through (5) No change.

62-625.420 Removal Credits.

(1) Introduction. Rule 62-625.420, F.A.C., does not apply where the Department is acting as the control authority.

(a) No change.

(b) Conditions for authorization to give removal credits. A control authority is authorized to give removal credits only if all of the following conditions are met:

1. through 2. No change.

3. Pretreatment program. The public utility has a pretreatment program approved by the Department in accordance with Rule 62-625.510, F.A.C.

4. Domestic wastewater residuals (referred to as "sewage sludge" in the federal regulations which is defined at 40 CFR 503.9) requirements. The granting of removal credits will not cause the WWF to violate the local, State, and Federal requirements which apply to the domestic wastewater residuals management method chosen by the WWF. Alternatively, the WWF can demonstrate to the Department that (even though it is not presently in compliance with applicable domestic wastewater residual requirements) it will be in compliance when the industrial user (to whom the removal credit would apply) is required to meet its categorical pretreatment standard, as modified by the removal credit. Removal credits may be made available for the following:

a. through d. No change.

5. No change.

(c) No change.

(2) Establishment of removal credits; demonstration of consistent removal. Influent and effluent operational data demonstrating consistent removal, or other information as provided for in paragraph (g) below which demonstrates consistent removal of the pollutants for which discharge limit revisions are proposed, shall be provided to the Department. These data shall meet the following requirements:

(a) through (f) No change.

(g) All sample data obtained for the measured pollutant during the time period prescribed in this section, must be reported to the Department and used in computing consistent removal. If a substance is detectable in the influent but not in the effluent, the effluent level shall be assumed to be the method detection limit, and those data may be used by the WWF at its discretion if the method detection limit meets the requirements of Rule 62-4.246, F.A.C. If the substance is not detectable in the influent, the data shall not be used to calculate consistent removal. Where the number of samples with concentrations equal to or above the method detection limit is between 8 and 12, the average of the lowest 6 removals shall be used. If there are less than 8 samples with concentration equal to or above the method detection limit, the Department shall require alternate means for demonstrating consistent removal.

(3) through (5) No change.

62-625.540 Modification of Pretreatment Programs.

(1) General. Pretreatment programs shall be modified in accordance with this rule ~~Either the Department or a control authority may initiate program modification at any time to reflect changing conditions at the WWF. Program modification is necessary~~ whenever there is a significant change in the operation of a pretreatment program that differs from the information in the control authority's submission to the Department, as approved under Rule 62-625.510, F.A.C.

(2) through (3) No change.

62-625.600 Reporting Requirements for Control Authorities and Industrial Users.

(1) through (15) No change.

(16) All control authorities shall ~~periodically~~ provide to the Department a written technical evaluation regarding the need to revise local limits. At a minimum, the evaluation shall be provided within 180 days following permit issuance or reissuance. The evaluation shall verify whether existing local limits protect the WWF, and if not, shall develop new local limits as part of the evaluation. For new local limits, a plan of study shall be submitted to the Department prior to initiating sampling required to develop the new local limit.

(17) No change.

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-7.002	Definitions
63E-7.011	Delinquency Intervention and Treatment Services
63E-7.016	Program Administration

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. 36, No. 4, January 29, 2010 issue of the Florida Administrative Weekly.

63E-7.002 Definitions.

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

(1) through (4) No change.

(5) Authority for Evaluation and Treatment (AET)– The document that, when signed by a parent or guardian, gives the department the authority to assume responsibility for the provision of necessary and appropriate physical and mental health care to a youth in the department's physical custody. The Authority for Evaluation and Treatment (HS 002, February 2010 May 2007) is incorporated into this rule and is accessible electronically at http://www.djj.state.fl.us/forms/health_services_forms_index.html.

(6) through (88) No change.

Rulemaking Authority 20.316, 985.64, 985.601(3)(a) FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History–New 9-30-07, Amended 8-25-08, 7-8-09, 12-21-09,_____.

63E-7.011 Delinquency Intervention and Treatment Services.

(1) No change.

(2) Delinquency Intervention Services.

(a) For each youth in its care, a residential commitment program shall implement a delinquency intervention model or strategy that is an evidence-based practice, promising practice or a practice with demonstrated effectiveness as defined in Rule 63E-7.002, F.A.C., that addresses a priority need identified for that youth.

(b) through (e) No change.

(3) No change.

Rulemaking Authority 985.64 FS. Law Implemented 985.601(3)(a) FS. History–New 12-9-08, Amended 12-21-09,_____.

63E-7.016 Program Administration.

(1) through (3) No change.

(4) A residential commitment program director shall ensure provisions for staffing that, at a minimum, address the following:

(a) No change.

(b) Staff retention planning that includes steps to minimize turnover and improve employee morale;

(b) through (h) redesignated (c) through (i).

(5) through (11) No change.

(12) A residential commitment program shall include information obtained from youth and parent surveys as well as reports published annually by the department in their program planning and assessment process.

(12) through (14) renumbered (13) through (15)._

Rulemaking Authority 985.64 FS. Law Implemented 985.601(3)(a) FS. History–New 4-13-08, Amended 8-25-08, 12-21-09,_____.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.:	RULE TITLE:
64B4-11.007	Definition of “Licensed Clinical Social Worker, or the Equivalent, Who Is a Qualified Supervisor”

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. 40, October 9, 2009 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

- 1. Subsection (2)(b)4. shall now read as follows:
- 4. Has been designated an Approved Supervisor by the AAMFT.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NOS.:	RULE TITLES:
64B5-2.014	Licensure Requirements for Applicants from Accredited Schools or Colleges
64B5-2.0144	Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges

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. 50, December 12, 2008 issue of the Florida Administrative Weekly.

Notices of change were published on December 31, 2009, in Vol. 35, No. 52, October 2, 2009, in Vol. 35, No. 39 and May 29, 2009, in Vol. 35, No. 21 issues of the Florida Administrative Weekly. This fourth notice of change is in response to concerns of the Joint Administrative Procedures Committee in a letter dated February 23, 2010. These changes supersede the previous notices of change. The changes are as follows:

- Paragraph 64B5-2.014(1)(a) shall read as:
- (1) Submit at least 60 days prior to the examination:
 - (a) A completed application, for dentists, Dental Examination Application, Form DH-MQA 1182 (Rev. 10/09), and for dental hygienists, Dental Hygiene Application, Form DH-MQA 1210 (Rev. 10/09), and incorporated herein by reference is available at on the appropriate form set forth in Rule 64B5-1.021, F.A.C. Dental Examination Application, Form DH-MQA 1182 (Rev. 10/09), and Dental Hygiene Application, Form DH-MQA 1210 (Rev. 10/09), can be obtained at the Board of Dentistry website at <http://www.doh.state.fl.us/mqa/dentistry/>.

- Paragraph 64B5-2.0144(1)(a) shall read as:
- (1) Submit at least 60 days prior to the examination:
 - (a) A completed application, Dental Hygiene Application, Form DH-MQA 1210 (Rev. 10/09), and incorporated herein by reference, is available at on the appropriate form set forth in

~~Rule 64B5-1.021, F.A.C. Dental Hygiene Application, Form DH-MQA 1210 (Rev. 10/09), can be obtained at the Board of Dentistry website at <http://www.doh.state.fl.us/mqa/dentistry/>.~~
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.:	RULE TITLE:
64B8-4.009	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. 36, No. 3, January 22, 2010 issue of the Florida Administrative Weekly.

The Rules Committee and the full Board approved language to be stricken from the proposed rule. At the time the rule was submitted for publication in the F.A.W., the language to be stricken was inadvertently left in the rule.

The last sentence of subsection (8) shall be changed to read as follows:

The following areas have been determined as the five most misdiagnosed conditions: ~~wrong site/patient surgery~~; cancer; cardiac; acute abdomen; timely diagnosis of surgical complications; and failing to identify pregnancy or stage of pregnancy before beginning treatment or surgery and failing to diagnose pre-existing conditions prior to prescribing contraindicated medications.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.:	RULE TITLE:
64B15-19.002	Violations and Penalties

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 35, No. 41, of the October 16, 2009, issue of the Florida Administrative Weekly. The change is in response to concerns by the Board and the modification to the disciplinary guidelines.

The rule shall read as:

64B15-19.002 Violations and Penalties.

In imposing discipline upon applicants and licensees, the board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range

corresponding to the violations set forth below. The statutory language is intended to provide a description of the violation and is not a complete statement of the violation; the complete statement may be found in the statutory provision cited directly under each violation description.

(1) Attempting to obtain, obtaining or renewing a license or certificate by bribery, fraud or through an error of the Department or board.
(456.072(1)(h) & 459.015(1)(a), F.S.)

FIRST OFFENSE:

MINIMUM
denial with ability to reapply immediately upon payment of \$5,000 fine or

MAXIMUM
denial with ability to reapply in not less than 3 years or Revocation and \$7,500 fine

SECOND OFFENSE:

probation and \$5,000 fine
denial with ability to reapply in not less than 3 years and \$10,000 fine or suspension to be followed by probation and \$10,000 fine

denial of license with no ability to reapply or revocation and \$10,000 fine

(2) Action taken against license by another jurisdiction.
(456.072(1)(f) & 459.015(1)(b), F.S.)

FIRST OFFENSE:

imposition of discipline comparable to discipline that would have been imposed in Florida if the substantive violation occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$1,000 to \$5,000. ~~\$1,000 fine~~

imposition of discipline comparable to discipline that would have been imposed in Florida if the substantive violation occurred in Florida to revocation or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$5,000 to \$10,000 ~~and \$5,000 fine~~

SECOND OFFENSE:

imposition of discipline comparable to discipline that would have been imposed in Florida if the substantive violation occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was taken, and an administrative fine ranging from \$5,000 to \$10,000 ~~and \$5,000 fine~~

Revocation and an administrative fine of \$10,000 ~~fine~~ or denial of license until the licensee's license is unencumbered in the jurisdiction where disciplinary action was originally taken

(3) Guilty of crime directly relating to practice or ability to practice.

(456.072(1)(c) & 459.015(1)(c), F.S.)		
FIRST OFFENSE:	probation and \$2,000 fine	revocation and \$5,000 fine or denial of license with ability to reapply for licensure in not less than 3 years
SECOND OFFENSE:	suspension to be followed by probation and \$5,000 fine	revocation and \$10,000 fine or permanent denial of license
(4) False, deceptive, or misleading advertising. (459.015(1)(d), F.S.)		
FIRST OFFENSE:	letter of concern	reprimand and \$1,000 fine
SECOND OFFENSE:	probation and \$2,000 fine	probation and \$5,000 fine
THIRD OFFENSE:	3 month suspension to be followed by probation and \$5,000 fine	1 year suspension to be followed by probation and \$5,000 fine
(5) Failure to report another licensee in violation. (456.072(1)(i) & 459.015(1)(e), F.S.)		
FIRST OFFENSE:	letter of concern	reprimand and \$1,000 fine
SECOND OFFENSE:	reprimand and \$2,500 fine	probation and \$2,500 fine
THIRD OFFENSE:	probation and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
(6) Aiding unlicensed practice. (456.072(1)(j) & 459.015(1)(f), F.S.)		
FIRST OFFENSE:	probation and \$2,500 fine	denial or revocation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$5,000 fine	denial or revocation and \$10,000 fine
(7) Failure to perform legal duty or obligation. (456.072(1)(k) & 459.015(1)(g), F.S.)		
FIRST OFFENSE:	reprimand and \$1,000 fine	denial with ability to reapply after no less than 2 years or revocation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	denial or revocation and \$10,000 fine
(8) Giving false testimony regarding the practice of medicine. (459.015(1)(h), F.S.)		
FIRST OFFENSE:	reprimand and \$2,500 fine	probation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$5,000 fine	revocation and \$10,000 fine or denial of license
(9) Filing a false report or failing to file a report as required. (456.072(1)(l) & 459.015(1)(i), F.S.)		

FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$10,000 fine or denial with ability to reapply in not less than 1 year
SECOND OFFENSE:	denial with ability to reapply in not less than 3 years or suspension to be followed by probation and \$10,000 fine	denial with no ability to reapply or revocation and \$10,000 fine
(10) Kickbacks and unauthorized fee arrangements. (459.015(1)(j), F.S.)		
FIRST OFFENSE:	probation and \$2,500 fine	denial or suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	denial or suspension to be followed by probation and \$10,000 fine	denial or revocation and a \$10,000 fine
(11) Failure to provide financial disclosure form to a patient being referred to an entity in which the referring physician is an investor. (456.053, F.S.)		
FIRST OFFENSE:	reprimand	reprimand and \$2,500 fine
SECOND OFFENSE:	reprimand and \$5,000 fine	probation and \$5,000 fine
THIRD OFFENSE:	probation and \$7,500 fine	suspension to be followed by probation and \$10,000 fine
(12) Improper refusal to provide health care. (459.015(1)(k), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	probation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
(13) Sexual misconduct within the patient physician relationship. (456.072(1)(v)(tt) & 459.015(1)(l), F.S.)		
FIRST OFFENSE:	probation and \$10,000 fine	denial of licensure or revocation and \$10,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$10,000 fine	denial of licensure or revocation and \$10,000 fine
(14) Deceptive, untrue, or fraudulent misrepresentations in the practice of medicine. (456.072(1)(a) & (m) & 459.015(1)(m), F.S.)		
FIRST OFFENSE:	reprimand and \$10,000 fine	denial of licensure or suspension to be followed by probation and \$10,000 fine
SECOND OFFENSE:	denial of licensure or	denial of licensure or

	suspension to be	revocation and \$10,000 fine
	followed by probation and \$10,000 fine	
(15) Improper solicitation of patients. (459.015(1)(n), F.S.) FIRST OFFENSE: SECOND OFFENSE:	reprimand and \$5,000 fine suspension to be followed by probation and \$7,500 fine	probation and \$5,000 fine revocation and \$10,000 fine
(16) Failure to keep written medical records. (459.015(1)(o), F.S.) FIRST OFFENSE: SECOND OFFENSE:	reprimand and \$5,000 fine suspension to be followed by probation and \$7,500 fine	probation and \$5,000 fine revocation and \$10,000 fine
(17) Fraudulent, alteration or destruction of patient records. (459.015(1)(p), F.S.) FIRST OFFENSE: SECOND OFFENSE:	probation and \$5,000 fine suspension to be followed by probation and \$7,500 fine	suspension to be followed by probation and \$7,500 fine revocation and \$10,000 fine
(18) Exercising improper influence on patient. (456.072(1)(n) & 459.015(1)(q), F.S.) FIRST OFFENSE: SECOND OFFENSE:	probation and \$5,000 fine suspension to be followed by probation and \$7,500 fine	suspension to be followed by probation and \$7,500 fine revocation and \$10,000 fine
(19) Improper advertising of pharmacy. (459.015(1)(r), F.S.) FIRST OFFENSE: SECOND OFFENSE: THIRD OFFENSE:	letter of concern probation and \$2,000 fine probation and \$7,500 fine	reprimand and \$1,000 fine probation and \$5,000 fine suspension to be followed by probation and \$10,000 fine
(20) Performing, professional services not authorized by patient. (459.015(1)(s), F.S.) FIRST OFFENSE: SECOND OFFENSE:	reprimand and \$5,000 fine probation and \$7,500 fine	probation and \$5,000 fine revocation and \$10,000 fine
(21) Controlled substance violations. (459.015(1)(t), F.S.) FIRST OFFENSE:	probation and \$5,000 fine	suspension to be followed by probation and \$7,500 fine

SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
(22) Prescribing or dispensing of a scheduled drug by the physician to himself. (459.015(1)(u), F.S.)		
FIRST OFFENSE:	probation and \$5,000 fine	suspension to be followed by probation and \$7,500 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
(23) Use of amygdalin (Laetrile). (459.015(1)(v), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	probation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
(24) Inability to practice medicine with skill and safety. (456.072(1)(z) & 459.015(1)(w), F.S.)		
FIRST OFFENSE:	denial or probation and \$2,500 fine	denial or suspension until licensee is able to demonstrate to the Board ability to practice with reasonable skill and safety to be followed by probation and \$5,000 fine
SECOND OFFENSE:	denial or suspension until licensee is able to demonstrate to the Board ability to practice with reasonable skill and safety to be followed by probation and \$7,500 fine	denial or revocation and \$10,000 fine
(25) Gross Malpractice. (459.015(1)(x), F.S.)		
FIRST OFFENSE:	denial or probation and \$7,500 fine	denial or revocation and \$10,000 fine
SECOND OFFENSE:	denial or suspension to be followed by probation and \$7,500 fine	denial or revocation and \$10,000 fine
(26) Repeated Malpractice as defined in Section 456.50, F.S.		
FIRST OFFENSE:	revocation or denial of license and fine of \$1,000	revocation or denial of license and fine of \$10,000
(27) Failure to practice medicine in accordance with appropriate level of care, skill and treatment recognized in general law related to the practice of medicine. (456.50(1)(g), F.S.), (459.015(1)(x), F.S.)		

<p>FIRST OFFENSE:</p> <p>SECOND OFFENSE:</p> <p>(28) Improper performing of experimental treatment. (459.015(1)(y), F.S.)</p> <p>FIRST OFFENSE:</p> <p>SECOND OFFENSE:</p> <p>(29) Practicing beyond one's scope. (456.072(1)(o) & 459.015(1)(z), F.S.)</p> <p>FIRST OFFENSE:</p> <p>SECOND OFFENSE:</p> <p>(30) Delegation of professional responsibilities to unqualified person. (456.072(1)(p) & 459.015(1)(aa), F.S.)</p> <p>FIRST OFFENSE:</p> <p>SECOND OFFENSE:</p> <p>(31) Violation of law, rule, order, or failure to comply with subpoena. (456.072(1)(q),(dd) & 459.015(1)(bb), F.S.)</p> <p>FIRST OFFENSE:</p> <p>SECOND OFFENSE:</p> <p>(32) Restricting another from lawfully advertising services. (459.015(1)(cc), F.S.)</p> <p>FIRST OFFENSE:</p> <p>SECOND OFFENSE:</p> <p>THIRD OFFENSE:</p> <p>(33) Procuring, aiding or abetting an unlawful abortion. (459.015(1)(dd), F.S.)</p> <p>FIRST OFFENSE:</p>	<p>letter of concern, up to one (1) year probation and \$1,000 fine</p> <p>two (2) year probation and \$7,500 fine</p> <p>denial or reprimand and \$5,000 fine</p> <p>denial or suspension to be followed by probation and \$7,500 fine</p> <p>denial or reprimand and \$5,000 fine</p> <p>denial or suspension to be followed by probation and \$7,500 fine</p> <p>reprimand and \$2,500 fine</p> <p>denial or suspension to be followed by probation and \$7,500 fine</p> <p>denial or reprimand and \$5,000 fine</p> <p>denial or suspension to be followed by probation and \$7,500 fine</p> <p>denial or reprimand and \$5,000 fine</p> <p>letter of concern</p> <p>probation and \$2,000 fine</p> <p>3 month suspension to be followed by probation and a \$5,000 fine</p> <p>probation and \$5,000 fine</p>	<p>denial or revocation and \$10,000 fine</p> <p>denial or revocation and \$10,000 fine</p> <p>denial or suspension to be followed by probation and \$5,000 fine</p> <p>denial or revocation and \$10,000 fine</p> <p>denial or suspension to be followed by probation and \$5,000 fine</p> <p>denial or revocation and \$10,000 fine</p> <p>denial or suspension to be followed by probation and \$5,000 fine</p> <p>denial or revocation and \$10,000 fine</p> <p>denial or suspension to be followed by probation and \$5,000 fine</p> <p>denial or revocation and \$10,000 fine</p> <p>reprimand and \$1,000 fine</p> <p>probation and \$5,000 fine</p> <p>1 year suspension to be followed by probation and \$5,000 fine</p> <p>suspension to be followed by probation and \$7,500 fine</p>
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SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
(34) Presigning blank prescription forms. (459.015(1)(ee), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	revocation and \$10,000 fine
(35) Prescribing a Schedule II substance for office use. (459.015(1)(ff), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	revocation and \$10,000 fine
(36) Improper use of Schedule II amphetamine or sympathomimetic amine drug. (459.015(1)(gg), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	revocation and \$10,000 fine
(37) Failure to adequately supervise assisting personnel. (459.015(1)(hh), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	revocation and \$10,000 fine
(38) Improper use of substances for muscle building or enhancement of athletic performance. (459.015(1)(ii), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	revocation and \$10,000 fine
(39) Misrepresenting, concealing a material fact during licensing, or disciplinary procedure. (459.015(1)(jj), F.S.)		
FIRST OFFENSE:	denial with ability to reapply immediately upon payment of \$5,000 fine or	denial with ability to reapply in not less than 3 years or revocation and \$7,500 fine

SECOND OFFENSE:	probation and \$5,000 fine denial with ability to reapply in not less than 3 years and \$10,000 fine or suspension to be followed by probation and \$10,000 fine	denial of license with no ability to reapply or revocation and \$10,000 fine
(40) Improperly interfering with an investigation or disciplinary proceeding. (456.072(1)(r) & 459.015(1)(kk), F.S.)		
FIRST OFFENSE:	probation and \$10,000 fine	revocation and \$10,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$10,000 fine	revocation and \$10,000 fine
(41) Failing to report any licensee who has violated the disciplinary act who provides services at the same office. (459.015(1)(ll), F.S.)		
FIRST OFFENSE:	letter of concern	reprimand and \$1,000 fine
SECOND OFFENSE:	probation and \$2,000 fine	probation and \$5,000 fine
THIRD OFFENSE:	probation and \$7,500 fine	suspension to be followed by probation and \$10,000 fine
(42) Giving corroborating written medical expert opinion without reasonable investigation. (459.015(1)(mm), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	revocation and \$10,000 fine
(43) Failure to comply with guidelines for use of obesity drugs. (459.0135, F.S. & Rule 64B15-14.004, F.A.C.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	suspension to be followed by probation and \$5,000 fine
SECOND OFFENSE:	probation and \$5,000 fine	revocation and \$10,000 fine
(44) Falsely advertising or holding oneself out as a board-certified specialist. (459.015(1)(nn), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	probation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
(45) Failing to provide patients with information about their patient rights and how to file a complaint. (456.072(1)(u)(+) & 459.015(1)(oo), F.S.)		

FIRST OFFENSE:	letter of concern	reprimand and \$1,000 fine
SECOND OFFENSE:	probation and \$2,000 fine	probation and \$5,000 fine
THIRD OFFENSE:	probation and \$7,500 fine	suspension to be followed by probation and \$10,000 fine
 (46) Violating any rule adopted by the board or department. (456.072(1)(b), 459.015(1)(pp), F.S.)		
FIRST OFFENSE:	denial or letter of concern and \$1,000 fine, demonstration of compliance with the rule	denial or suspension to be followed by probation and \$5,000 fine, a reprimand, completion of a laws and rules course, and demonstration of compliance with the rule
SECOND OFFENSE:	denial or reprimand, completion of laws and rules course, demonstration of compliance with the rule, probation and \$7,500 fine	denial with no ability to reapply or revocation and \$10,000 fine
 (47) Using a Class III or a Class IV laser device without having complied with the rules adopted pursuant to Section 501.122(2), F.S. (456.072(1)(d), F.S.)		
FIRST OFFENSE:	reprimand and \$1,000 fine	probation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
 (48) Failing to comply with the educational course requirements for human immunodeficiency virus and acquired immune deficiency syndrome. (456.072(1)(e), F.S.)		
FIRST OFFENSE:	reprimand and \$2,500 fine	probation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
 (49) Having been found liable in a civil proceeding for knowingly filing a false report or complaint with the department against another licensee. (456.072(1)(g), F.S.)		
FIRST OFFENSE:	reprimand and \$5,000 fine	probation and \$10,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
 (50) Failing to comply with the educational course requirements for domestic violence. (456.072(1)(s), F.S.)		
FIRST OFFENSE:	reprimand and \$2,500 fine	probation and \$5,000 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
 (51) Failing to comply with the requirements for profiling and credentialing.		

(456.072(1)(w)(~~+~~), F.S.)

FIRST OFFENSE:

\$2,500 fine

suspension to be followed by probation and \$5,000 fine

SECOND OFFENSE:

probation and \$5,000 fine

revocation and \$10,000 fine

(52) Failing to report to the board in writing within 30 days after the licensee has been convicted or found guilty of, or entered a plea of nolo contendere to a crime in any jurisdiction.

(456.072(1)(x)(~~+~~), F.S.)

FIRST OFFENSE:

imposition of discipline that would have been imposed in Florida if the substantive violation occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine ranging from \$1,000 to \$5,000 ~~fine~~

imposition of discipline comparable to discipline that would have been imposed in Florida if the substantive violation occurred in Florida to revocation or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and an administrative fine ranging from \$5,000 to \$10,000. ~~denial of licensure or suspension~~

SECOND OFFENSE:

imposition of discipline comparable to discipline that would have been imposed in Florida if the substantive violation occurred in Florida to suspension or denial of the license until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken, and an administrative fine range from \$5,000 to \$10,000. ~~probation and \$5,000 fine~~

to be followed by probation and \$5,000 fine revocation and an administrative fine of \$10,000 or denial of license until the licensee's license is unencumbered in the jurisdiction where disciplinary action was originally taken. ~~denial of licensure with no ability to reapply or revocation and \$10,000 fine~~

(53) Using information about people involved in motor vehicle accidents which has been derived from accident reports made by law enforcement officers or persons involved in accidents pursuant to Section 316.066, F.S., or using information published in a newspaper or other news publication or through a radio or television broadcast that has used information gained from such reports, for the purposes of commercial or any other solicitation whatsoever of the people involved in such accidents.

(456.072(1)(v)(x), F.S.)		
FIRST OFFENSE:	letter of concern	reprimand and \$1,000 fine
SECOND OFFENSE:	probation and \$2,000 fine	probation and \$5,000 fine
THIRD OFFENSE:	probation and \$7,500 fine	suspension to be followed by probation and \$10,000 fine
(54) Action taken against any license by another jurisdiction.		
(456.072(1)(f), F.S.)		
FIRST OFFENSE:	probation and \$2,000 fine	revocation and \$5,000 fine or denial of license with ability to reapply for licensure in not less than 3 years
SECOND OFFENSE:	suspension to be followed by probation and \$5,000 fine	revocation and \$10,000 fine or permanent denial of license
(54)(55) Testing positive for any drug on any confirmed preemployment or employer-ordered drug screening.		
(456.072(1)(aa)(z), F.S.)		
FIRST OFFENSE:	probation and \$5,000 fine	suspension to be followed by probation and \$7,500 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
(55)(56) Performing or attempting to perform health care services on the wrong patient, a wrong procedure, an unauthorized, unnecessary or unrelated procedure.		
(456.072(1)(bb)(aa), F.S.)		
FIRST OFFENSE:	denial or probation and \$5,000 fine	denial or revocation and \$10,000 fine
SECOND OFFENSE:	denial or suspension and \$10,000 fine	denial or revocation and \$10,000 fine
(56)(57) Leaving a foreign body in a patient such as a sponge, clamp, forceps, surgical needle or other paraphernalia.		
(456.072(1)(cc)(bb), F.S.)		
FIRST OFFENSE:	denial or probation and \$5,000 fine	denial or revocation and \$10,000 fine
SECOND OFFENSE:	denial or suspension and \$10,000 fine	denial or revocation and \$10,000 fine
(57)(58) Being terminated from a treatment program for impaired practitioners, as described in Section 456.076, F.S., for failure to comply, without good cause, with the terms of the monitoring or treatment contract entered into by the licensee, or for not successfully completing any drug-treatment or alcohol-treatment program.		
(456.072(1)(hh)(gg) F.S.)		

FIRST OFFENSE:	stayed suspension and probation and \$2,500 fine	suspension until licensee is able to demonstrate to the Board ability to practice with reasonable skill and safety to be followed by probation and \$5,000 fine
SECOND OFFENSE:	suspension until licensee is able to demonstrate to the Board ability to practice with reasonable skill and safety to be followed by probation and \$7,500 fine.	revocation and \$10,000 fine
<p>(58)(59) Engaging in a pattern of practice when prescribing medicinal drugs or controlled substances which demonstrates a lack of reasonable skill or safety to patients, a violation of any provision of this chapter, a violation of the applicable practice act, or a violation of any rules adopted under this chapter or the applicable practice act of the prescribing practitioner.</p> <p>(456.072(1)(gg), F.S.)</p>		
FIRST OFFENSE:	probation and \$5,000 fine	suspension to be followed by probation and \$7,500 fine
SECOND OFFENSE:	suspension to be followed by probation and \$7,500 fine	revocation and \$10,000 fine
<p>(59)(60) Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s.1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program.</p> <p>(456.072(1)(ii), F.S.)</p>		
FIRST OFFENSE:	revocation and a fine of \$10, 000 or denial of application for licensure	
<p>(60)(61) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or settlement.</p> <p>(456.072(1)(jj), F.S.)</p>		
FIRST OFFENSE:	letter of concern and a fine of \$500	probation, and a fine of \$1,000
SECOND OFFENSE:	reprimand and a fine of \$500	revocation and a fine of \$1,000.
<p>(61)(62) Being terminated from the State Medicaid program or any other state Medicaid program, or the federal Medicare program.</p> <p>(456.072(1)(kk), F.S.)</p>		
FIRST OFFENSE:	letter of concern and a fine of \$500	suspension and a fine of \$1,000
SECOND OFFENSE:	reprimand and a fine of \$500	revocation and a fine of \$1,000
<p>(62)(63) Being convicted of, or entering into a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, which relates to health care fraud.</p> <p>(456.072(1)(ll), F.S.)</p>		

FIRST OFFENSE:

revocation and fine of \$10,000 or denial of application for licensure

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

Division of Environmental Health

RULE NO.: 64E-6.012
 RULE TITLE: Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units

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. 50, December 18, 2009 issue of the Florida Administrative Weekly.

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) through (3) No change.
- (4) No aerobic treatment unit shall be serviced or repaired by a person or entity engaged in an aerobic treatment unit maintenance service until the service entity has obtained an annual written permit issued on Form DH 4013 from the DOH county health department in the county where the service company is located. Each service entity shall employ at least one plumbing contractor licensed under Section 489.105(3)(m), F.S., septic tank contractor registered under Part III of chapter 489, FS, or a state-licensed wastewater treatment plant operator, who is responsible for maintenance and repair of all systems under contract. Application for a Maintenance Service Permit, Form DH 4066, 02/10 04/92, herein incorporated by reference, shall be made to the DOH county health department and shall contain the following information:

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

Rulemaking Authority 381.0065(3)(a), 489.553(3) FS. Law Implemented 381.0065, Part I 386 FS. History--New 3-17-92, Amended 1-3-95, Formerly 10D-6.0541, Amended 11-19-97, 4-21-02, 06-18-03, 11-26-06, 6-25-09, _____.

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NOS.:	RULE TITLES:
69I-3.001	Consolidated Equipment Financing Program
69I-3.003	Procedure for Negotiation and Execution of Master Equipment Financing Agreements
69I-3.004	Deferred Payment Commodity Contracting

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. 51, December 24, 2009 issue of the Florida Administrative Weekly.

Paragraphs 69I-3.001(1)(b) and subsections 69I-3.001(2), 69I-3.004(3) and 69I-3.004(4), have been amended as follows.

- 69I-3.001 Consolidated Equipment Financing Program.
 - (1)(a) No change.
 - (b) “Agency”, for purposes of this rule, means any eligible participant in the Program, including the state or its agencies, as authorized by Section 287.064(1), F.S., each department, agency, board and commission in the executive branch, the judicial branch and the legislative branch of Florida government created by Chapter 20, F.S., the Executive Office of the Governor, the Florida Fish and Wildlife Conservation Commission, the Parole and Probation Commission, the State Board of Administration, the Agency for Health Care Administration, the Department of Military Affairs, the Legislative Branch or the Judicial Branch of State Government.
 - (c) through (i) No change.
 - (2)(a) An Agency or Educational Institution that agency which desires to make deferred payment purchases shall make a written request to participate in the Program. An Agency shall make ~~or~~ a written request for exemption from the Program. The Legislature is not required to request an exemption and is exempt pursuant to Section 287.063(3), F.S.
 - (a) through (c) No change.
 - (3) through (9) No change.

69I-3.003 Procedure for Negotiation and Execution of Master Equipment Financing Agreements.
 No change.

69I-3.004 Deferred Payment Commodity Contracting.

(1)(a) "Agency", for purposes of this rule, means each department, agency, board and commission in the executive branch, and the judicial branch of Florida government. The legislative branch of Florida government is expressly exempt from this rule, according to Section 287.063(3), F.S.

(b) through (d) No change.

(2) No change.

(3) The Chief Financial Officer is authorized to determine that alternative financing would be cost-effective or otherwise beneficial to the state pursuant to Section 287.064(2), F.S., and thus exempt any equipment from financing under the Program. The factors to be examined by the Chief Financial Officer to determine whether the equipment may be deemed exempt from the Program shall include the following:

(a) through (f) No change.

(4) The Chief Financial Officer shall calculate and determine compliance with any interest rate limitations applicable to the Financing Agreement that is determined to be exempt from the Program. For the purpose of determining compliance with interest rate limitations on any proposed Financing Agreement, interest rates shall not include administrative costs, surcharges and insurance expense related to the financing, which is determined to be exempt from the Program in accordance with Sections 287.063(1)(b) and 287.063(2)(b)1., F.S.

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

RULE NO.: RULE TITLE:
69J-9.001 Database of Information Relating to Sinkholes

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. 50, December 18, 2009 issue of the Florida Administrative Weekly.

(1) Purpose and Scope. This rule implements Section 627.7065, F.S. The ~~sinkhole~~ database established under this rule is prompted by the dramatic increase in the number of sinkholes and insurance claims for sinkhole damage in the state.

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

(c) "Catastrophic ground cover collapse" or "collapse" means catastrophic ground cover collapse as defined in Section 627.706, F.S.

(d) through (h) No change.

(3) Insurers shall electronically submit data for all sinkhole or catastrophic ground cover collapse claims confirmed ~~investigated~~ on or after January 1, 2005 to the

~~Department of Financial Services (DFS), within the later of 60 days of the date of the investigation or the effective date of this rule. Data shall be submitted within 1 year of the effective date of this rule for any historical data related to confirmed sinkhole or catastrophic ground cover collapse claims closed on or after January 1, 2005 or within 60 days of the closure of a confirmed sinkhole or catastrophic ground cover collapse claim occurring after the effective date of this rule. Data shall be electronically submitted on Form DFS-I5-1999, "Sinkhole or Catastrophic Ground Cover Collapse Report," (Effective 8/2009), which is hereby incorporated by reference. The report form shall be obtained from and submitted to the DFS through the website at https://apps.fldfs.com/sinkholereport. No fee is required. Once submitted, reports shall be electronically updated on the DFS website within 60 days of any change in a reportable data element required by subsections (5) and (6) of this rule.~~

(4) The DFS shall allow insurers to provide an initial report of claims data for sinkhole and catastrophic ground cover collapse claims occurring between January 1, 2005 and December 31, ~~2010~~ 2009 via a database upload. In order for such data to be acceptable by DFS, it shall be formatted to meet the criteria specified by DFS in Form DFS-I5-1999.

(5) The ~~sinkhole~~ database shall include fields for the following information related to confirmed sinkhole and catastrophic ground cover collapse claims:

(a) through (g) No change.

~~(h) Whether a sinkhole or catastrophic ground cover collapse finding was disputed;~~

(i) through (n) renumbered (h) through (m) No change.

(6) The database shall include fields for the following information specific to confirmed catastrophic ground cover collapse claims:

~~(a)(a)~~ Longitude at which the claim occurred;

~~(b)(b)~~ Latitude at which the claim occurred;

~~(c)(c)~~ Method by which latitude and longitude were determined (i.e., topographic map, survey, hand held GPS);

~~(d)(d)~~ GPS datum type used;

~~(e)(e)~~ Survey Township;

~~(f)(f)~~ Survey Section;

~~(g)(g)~~ Survey Range;

~~(h)(h)~~ Elevation of land surface affected by collapse;

~~(i)(i)~~ Measured depth of collapse sinkhole;

~~(j)(j)~~ Measured width of collapse sinkhole (include minimum and maximum width);

~~(k)(k)~~ Slope of the collapse sinkhole walls (include minimum and maximum slope);

~~(l)(l)~~ Whether water is visible in the collapse sinkhole;

~~(m)(m)~~ Whether limestone is visible in the collapse sinkhole;

~~(n)(n)~~ Whether a cave is visible in the collapse sinkhole;

- (o)~~(ee)~~ Estimated time period for formation of the collapse sinkhole;
- (p)~~(dd)~~ Any pre-collapse indicators;
- (q)~~(ee)~~ Triggering mechanism most likely to have caused collapse sinkhole;
- (r)~~(ff)~~ Soil type at collapse sinkhole location;
- (s)~~(gg)~~ Land use of property involved in the collapse sinkhole loss;
- (t)~~(hh)~~ Structure affected by collapse sinkhole (i.e., residence, road, retention pond, etc.);
- (u)~~(ii)~~ Type of professional (Professional Geologist or Professional Engineer) who investigated collapse sinkhole;
- (v)~~(jj)~~ Whether the collapse sinkhole was repaired as part of the claim.

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:
53ER10-6 Draw Procedures

SUMMARY: This emergency rule sets forth the draw procedures for the Florida Lottery's online games.

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:

53ER10-6 Draw Procedures.

(1) Lottery drawings shall be public and witnessed by an accountant employed by an independent certified public accounting firm ("Accountant") who shall certify to the integrity, security and fairness of each drawing. All drawings shall be recorded by a video recorder.

(2) The ball sets and drawing machines used in Lottery drawings shall be determined by random selection and shall be inspected by an employee of the Florida Lottery's Security Division ("Draw Manager") and the Accountant before and after each drawing. The Draw Manager and the Accountant shall ensure that all balls within a set contain the same security code. A primary and secondary ball set and drawing machine shall be selected for each draw.

(3) The primary ball sets shall be weighed. If the weight of the ball set is outside of the tolerance range provided by the manufacturer, the secondary ball set shall be weighed. If the secondary ball set is outside of the tolerance range, other ball sets shall be selected and weighed by the Draw Manager and Accountant until an acceptable set is determined.

(4) Once a ball set has been determined, it shall be loaded by the Draw Manager into the primary drawing machine and a number of test draws shall be conducted, as follows:

(a) For Florida Lotto™, six test draws will be conducted. If the same digit is selected four times during the six draws, four additional test draws will be conducted. If the same digit is selected two additional times, an alternative ball set shall be used.

(b) For Fantasy 5®, seven test draws will be conducted. If the same digit is selected five times during the six draws, three additional test draws will be conducted. If the same digit is selected two additional times, an alternative ball set shall be used.

(c) For Mega Money™, six test draws will be conducted. If the same digit is selected four times during the six draws, four additional test draws will be conducted. If the same digit is selected two additional times, an alternative ball set shall be used.

(d) For Play 4™, five test draws will be conducted. If the same digit is selected three times during the five draws, three additional test draws will be conducted. If the same digit is selected two additional times, an alternative ball set shall be used.

(e) For Cash 3™, five test draws will be conducted. If the same digit is selected three times during the five draws, three additional test draws will be conducted. If the same digit is selected two additional times, an alternative ball set shall be used.

(5) If the alternative ball set does not pass the test drawing parameters, the backup drawing machine will be used. Tests will be conducted with ball sets whose weight falls within the tolerance range until an acceptable ball set and drawing machine have been determined.

(6) If the game for which a drawing is being held cannot be closed on the gaming system, the drawing will be delayed until the game can be closed.

(7) During the drawing, balls will be mixed and pushed into the display devices by the action of an air blower. A ball must be "trapped" in the display position at the top of the mixing chamber to be a winning number.

(8) In the event of a power failure, drawing equipment malfunction or error in the drawing process, including but not limited to the Host/Hostess announcing a ball number that was not trapped as specified in paragraph (g), the drawing will be stopped and will resume as soon thereafter as possible. The balls drawn before the occurrence, if any, will be declared valid.

(9) If a Draw Host/Hostess incorrectly announces the number of a ball that has been trapped in the display position, the Draw Manager shall immediately correct the Draw Host/Hostess by announcing the correct number.

(10) Upon certification by the Draw Manager and the Accountant, the numbers shown on the balls will be announced as the official winning numbers for the drawing.

(11) If an incorrect Xtra® number is revealed during the FLORIDA LOTTO™ draw, the Florida Lottery will pay prizes based on the higher of the Xtra number revealed and the actual Xtra number drawn.

(12) In the event a problem occurs that is not contemplated under this rule, the Florida Lottery shall use such substitute procedures as are fair and effective to perform the drawing. Such substitute procedures shall be determined in consultation with the Accountant referred to in paragraph (b). In using such substitute procedures the Florida Lottery shall strive to maintain the highest level of public confidence, security and integrity.

Rulemaking Authority 24.105(9)(d), 24.109(1) FS. Law Implemented 24.105(9)(d), 24.108(6) FS. History—New 3-1-10.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: March 1, 2010

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on February 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Rich

Trendel, 300 W. Adams Bldg., Jacksonville, FL, to not comply with Rule 3.11.3 and 2.7.4, ASME A17.3, 1996 edition until December 31, 2010 (VW 2010-035).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to LKC Property Management, Shorehouse Condominium, Bay Pines, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until January 1, 2013 (VW 2010-050).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Plantation Club Villas of Stuart, and location of the Serial Number 40426, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from James R. Dunne (VW 2010-071).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Stevens Landing of Marco Island, and location of the Serial Numbers 39000, 41134 and 41559, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Tom Boyce (VW 2010-072).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2

Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Best Western Orlando Gateway, Orlando, FL, and location of the Serial Number 35530, 35540-41 and 36826, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Bill Jones (VW 2010-073).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Wittner Centre Partners, St. Petersburg, FL, and location of the Serial Number 26778 and 26560, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Pamela LeCompte (VW 2010-074).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.1, Section 2.20.1, 2.20.9 and 2.24.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Holiday Inn, Pensacola Beach, FL, requests the variance to allow the installation of three Otis Gen2™ elevator systems at the above project. The petition was received from Patricia J. Serley (VW 2010-075).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a permanent variance from A17.1, Section 2.15.9.2 and 2.4.1.5, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, 2314 Medical Office Bldg., Boynton Beach, FL, requests the variance for the installation or a retractable toe guard. The petition was received from Edward Garcia (VW 2010-076).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, SOHO Investments LLC, Tampa, FL, and location of the Serial Number 35082, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from William P. Curtis (VW 2010-077).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, The River Club Condo of South Daytona, and location of the Serial Number 32676, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Ramara Garrett (VW 2010-078).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 10, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, 3.10.4(u) and 3.11.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Beach Club Condo, Daytona Beach Shores, FL, and location of the Serial Number 22188-89, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Lee Rugby, Agent (VW 2010-079).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 10, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety

received a petition for an emergency temporary variance from A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Ascension Inn Beach Resort Condo Assoc., Inc., Daytona Beach Shores, FL, and location of the Serial Number 11193, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Sherry K. Clifton (VW 2010-080).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 11, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Ketch Courtyard Assoc., Fernandina Beach, FL, and location of the Serial Number 34299, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Lisa King (VW 2010-081).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 11, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Whispering Sands, Sarasota, FL, and location of the Serial Number 20049-52, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Richard Jones (VW 2010-082).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 11, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3 and 3.3.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Bonita Resort & Club, Bonita Springs, FL, and location of the Serial Number 31058,

requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Jean Sargent (VW 2010-083).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 12, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.1(a)(2) and 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Pattison Bldg., Venice, FL, and location of the Serial Number 26693, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Mary Jo Pattison (VW 2010-084).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 12, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Northbridge Center, West Palm Beach, FL, and location of the Serial Number 34058-63, 34213-15 and 36487-88, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Bertie L. Russo (VW 2010-085).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 12, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Bank of America Tower, Tampa, FL, and location of the Serial Number 36693-36710 and 37387, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Tray Edmonds, agent (VW 2010-086).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 12, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.1, Section 2.20.1, 2.20.9 and 2.24.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, UWF Heritage Hall, Pensacola, FL, requests the variance to allow the installation of two Otis Gen2™ elevator systems at the above project. The petition was received from Patricia J. Serley (VW 2010-087).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 15, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Shoreline Island Resort, Madeira Beach, FL, and location of the Serial Number 23991, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Kay Yocum (VW 2010-088).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 15, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C., and Section 399.15, F.S. The petitioner, Oceans Seven Condo Assoc., Inc., Daytona Beach Shores, FL, and location of the Serial Number 22704-05, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Karen Wright (VW 2010-089).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 15, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, River's II Condo Assoc., Cape Coral, FL, and location of the Serial Number 41091, requests the

variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Paola Zunino (VW 2010-090).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 17, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Oxford Building, St. Petersburg, FL, and location of the Serial Number 31953, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Lawrence Schiller (VW 2010-091).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on February 11, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Routine Variance petition on February 2, 2010 for subsections 61C-4.010(6), (7), F.A.C., from Black Fig, Tallahassee, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to utilize bathrooms located within another business in the same mall within 300 feet for customer use only.

The variance petition was published in Vol. 36, No. 8 in February 26, 2010, and approval is contingent upon the Petitioner ensuring the bathrooms located within Loli and the Bean Shop are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Loli and the Bean Shop changes, an updated signed agreement for use of the bathroom facilities is required immediately.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 9, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Petition for a Routine Variance on January 12, 2010 for subparagraph 61C-1.002(5)(a)2., F.A.C., from Brat Cart 1, Jacksonville, FL. The above referenced F.A.C. addresses the requirements that a mobile food dispensing vehicle be a vehicle that is otherwise movable. They are requesting to mount the mobile food dispensing vehicle on casters rather than an axle.

The variance request was published in Vol. 36, No. 4, January 29, 2010, and approval is contingent upon the petitioner maintaining the casters in good repair. No additional equipment is to be installed. The unit must report to its commissary each day of operation for support services. The operation of this unit is restricted to the Baseball Grounds of Jacksonville, 301 Randolph Blvd., Jacksonville, FL.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 9, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Petition for a Routine Variance on January 12, 2010 for subparagraph 61C-1.002(5)(a)2., F.A.C., from Brat Cart 2, Jacksonville, FL. The above referenced F.A.C. addresses the requirements that a mobile food dispensing vehicle be a vehicle that is otherwise movable. They are requesting to mount the mobile food dispensing vehicle on casters rather than an axle.

The variance request was published in Vol. 36, No. 4, January 29, 2010, and approval is contingent upon the petitioner maintaining the casters in good repair. No additional equipment is to be installed. The unit must report to its commissary each day of operation for support services. The operation of this unit is restricted to the Baseball Grounds of Jacksonville, 301 Randolph Blvd., Jacksonville, FL.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 25, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The department received a Petition for a Routine Variance on February 15, 2010 for Section 509.221(1)(b), Florida Statutes, paragraph 61C-1.004(2)(a), subsections 61C-4.010(6), (7), F.A.C., and Section 6-402.11, 2001 FDA Food Code from Christopher Pier II, Fernandina Beach, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same level be provided for use by

customers and employees. They are requesting to utilize the public bathrooms located on a different level within the establishment for use by both customers and employees.

The petition will be published in Vol. 36, No. 9, March 5, 2010, and approval is contingent upon the Petitioner ensuring the public bathrooms located on the different level within the establishment are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying devices, employee hand washing signage and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within the establishment clearly stating the location of the bathrooms.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 22, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received an Emergency Variance request on February 12, 2010 for Section 509.221(1)(b), Florida Statutes, subsection 61C-1.004(1), paragraph 61C-1.004(1)(d), F.A.C., and Paragraph 5-202.11(A), 2001 FDA Food Code from Frozeberry, Orlando, FL. The above referenced F.A.C. addresses the requirement that each establishment discharge sewage into an approved collection system and have an approved plumbing system installed. They are requesting to utilize holding tanks to provide potable water and to collect waste water.

The variance request was published in Vol. 36, No. 8, February 26, 2010, and approval is contingent upon the Petitioner ensuring the waste water holding tanks for the three-compartment sink and hand wash sink are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. Must also ensure that the three-compartment sink and hand wash sink are provided with hot and cold running water under pressure.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 9, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Routine Variance request on January 20, 2010 for subsection 61C-1.004(1), F.A.C. and Section 5-203.13, 2001 FDA Food Code, Section 509.221(1)(b), Florida Statutes, paragraph 61C-1.004(1)(d),

F.A.C., and Paragraph 5-202.11(A), 2001 FDA Food Code from Gelato & Such, Orlando, FL. The above referenced F.A.C. addresses the requirements that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; that each establishment discharge sewage into an approved collection system and have an approved plumbing system installed. They are requesting to utilize a mopsink located within another licensed establishment under the same ownership and utilize holding tanks to provide potable water and collect waste water.

The initial request was published in Vol. 36, No. 6, February 12, 2010, and approval is contingent upon the petitioner ensuring the wastewater holding tanks for the three-compartment sink and hand sink are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The petitioner shall also ensure that the mop sink located within Wilfredo's Italian Ristorante (SEA5803406) is maintained in a clean and sanitary manner and provided with hot and cold running water under pressure and available during all hours of operation. If the owner of either Wilfredo's Italian Ristorante or Gelato & Such changes, the Division must be notified immediately as the conditions in this variance will need to be re-evaluated and a written agreement for the sharing of equipment must be provided immediately.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 9, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Routine Variance on January 15, 2010 for Section 509.221(1)(b), Florida Statutes, paragraph 61C-1.004(2)(a), subsections 61C-4.010(6), (7), F.A.C., and Section 6-402.11, 2001 FDA Food Code from IHOP, Daytona Beach, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers and employees. They are requesting to share bathroom facilities with an adjoining establishment located within the same structure.

The initial variance request was published in Vol. 36, No. 5, February 5, 2010 and approval is contingent upon the public bathrooms located in the convenience store being maintained in a clean and sanitary manner and provided with hot and cold running water under pressure, soap, approved hand drying devices, employee hand washing signage and are available during all hours of operation. Also directional signage must be installed within and outside the establishment clearly stating

the location of the bathrooms. If the ownership of the convenience store changes, a new written agreement must be provided to the division immediately.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 25, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received an Emergency Variance request on February 15, 2010 for subsections 61C-4.010(6), (7), F.A.C., from Moscato's, St. Petersburg, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to utilize bathrooms located within another business for customer use only.

The variance request will be published in Vol. 36, No. 9, March 5, 2010, and approval is contingent upon the Petitioner ensuring the public bathrooms located in the TriBenefit Services Group office are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved drying devices and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within and outside the establishment clearly stating the location of the bathrooms. If the ownership of TriBenefit Services Group changes, a new written agreement must be provided to the division immediately.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 11, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received a Routine Variance request on February 3, 2010 for Section 509.221(1)(b), Florida Statutes, subsection 61C-1.004(1), paragraph 61C-1.004(1)(d), F.A.C., and Paragraph 5-202.11(A), 2001 FDA Food Code from Amway Center (Sky and Ozone Bar), Orlando, FL. The above referenced F.A.C. addresses the requirement to discharge water or wastewater into an approved plumbing system installed according to law. They are requesting to install potable and waste water holding tanks at the hand wash sinks in two portable bars.

The request was published in Vol. 36, No. 7, February 19, 2010, and approval is contingent upon the Petitioner ensuring the waste water holding tanks for the sinks are emptied at a

frequency as to not create a sanitary nuisance; potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure these hands sinks are provided with hot and cold running water under pressure, soap, employee hand washing signage and approved hand drying devices.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 25, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received an Emergency Variance petition on February 18, 2010 for subparagraph 61C-1.002(5)(a)2., F.A.C., from Roger Dean Stadium-Hot Dog #1, Jupiter, FL. The above referenced F.A.C. addresses the requirement that a mobile food dispensing vehicle be self-propelled or otherwise movable. They are requesting to mount the mobile food dispensing vehicle on casters rather than an axle.

The petition will be published in Vol. 36, No. 9, March 5, 2010, and approval is contingent upon the Petitioner maintaining the casters in good repair. No additional equipment is to be installed. The unit must report to its commissary each day of operation for support services. The operation of this unit is restricted to the Roger Dean Stadium, 4751 Main Street, Jupiter, FL.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 25, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

The Department received an Emergency Variance request for subparagraph 61C-1.002(5)(a)2., F.A.C., from Roger Dean Stadium-Island Grill, Jupiter, FL. The above referenced F.A.C. addresses the requirement that a mobile food dispensing vehicle be self-propelled or otherwise movable. They are requesting to mount the mobile food dispensing vehicle on casters rather than an axle.

The variance request will be published in Vol. 36, No. 9, March 5, 2010, and approval is contingent upon the Petitioner maintaining the casters in good repair. No additional equipment is to be installed. The unit must report to its commissary each day of operation for support services. The operation of this unit is restricted to the Roger Dean Stadium, 4751 Main Street, Jupiter, FL.

A copy of the Order may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

NOTICE IS HEREBY GIVEN THAT on February 22, 2010, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsections 61C-4.010(6), (7), F.A.C., from Wow Pizza, Tampa, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to utilize bathrooms located within another business for customer use only.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE IS HEREBY GIVEN THAT on March 2, 2010, the Department of Environmental Protection has issued an order.

The Department has granted a variance to Hillsborough County from the provisions of Rule 62-711.530, F.A.C. This variance will allow the county to accumulate additional waste tires at the Southeast Landfill prior to using the tires in various projects at the landfill.

A copy of the Order may be obtained by contacting: Richard Tedder, Department of Environmental Protection, Solid Waste Section, MS #4565, 2400 Blair Stone Road, Tallahassee, Florida 32399, (850)245-8735, email: richard.tedder@dep.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on February 23, 2010, the Department of Environmental Protection, received a petition for variance from Mosaic Fertilizer, LLC, requesting a variance from rule provisions addressing slope, zone of fluctuation, greenbelt around water bodies, % cover, use of all indigenous species, and the reclamation schedule under the Mandatory Phosphate Mine Reclamation Rule, Chapter 62C-16, F.A.C. Mosaic seeks this variance to reclaim upland portions of the Payne Creek Mine in Polk County, Florida to their highest and most beneficial use as a golf course and associated infrastructure. The upland portions to be reclaimed are currently subject to the conditions of the Department-issued Conceptual Reclamation Plan, MOS-PC-CP(G). The Petition requested a variance from

paragraphs 62C-16.0051(2)(a), (6)(a), (6)(c), (10)(b), (10)(e), and (12)(2)(b), F.A.C. The Petition has been assigned File No.: OGC #10-0922.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Orlando Rivera, Department of Environmental Protection, 113 Collins Building, 2051 East Dirac Drive, Tallahassee, Florida 32310, (850)488-8217. Written comments must be received no later than 14 days from date of publication of this notice.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on February 5, 2010, the Florida Department of Health, Division of Medical Quality Assurance, received a petition for Variance or Waiver from Laura Hernandez, D.D.S., 9301 S. W. 92nd Avenue, Apartment B-314, Miami, Florida 33176. Pursuant to Section 120.542, F.S., petitioner is seeking waiver from subsection 64B5-2.013(1)(i), F.A.C., as to the three attempts to take the clinical examination as well as the additional educational requirements as specified by the Board.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bridget Coates, Government Operations Consultant, Department of Health, 4052 Bald Cypress Way, Bin #C90, Tallahassee, Florida 32399-1703.

NOTICE IS HEREBY GIVEN THAT on March 2, 2010, the Board of Medicine, received a petition for waiver or variance filed by Jean Desse, M.D., from subsections 64B8-4.009(4) and (5), F.A.C., with regard to the requirement for submission of medical school transcripts, translation of transcripts, and documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN THAT on March 1, 2010, the Board of Medicine, received a petition for waiver or variance filed by Mirela Galatanu, M.D., from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

The Board of Osteopathic Medicine hereby gives notice that the petition filed by John J. Urban, Esq. on behalf of Brian R. Kirkland, D.O., on February 2, 2010, seeking a variance or waiver from Rule 64B15-13.001, F.A.C., has been withdrawn. The Notice of Petition was published in Vol. 36, No. 6 of the February 12, 2010, issue of the Florida Administrative Weekly. The person to be contacted regarding this petition is: Kaye Howerton, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-5256.

NOTICE IS HEREBY GIVEN THAT on February 25, 2010, the Department of Health, received a petition for an Emergency Temporary Variance or Waiver from subparagraph 64E-13.004(6)(a)1., F.A.C., from Bay Haven Charter Academy, 2501 Hawks Landing Boulevard, Lynn Haven, Florida. This rule requires schools to have toilet and handwashing facilities for preschool grades through grade three located within or adjoining their classrooms. Common toilet facilities for both sexes shall not be allowed above the third grade. Comments on this petition should be filed: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tracy Perez, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710, (850)245-4277.

NOTICE IS HEREBY GIVEN THAT on February 26, 2010, the Department of Health, received a petition for an Emergency Variance from paragraph 64E-13.004(6)(a), F.A.C., from Capstone Academy, 5308 Stewart St., Milton, Florida. This rule requires schools that have group toilet rooms, to have a partition placed between each water closet and each compartment to have a door.

Comments on this petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Eychaner, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710, (850)245-4277.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on February 18, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), F.A.C., from Youth and Family Alternatives, Inc. and Jamie Butler, assigned Case No. 10-014W. Subsection 65C-15.017(3), F.A.C., requires agency staff responsible for performing casework services shall have a bachelor's or master's degree in social work or 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 26, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), F.A.C., from Windalon Necole Marshall, assigned Case No. 10-015W. Subsection 65C-15.017(3), F.A.C., requires agency staff responsible performing casework services shall have a bachelor's or 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 16, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), F.A.C., from Family Preservation Services of Florida, Inc. and Christopher Gibala. Subsection 65C-15.017(3), F.A.C., requires agency staff responsible for performing casework services shall have a bachelor's or 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 March 2, 2010, the Department of Children and Families, received a petition for waiver of Rule 65C-13.030, F.A.C., from Children's Home Society of Florida and David and Katherine McPherson. Rule 65C-13.030, F.A.C., states there should be no more than five children in a licensed home, including the family's own children.

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 26, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: 350 NW, LLC.

DATE PETITION WAS FILED: December 22, 2009.

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.0010(3)(b), F.A.C.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, January 8, 2010, Vol. 36, No. 1.

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: February 26, 2010.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website: www.floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on March 1, 2010, the Florida Housing Finance Corporation, received a petition for Waiver/Variance from subsection 67-48.004(1), F.A.C., from Villa Aurora, LLLP. The petition is seeking a waiver of the requirement that, for applicants selecting and qualifying for the Homeless Demographic, a Case Manager be provided "for every 25 residents", and instead requests that a Case Manager be required for every 25 Homeless or formerly Homeless resident families. Also, a waiver from the provisions of the Land Use Restriction Agreement and the Extended Use Agreement, both of which require a Case Manager be provided "for every 25 residents", and instead request such requirement be amended in both the LURA and the EUA to provide for a Case Manager for every 25 Homeless or formerly Homeless resident families.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: www.floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on

the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on February 26, 2010, the Florida Housing Finance Corporation has issued an order. NAME OF THE PETITIONER: Village Allapattah Phase II, LLC.

DATE PETITION WAS FILED: January 13, 2010.

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Part III.D.1.f. of the 2006 Rental Recovery Loan Program Instructions.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, December 4, 2009, Vol. 36, No. 3.

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: February 26, 2010.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website: www.floridahousing.org.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT on December 16, 2009, the Department of Financial Services, Division of State Fire Marshal, received a petition for permanent waiver of Rule 69A-60.004, F.A.C. Petitioner is seeking a permanent waiver of that portion of the rule mandating the installation of fire alarm systems at Brookwood Club located at 1385 Brookwood Forest Blvd., Jacksonville, Duval County, Florida, stating substantial hardship or unfairness.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238, Fax: (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing: Lesley.Mendelson@myfloridacfo.com.

**Section VI
Notices of Meetings, Workshops and Public Hearings**

DEPARTMENT OF STATE

The **Division of Historical Resources**, Bureau of Historic Preservation announces a public meeting to which all persons are invited.

DATES AND TIME: March 22-23, 2010, 9:00 a.m.

PLACE: Acquisition and Development Panel will meet in Heritage Hall Auditorium, First Floor, and the Protection and Education Panel will meet, Room 307, Third Floor, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and ranking of 2011 Historic Preservation Small Matching Grant applications by grant panels appointed by the Secretary of State.

A copy of the agenda may be obtained by contacting: Grants Staff at email: bhprgrants@flheritage.com or by calling (850)245-6333, or 1(800)847-7278 (Toll-free).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Lynnsey Weissenberger by email: lkweissenberger@dos.state.fl.us or by calling (850)245-6333 or 1(800)847-7278 (Toll-free). If you are 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: Grants Staff at email: bhprgrants@flheritage.com or by calling (850)245-6333 or 1(800)847-7278 (Toll-free).

The **Friends of Mission San Luis, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 25, 2010, 6:00 p.m. – conclusion

PLACE: Mission San Luis Conference Room, 2100 W. Tennessee Street, Tallahassee, Florida 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Mission San Luis Board of Directors will meet to discuss new rental use guidelines, BOD term expiration dates, FY 08-09 audit, fundraising activities, and other Friends business.

A copy of the agenda may be obtained by contacting: Jessica Shiver at (850)487-1666.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jessica Shiver at (850)487-1666. If you are hearing

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jessica Shiver at (850)487-1666 or at jbshiver@dos.state.fl.us.

The Division of Cultural Affairs and the Citizens for Florida Arts, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 23, 2010, 10:00 a.m.

PLACE: 231 East Adams Street, Jacksonville, Florida 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review, and take action on funding and any other business that may appropriately come before the board.

Note: if a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: Morgan Lewis at (850)245-6356 or by email: mblewis@dos.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Laura Blischke at (850)245-6475 or by email: llblischke@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Morgan Lewis at (850)245-6356 or by email: mblewis@dos.state.fl.us.

DEPARTMENT OF LEGAL AFFAIRS

The **Florida Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 10, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: March 10, 2010, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Committee.

DATE AND TIME: March 11, 2010, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance/Budget Committee.

DATE AND TIME: March 17, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

DATE AND TIME: March 18, 2010, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: March 24, 2010, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 1st Quarterly Meeting of 2010 of the Florida Commission on the Status of Women.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300 Fax: (850)921-4131.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **State Fair Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2010, 6:30 p.m.
PLACE: Florida State Fairgrounds, Tampa, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED:
2010 Florida State Fair Recap.

A copy of the agenda may be obtained by contacting: Kathleen Fisher at (813)627-4221.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kathleen Fisher at (813)627-4221. If you are 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: Kathleen Fisher at (813)627-4221.

The **Subcommittee on Imperiled Species** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2010, 2:00 p.m.
PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Tallahassee, FL 32399, (850)487-0532
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Subcommittee is charged with developing recommendations to the Coordinating Council for Mosquito Control regarding conduct of mosquito control that will: 1) allow for management and recovery of imperiled species by state and federal agencies and 2) allow the Mosquito Control Districts to continue to provide mosquito control as required by State Law under Chapter 388, Florida Statutes. This meeting will be used to discuss priorities of the subcommittee.

For more information, you may contact: Mr. Max Feken, Bureau of Pesticides, 3125 Conner Boulevard, Building 6, Tallahassee, Florida 32399-1650, (850)487-0532.

A copy of the meeting agenda and instructions for joining via teleconference (webex) may be obtained by contacting: the Bureau of Pesticides at the above number or via e-mail (fekenm@doacs.state.fl.us).

The **Pesticide Registration Evaluation Committee (PREC)** announces a public meeting to which all persons are invited.

DATE AND TIME: April 1, 2010, 9:00 a.m.
PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399, (850)487-2130

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: Pesticide Registration Section at (850)487-2130 or from PREC website: <http://www.flaes.org/pesticide/pesticideregistration.html>.

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)487-2130.

DEPARTMENT OF EDUCATION

The **Division of Blind Services**, Business Enterprises Program announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 25, 2010, 2:30 p.m.
PLACE: Call: 1(888)808-6959, When prompted, enter Conference Code: 2450325 to join the call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Share information with District 8 Vendors about the recent quarterly meeting of the State Committee of Vendors.

A copy of the agenda may be obtained by contacting: Gene Newcomb, Division of Blind Services, Turlington Building, Suite 1114, 325 West Gaines Street, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Gene Newcomb, Division of Blind Services, Turlington Building, Suite 1114, 325 West Gaines Street, Tallahassee, Florida 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Gene Newcomb, Division of Blind Services, Turlington Building, Suite 1114, 325 West Gaines Street, Tallahassee, Florida 32399.

The **Commission for Independent Education** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 24, 2010, 10:00 a.m.
PLACE: Teleconference at the "Meet Me" number: 1(888)808-6959, Conference Code: 2453206

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the General Business of the Placement/Retention Subcommittee.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If

you are 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

The **Commission for Independent Education** announces a public meeting to which all persons are invited.

DATES AND TIMES: March 30, 2010, Commission Member Training, 9:00 a.m. – 1:00 p.m.; Rules Committee meeting, 2:30 p.m.; March 31, 2010, Commission Meeting, 9:00 a.m.

PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED:

March 30, 2010 Commission will hold training for Commission Members. No public comment will be taken.

Rules Committee will meet to conduct the general business of the Rules Committee.

March 31, 2010 Commission for Independent Education will consider: All Degree Granting Institutions and Non-Degree granting institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Application for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual License, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If you are 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: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Communities Trust** announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, March 30, 2010, 1:00 p.m. – 5:00 p.m. (EST)

PLACE: Department of Community Affairs, Sadowski Building, Kelley Training Center, Room 305, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 (Directions: (850)922-2207)).

DATE AND TIME: Thursday, April 1, 2010, 1:00 p.m. – 5:00 p.m. (EST) (FCT staff will conduct this workshop in Tallahassee via video conference. The public is welcome to attend in Tallahassee on this date in addition to the Tuesday, March 30, 2010 date. Location in Tallahassee is the same as above).

PLACE: Broward County Government Complex, County Commission Chamber, Room 422, 115 S. Andrews Ave., Fort Lauderdale, Florida 33301 (Directions: (954)357-7000)).

DATE AND TIME: April 6, 2010, 9:00 a.m. – 1:00 p.m. (EST)

PLACE: Seminole County Government Complex, County Commission Chamber, Room 1028, 1101 East 1st Street, Sanford, Florida 32771 (Directions: (407)665-0311)).

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of these workshops is to provide information and technical assistance to eligible applicants to assist in the preparation of applications for awards for land acquisitions under the Florida Communities Trust's Park and Open Space Florida Forever Program.

ACTION TO BE TAKEN: Information will be presented to assist interested persons in completing the Florida Communities Trust's Park and Open Space Florida Forever application form (FCT-5) and in understanding the review, evaluation, and acquisition procedures.

A copy of the agenda may be obtained by contacting: The Agenda for the workshops will be as follows:

1. Call to order.

2. Explanation by representatives of the Trust as to the purpose of the Florida Communities Trust Florida's Forever Program and the application procedure.
3. Public questions.
4. Adjournment.

WHERE TO OBTAIN COPIES: Copies of the Florida Communities Trust Florida Forever Program application form FCT-5 and Rule Chapter 9K-7, F.A.C., the rule governing the Florida Forever Program of the Florida Communities Trust, will be available at the workshops or may be obtained by visiting the Trust website: www.floridacommunitiestrust.org, calling: (850)922-2207 or by writing: Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Communities Trust at (850)922-2207. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF LAW ENFORCEMENT

The **Criminal Justice Standards and Training Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, March 29, 2010, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959. Passcode followed by the pound sign: 4108657#. Please call at least 5 minutes prior to 2:00 p.m. Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Conference Room B1055, 2331 Phillips Road, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take action on a request for waiver of Commission rules and to discuss other Commission business.

A copy of the agenda may be obtained by contacting: Donna Hunt at (850)410-8615, e-mail: donnahunt@fdle.state.fl.us or write: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, FL 32302.

Pursuant to the provisions of 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 Hunt at (850)410-8615, e-mail: donnahunt@fdle.state.fl.us or write: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, FL 32302. If you are 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: Donna Hunt at (850)410-8615, e-mail: donnahunt@fdle.state.fl.us or write: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, FL 32302.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2010, 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: Approval to publish Notices of Proposed Rule for the following rule sections.

- Rule 12-16.005, F.A.C. (Requirements for Consent Agreements) – Consent Agreements.
- Rule 12-24.003, F.A.C. (Requirements to File or to Pay Taxes by Electronic Means – Payment of Taxes and Submission of Returns by Electronic Means; Taxpayer Recordkeeping and Retention Requirements.
- Rule 12A-19.071, F.A.C. (Department of Revenue Electronic Database), and Rule 12A-19.100, F.A.C. (Public Use Forms) – Communications Services Tax.
- Rule 12B-8.0016, F.A.C. (Department of Revenue Electronic Database) – Insurance Premium Tax.
- Rule 12C-1.013, F.A.C. (Adjusted Federal Income Defined) – Corporate Income Tax.
- Rule 12-6.0015, F.A.C. (Public Use Forms) – Informal Protest and Appeal Procedure.
- Rule 12-18.004, F.A.C. (Submission of Information and Claims for Compensation) – Compensation for Tax Information.
- Rule 12-24.011, F.A.C. (Public Use Forms) – Payment of Taxes and Submission of Returns by Electronic Means; Taxpayer Recordkeeping and Retention Requirements.
- Rule 12A-1.060, F.A.C.(Registration), Rule 12A-1.061, F.A.C. (Rentals, Leases, and Licenses to Use Transient Accommodations), and Rule 12A-1.097, F.A.C. (Public Use Forms) – Sales and Use Tax.
- Rule 12A-19.100, F.A.C. (Public Use Forms) – Communications Services Tax.
- Rule 12B-4.003, F.A.C. (Public Use Forms) – Documentary Stamp Tax.
- Rule 12B-5.150, F.A.C. (Public Use Forms) – Fuels and Pollutants Tax.
- Rule 12C-1.051, F.A.C. (Forms) – Corporate Income Tax.
- Rule 12C-3.008, F.A.C. (Public Use Forms) – Estate Tax.

A copy of the agenda and the meeting materials may be obtained by contacting Larry Green at (850)922-4830 or by going to the Department's Internet site: <http://dor.myflorida.com/dor/rules>.

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

NOTICE OF CHANGE – The Department of Revenue announces a public hearing to which all persons are invited.

DATE AND TIME: March 23, 2010, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m. A notice of public meeting for the March 3, 2010, meeting of the Governor and Cabinet, was published in the February 26, 2010, (Vol. 36, No. 8, pp. 964-965), Florida Administrative Weekly.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed amendments to the rules listed below. These proposed rule amendments were noticed in the December 31, 2009 (Vol. 35, No. 52, pp. 6720-6733), Florida Administrative Weekly.

- Rule 12-3.007, F.A.C. (Delegation of Authority) – General; Procedure.
- Rule 12-13.009, F.A.C. (Closing Agreements) – Compromise and Settlement.
- Rule 12A-1.005, F.A.C. (Admissions), Rule 12A-1.085, F.A.C. (Exemption for Qualified Production Companies), and Rule 12A-1.097, F.A.C. (Public Use Forms), as corrected in the Florida Administrative Weekly on January 29, 2010 (Vol. 36, No. 4, p. 496) – Sales and Use Tax.
- Rule 12B-8.001, F.A.C. (Premium Tax; Rate and Computation) – Insurance Premium Taxes, Fees and Surcharges.
- Rule 12C-1.0221, F.A.C. (Returns, Notices, and Elections; Signing and Verification) – Corporate Income Tax.
- Rule 12C-1.0186, F.A.C. (Credit for Florida Alternative Minimum Tax), Rule 12C-1.0187, F.A.C. (Credits for Contributions to Nonprofit Scholarship Funding Organizations), and Rule 12C-1.051, F.A.C. (Forms) – Corporate Income Tax.
- Rule 12C-1.0191, F.A.C. (Capital Investment Tax Credit Program), Rule 12C-1.0192, F.A.C. (Renewable Energy Technologies Investment Tax Credit), Rule 12C-1.0193, F.A.C. (Florida Renewable Energy Production Credit), and Rule 12C-1.051, F.A.C. (Forms) – Corporate Income Tax.

A Notice of Change to Rule 12C-1.051, F.A.C. (Forms), published in the February 12, 2010 (Vol. 36, No.6, p. 725), Florida Administrative Weekly.

A copy of the agenda and the meeting materials may be obtained by contacting: Larry Green at (850)922-4830 or by going to the Department's Internet site: <http://dor.myflorida.com/dor/rules>.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the 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).

NOTICE OF CHANGE – The Department of Revenue announces a public hearing to which all persons are invited.

DATE AND TIME: March 23, 2010, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m. A notice of public meeting for the March 9, 2010, meeting of the Governor and Cabinet, was published in the February 26, 2010, (Vol. 36, No. 8, p. 965), Florida Administrative Weekly.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish Notices of Proposed Rule for the following rule sections.

- Rule 12-19.005, F.A.C. (Confidentiality of Reports; Disclosure of Information) – Reports of Large Currency Transactions.
- Rule 12A-1.060, F.A.C. (Registration) – Sales and Use Tax.
- Rule 12A-1.002, F.A.C. (Practitioners of the Healing Arts) – Sales and Use Tax.
- Rule 12A-1.015, F.A.C. (Industrial Gases) – Sales and Use Tax.
- Rule 12A-1.020, F.A.C. (Licensed Practitioners; Drugs, Medical Products and Supplies) – Sales and Use Tax.
- Rule 12A-1.021, F.A.C. (Prosthetic and Orthopedic Appliances) – Sales and Use Tax.
- Rule 12A-1.0215, F.A.C. (Veterinary Sales and Services) – Sales and Use Tax.
- Rule 12A-1.097, F.A.C. (Public Use Forms) – Sales and Use Tax.

A copy of the agenda and the meeting materials may be obtained by contacting: Larry Green at (850)922-4830 or by going to the Department's Internet site: <http://dor.myflorida.com/dor/rules>.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations

to participate in this meeting is asked to advise the agency at least 48 hours before the 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 **Commercial Motor Vehicle Review Board**, meeting announces a hearing to which all persons are invited.

DATE AND TIME: March 11, 2010, 8:30 a.m.

PLACE: Embassy Suites Fort Lauderdale, 1100 S. E. 17th Street, Ft. Lauderdale, FL 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor.

Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights imposed on the highway by the axles and wheels of motor vehicles, to special fuel and motor fuel tax compliance, or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Christine Jones, Executive Assistant, Commercial Motor Vehicle Review Board, 325 John Knox Rd., Bldg. K, Tallahassee, FL 32303.

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

The Florida **Department of Transportation** announces a hearing to which all persons are invited.

DATE AND TIME: March 25, 2010, 5:00 p.m. (CDT)

PLACE: Village Baptist Church, Fellowship Hall, 101 Matthew Boulevard, Destin, Florida 32541

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of Financial Project ID 414132-1 and 414132-2, otherwise known as SR 30 (US 98). The limits of the project corridor are from County Road 30F (Airport Road) to Walton County line, Okaloosa County, Florida and from Walton County Line to County Road 30A, Walton County, Florida.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Alan Vann, FDOT Project Coordinator at 1(888)638-0250, ext. 523

(alan.vann@dot.state.fl.us) or Tommie Speights, FDOT District Three Public Information Director at 1(888)638-0250, ext. 208 (tommy.speights@dot.state.fl.us) at least seven days prior to the meeting.

A copy of the agenda may be obtained by writing: Alan Vann, FDOT Project Coordinator, Florida Department of Transportation, P. O. Box 607, Chipley, FL 32428.

Pursuant to the provisions of 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: Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Alan Vann, FDOT Project Coordinator at 1(888)638-0250, ext. 523 (alan.vann@dot.state.fl.us) or Tommie Speights, FDOT District Three Public Information Director at 1(888)638-0250, ext. 208 (tommy.speights@dot.state.fl.us) at least seven days prior to the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Alan Vann, FDOT Project Coordinator, Florida Department of Transportation, P. O. Box 607, Chipley, FL 32428, (850)415-9523 or email: alan.vann@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 **Florida Hurricane Catastrophe Fund Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2010, 2:00 p.m. (ET), immediately following the conclusion of the meeting of the Governor and Cabinet

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Board of Directors of the Florida Hurricane Catastrophe Fund Finance Corporation, a public benefits corporation created under Section 215.555, F.S. The Board of Directors will address and take action on 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.

Pursuant to the provisions of 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: Tracy Allen, Florida Hurricane Catastrophe Fund at (850)413-1341 or tracy.allen@sbafla.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: Tracy Allen at the number or email listed above.

The **State Board of Administration** of Florida (SBA) announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2010, 2:00 p.m. (ET) – conclusion of the meeting

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Trustees of the SBA to address and take action on 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.

Pursuant to the provisions of 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: Tracy Allen, Florida Hurricane Catastrophe Fund, at (850)413-1341 or tracy.allen@sbafla.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: Tracy Allen at the number or email listed above.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Children and Youth Cabinet** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2010, 1:00 p.m. – 5:00 p.m.

PLACE: Mission San Luis, 2100 West Tennessee Street (US 90), Tallahassee 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is a workshop that will continue the Cabinet's work on Indicators. The workshop will also provide information on next steps in an outcomes accountability process, and include Cabinet discussion on timeline and tasks for moving the process forward.

A copy of the agenda may be obtained by contacting: Sharon L. Read at (239)489-9331, Sharon.Read@eog.myflorida.com.

For more information, you may contact: Sharon L. Read at (239)489-9331, Sharon.Read@eog.myflorida.com.

The **Office of Drug Control** announces a telephone conference call to which all persons are invited.

DATES AND TIME: Tuesday, March 30, 2010; April 6, 2010; April 27, 2010, 10:30 a.m.

PLACE: Room 2105, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Director Support Organization Board Meeting.

A copy of the agenda may be obtained by contacting: Claude Shipley at (850)414-8820.

Pursuant to the provisions of 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: Claude Shipley at (850)414-8820. If you are 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: Claude Shipley at (850)414-8820.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 2010, 1:00 p.m.

PLACE: Suwannee River Economic Council, Meeting Room, 114 Southwest Community Circle, Mayo, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Lafayette County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of 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 business days before the workshop/meeting by contacting: (352)955-2200. If you are 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 **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2010, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of 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 business days before the workshop/meeting by contacting: (352)955-2200. If you are 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 **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2010, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of 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 business days before the workshop/meeting by contacting: (352)955-2200. If you are 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 **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2010, 6:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Program Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of 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 business days before the workshop/meeting by contacting: (352)955-2200. If you are 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 **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2010, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of 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 business days before the workshop/meeting by contacting: (352)955-2200. If you are 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 **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 8, 2010, 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.

Pursuant to the provisions of 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 12, 2010, 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.

Pursuant to the provisions of 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 12, 2010, 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 12, 2010, 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.

Pursuant to the provisions of 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 26, 2010, 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.

Pursuant to the provisions of 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 **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 5, 2010, 10:30 a.m.

PLACE: 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting. Any proposed Local Government Comprehensive Plan received prior to the meeting. Any adopted Local Government

Comprehensive Plan received prior to the meeting. Any Proposed Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting. Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting. Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments for North Miami. Any Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting. Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting. Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location. Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call: Council Offices at (954)985-4416 (Broward).

A copy of the agenda may be obtained by contacting: (954)985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: (954)985-4416. If you are 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: (954)985-4416.

The **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 24, 2010, 10:30 a.m. (ET)

PLACE: Holiday Inn Hotel & Suites, 2725 Graves Road, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda will include the review of any local government plan amendments received in a timely manner.

A copy of the agenda may be obtained by contacting: Janice Watson, ARPC, 20776 Central Avenue East, Blountstown, FL 32424.

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.

REGIONAL TRANSPORTATION AUTHORITIES

The **Tampa Bay Area Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 26, 2010, 9:30 a.m.

PLACE: Florida Department of Transportation (FDOT), District Seven Office, 11201 N. McKinley Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Tampa Bay Area Regional Transportation Authority (TBARTA) announces its monthly calendar of meetings.

The TBARTA Board and its advisory committees will meet to discuss the implementation of regional transportation solutions.

The TBARTA Board

DATE AND TIME: Friday, March 26, 2010, 9:30 a.m.

PLACE: Florida Department of Transportation (FDOT), District Seven Office, 11201 N. McKinley Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss implementing a comprehensive Regional Transportation Master Plan for Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties. The Transit Management Committee (TMC)

DATE AND TIME: Wednesday, March 17, 2010, 10:00 a.m.

PLACE: USF Connect Building, 3802 Spectrum Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consisting of representatives of the region's transit and transportation agencies, this group advises the Board on implementation of the Master Plan.

The Citizens Advisory Committee (CAC)

DATE AND TIME: Wednesday, March 17, 2010, 1:30 p.m.

PLACE: USF Connect Building, 3802 Spectrum Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This group of volunteers provides region-oriented advice to the Board from a citizen's perspective.

Additional Board subcommittee meetings will be noticed on the TBARTA website. All meetings of the TBARTA Board and its advisory committees are open to the public. These meetings are being conducted pursuant to Section 120.525, Florida Statutes and Title VI and Title VIII of the United States Civil Rights Acts of 1964 and 1968.

Individuals requiring accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Brandie Miklus, Transportation Planner, (813)217-4037 at least three (3) days

prior to the meeting. Public participation is solicited without regard to race, color, religion, sex, age, nation origin, disability, or family status.

A copy of the agenda may be obtained by contacting: <http://www.tbarta.com> approximately three to five days prior to each meeting.

WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2010, 1:00 p.m. (EST)

PLACE: District Headquarters, 10 miles west of Tallahassee on Highway 90, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting – to discuss District business.

OTHER MEETINGS TO BE HELD ON: MARCH 25, 2010:

11:30 a.m. – 12:30 p.m. (EST) District Lands Committee meeting – to discuss Land Acquisition matters.

1:15 p.m. Public Hearing on Regulatory Matters.

1:20 p.m. Public Hearing on Land Acquisition Matters.

A copy of the agenda may be obtained by contacting: Robin Tucker, NFWFMD, 81 Water Management Drive, Havana, FL 32333, (850)539-5999 (also available through the Internet at www.nwfwmd.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 72 hours before the workshop/meeting by contacting: Ms. Jean Whitten. If you are 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 (SWFWMD)** announces a workshop to which all persons are invited.

DATE AND TIME: Friday, March 19, 2010, 11:45 a.m.

PLACE: Quorum Hotel, 700 N. Westshore Blvd., Tampa, FL 33604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tampa Bay Regional Planning Council's Future of the Region Awards Luncheon. One or more Governing or Basin Board members may attend.

A copy of the agenda may be obtained by contacting: www.tbrpc.org or (727)570-5151 or 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4606 (Ad Order EXE0018).

Pursuant to the provisions of 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: SWFWMD Human Resources Director at 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lou.Kavouras@watermatters.org or 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4606.

The **Southwest Florida Water Management District (SWFWMD)** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, March 24, 2010, 9:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: January 2010 Freeze Event Workshop: Workshop invitee discussion of issues relative to the recent unprecedented freeze event. One or more Governing Board, Basin Board or Advisory Committee members may attend.

A copy of the agenda may be obtained by contacting: www.WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL Only) or (352)796-7211.

Pursuant to the provisions of 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: SWFWMD Human Resources Director at 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Carol.Lynch@watermatters.org 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4605 (Ad Order EXE0019).

The **Water Resources Advisory Commission (WRAC)** Recreational Issues Workshop announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 2010, 5:00 p.m. – 8:00 p.m.

PLACE: Osceola County Extension Office, UF/IFAS Extension, 1921 Kissimmee Valley Ln., Kissimmee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding recreation issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>.

Pursuant to the provisions of 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: District's Clerk Office, Jacki McGorty at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Water Resources Advisory Commission (WRAC)**, Adaptive Protocols Issues Workshop announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2010, 10:00 a.m. – 4:00 p.m.
PLACE: SFWMD, B-1 Auditorium, 3301 Gun Club Rd., West Palm Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding Adaptive Protocols and the Lake Okeechobee Water Regulation Schedule 2008 (LORS2008).

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>.

Pursuant to the provisions of 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: District's Clerk Office, Jacki McGorty at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Loxatchee River Management Coordinating Council, March 29, 2010, 2:00 p.m.

PLACE: River Center, 805 North US Highway One, Jupiter, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Address important natural resources, recreation, protection of the Loxahatchee River.

A copy of the agenda may be obtained by contacting: Gardenia Banks Long, 780 S. E. Indian Street, Stuart, Florida 34997, glong@sfwmd.gov, www.sfwmd.gov, (772)223-2600, ext 3617.

Pursuant to the provisions of 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: District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: District Clerk's Office at (561)682-2087.

DEPARTMENT OF ELDER AFFAIRS

The **Statewide Public Guardianship Office** announces a telephone conference call to which all persons are invited.

DATES AND TIME: March 18, 25, 2010; April 1, 8, 15, 22, 29, 2010; May 6, 2010; 8:30 a.m. – 9:30 a.m. (ESDT)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9247380#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a general business meeting of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting: Lynn Visk, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2381, email: viskl@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: Lynn Visk, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2381, email: viskl@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: Lynn Visk, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2381, email: viskl@elderaffairs.org.

The **Statewide Public Guardianship Office** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 23, 2010, 9:00 a.m. – 10:00 a.m. (ESDT)

PLACE: Conference Call: (518)825-1300, Conference Code: 663153#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a subcommittee meeting of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting: Lynn Visk, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2381, email: viskl@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: Lynn Visk, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2381, email: viskl@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: Lynn Visk, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2381, email: viskl@elderaffairs.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, March 26, 2010, 10:00 a.m.

PLACE: Conference Call: (641)593-6241, Pass Code: 5384968#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Jennifer Green, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at <http://ahca.myflorida.com/SCHS/chismetings.shtml> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Green at (850)412-3751. If you are

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

For more information, you may contact: Jennifer Green at (850)412-3751.

The **Agency for Health Care Administration**, Drug Utilization Review Board and Prescribing Pattern Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, May 15, 2010, 8:00 a.m. – 2:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will consist of: Review and approve drug use criteria and standards for both prospective and retrospective drug use reviews, apply these criteria and standards in the application of the DUR activities, review and report the results of drug use reviews, and recommend and evaluate educational intervention programs.

A copy of the agenda may be obtained by contacting: Mark Gibson at: gibsonm@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Department of Business and Professional Regulation** announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2010, 9:00 a.m. – 1:00 p.m.

PLACE: Reedy Creek Improvement District, Building & Safety, 1900 Hotel Plaza Blvd., Lake Buena Vista, FL 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Elevator Safety Technical Advisory Council will meet to discuss issues pertaining to elevator safety within the State of Florida.

A copy of the agenda may be obtained by contacting: doug.melvin@dbpr.state.fl.us.

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: March 23, 2010, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

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 agenda may be obtained by contacting: 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, (850)488-0062.

Pursuant to the provisions of 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: 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, (850)488-0062. If you are 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: 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, (850)488-0062.

The **Department of Business and Professional Regulation**, Board of Employee Leasing Companies announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 21, 2010, 10:00 a.m. or soon thereafter

PLACE: The Embassy Suites – Tampa Airport/Westshore, 555 N. Westshore Boulevard, Tampa, FL 33609, (813)875-1555

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board.

A copy of the agenda may be obtained by contacting: the Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Board office at (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The **Board of Accountancy** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, April 20, 2010, 9:00 a.m. – until completion business

PLACE: Conference Call: 1(888)808-6959, Conference Code: 1332505#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Education to consider applications for the CPA examination and other items relating to the educational requirements to sit for the CPA Examination.

A copy of the agenda may be obtained by contacting: DeWayne McBride, Regulation Specialist I, 240 N. W. 76th Drive, Suite A, Gainesville, FL 32607.

Pursuant to the provisions of 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. If you are 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 **Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATES AND TIME: Monday, March 29, 2010; Tuesday, March 30, 2010, 8:30 a.m. or soon thereafter

PLACE: Division of Real Estate, Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board: Topics include, but not limited to, proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, and general subject matter.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer at (407)481-5662.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five (5) days before the workshop/meeting by contacting: Department of Business and Professional Regulation at (407)481-5632. If you are 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 Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 31, 2010, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 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 five (5) days before the workshop/meeting by contacting: Division of Real Estate at (407)481-5632. If you are 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 **State Boxing Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 30, 2010, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4137430#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business. Rules 61K1-1.003, .004, .005, .0055, .010, .011, .013, .040, 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 Home Relocation Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 23, 2010, 2:00 p.m.

PLACE: Conference Call

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 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).

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: 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 25, 2010, 9:00 a.m. – 12:00 Noon

PLACE: Martin County Blake Library, 2351 Southeast Monterey Road, Stuart, FL 34996-3331

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a technical meeting to discuss issues related to the St. Lucie River and Estuary Basin Management Action Plan (BMAP). The BMAP is the means for implementation of the

St. Lucie Nutrient and Dissolved Oxygen Total Maximum Daily Load (TMDL). Technical meetings serve a forum for stakeholders to provide recommendations to the Department of Environmental Protection regarding the development of the St. Lucie River Basin Management Action Plan.

A copy of the agenda may be obtained by contacting: Ms. Bonita Gorham, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3000, Tallahassee, Florida 32399-2400, e-mail: bonita.gorham@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Bonita Gorham at (850)245-8513. If you are 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 workshop to which all persons are invited.

DATE AND TIME: Friday, March 26, 2010, 9:30 a.m.

PLACE: Conference Room A, Northeast District Office, Florida Department of Environmental Protection, 7825 Baymeadows Way, Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comments on draft total maximum daily loads (TMDLs) for impaired waters in the Lower St. Johns River basin, to be adopted in Rule 62-304.415, F.A.C. The following fecal coliform TMDLs will be presented at the public workshop: Cormorant Branch (WBID 2381), Craig Creek (WBID 2297), Fishing Creek (WBID 2324), Greenfield Creek (WBID 2240), and Hopkins Creek (WBID 2266). The draft TMDL documents for these impaired waters will be placed on the Department's TMDL website (<http://www.dep.state.fl.us/water/tmdl/>) by March 12, 2010 and will be provided upon request to interested parties by mail or via e-mail distribution. The Department will accept written comments on the draft TMDLs through April 12, 2010. Written comments should be directed to: Jan Mandrup-Poulsen, Environmental Administrator, Watershed Evaluation and TMDL Section, Florida Department of Environmental Protection, Mail Station 3555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or email: jan.mandrup-poulsen@dep.state.fl.us. This rule development has been given OGC Case No.: 10-0997.

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Evaluation and TMDL Section, MS #3555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8449.

Pursuant to the provisions of 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. Pat Waters, Watershed Evaluation and TMDL Section, MS #3555, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Fisheating Creek Settlement Agreement Advisory Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 26, 2010, 1:30 p.m. – 4:30 p.m.

PLACE: Fisheating Creek Campground, 7555 N. US Highway 27 N. W., Palmdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- Minutes from previous meetings.
- Old business.
- Fisheating Creek study by South Florida Water Management District.
- Manager's report on management of Fisheating Creek Wildlife Management Area.
- Fisheating Creek navigability.
- Campgrounds operation.
- Alternative "carriage" trail from US 27 to the Fort Center Trail.
- Protection of the creek's headwaters in Highlands County.
- Other new business.

A copy of the agenda may be obtained by contacting: Dr. Harris Friedman, 1255 Tom Coker Road, S. W., LaBelle, Florida 33935, (863)675-4138 or by email: harrisfriedman@floragladestates.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: Dr. Harris Friedman, 1255 Tom Coker Road, S. W., LaBelle, Florida 33935, (863)675-4138 or by email: harrisfriedman@floragladestates.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: Dr. Harris Friedman, 1255 Tom Coker Road, S. W., LaBelle, Florida 33935, (863)675-4138 or by email: harrisfriedman@floragladestates.org.

The **Department of Environmental Protection**, Bureau of Assessment and Restoration Support announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 31, 2010, 8:30 a.m. – 5:30 p.m.

PLACE: Harbor Branch Oceanographic Institute at Florida Atlantic University, Johnson Education Center Auditorium, 5600 US Highway 1 North, Ft. Pierce, Florida 34946

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being held to aid the Department in establishing numeric nutrient criteria for estuaries and coastal waters in the following areas: Lake Worth Lagoon, Loxahatchee River, St. Lucie River, Indian River, and the coastal system between Lake Worth and Ponce Inlets.

The Department is seeking to gather information on individual marine systems that will serve to support statewide criteria development and provide a solid foundation to establish nutrient criteria appropriate for each specific area. The initial effort consists of identifying currently available data and soliciting local area expertise, including members of the Numeric Nutrient Criteria Technical Advisory Committee (Nutrients TAC). The purpose of the meeting is to solicit and discuss information regarding nutrients and documented associations between nutrients and ecological conditions within the estuaries. While not intended as a meeting of the Nutrients TAC, one or more members of the Nutrients TAC may participate and provide comments at this meeting.

A copy of the agenda may be obtained by contacting: Janet Klemm, Department of Environmental Protection, Bureau of Assessment and Restoration Support, MS #6511, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)245-8427 or e-mail: janet.klemm@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: Janet Klemm at (850)245-8427. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

The **Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 22, 2010, 2:00 p.m.; April 23, 2010, 8:30 a.m.

PLACE: Marriott Tampa Airport, 4200 George J. Brown Pkwy., Tampa, FL 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. 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 the meeting.

The **Board of Medicine**, PCP North Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 26, 2010, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454131#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Susan Chase at (850)245-4640, ext. 8145 or email: susan_chase@doh.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 10 days before the workshop/meeting by contacting: Susan Chase at (850)245-4640, ext. 8145 or email: susan_chase@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 **Board of Medicine**, Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 8, 2010, 9:00 a.m.

PLACE: Marriott Tampa Airport, 4200 George Bean Pkwy., Tampa, FL 33607. Hotel phone #: (813)879-5151.

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).

The **Board of Medicine**, Physician Assistant Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 8, 2010, 3:00 p.m.

PLACE: Marriott Tampa Airport, 4200 George Bean Pkwy., Tampa, FL 33607. Hotel phone #: (813)879-5151.

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.

A copy of the agenda may be obtained by contacting: Vera Johnson at Vera_Johnson@doh.state.fl.us or call (850)245-4131, ext. 3528.

Pursuant to the provisions of 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: Vera Johnson at Vera_Johnson@doh.state.fl.us or call (850)245-4131, ext. 3528. If you are 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 8, 2010, immediately following Physician Assistants Council meeting

PLACE: Marriott Tampa Airport, 4200 George Bean Pkwy., Tampa, FL 33607. Hotel phone #: (813)879-5151.

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: 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**, Specialty Credentialing Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 8, 2010, immediately following Surgical Care/Quality Assurance Committee

PLACE: Marriott Tampa Airport, 4200 George Bean Pkwy., Tampa, FL 33607. Hotel phone #: (813)879-5151.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee.

A copy of the agenda may be obtained by contacting: George Johnson at george_johnson@doh.state.fl.us or call (850)245-4134.

Pursuant to the provisions of 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: George Johnson at george_johnson@doh.state.fl.us or call (850)245-4134. If you are 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 9-10, 2010, 8:00 a.m.

PLACE: Marriott Tampa Airport, 4200 George Bean Pkwy., Tampa, FL 33607. Hotel phone #: (813)879-5151.

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).

The Florida **Board of Nursing**, Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 25, 2010, 3:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Conference Code: 0109310#

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Rick García, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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

For more information, you may contact: Rick García, Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The **Board of Opticianry** announces a public meeting to which all persons are invited.

DATE AND TIME: May 3, 2010, 8:30 a.m.

PLACE: Embassy Suites, 9300 Baymeadows Rd., Jacksonville, FL 32256, (904)731-3555

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Opticianry 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceeding is made, which records include the testimony and evidence upon which the appeal is to be made.

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster, (850)245-4474 at least one week prior to the meeting date.

The **Board of Pharmacy** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 13, 2010, 1:00 p.m.; April 14, 2010, 8:00 a.m.

PLACE: Sheraton Fort Lauderdale Airport, 1825 Griffin Road, Dania, FL 33004, (954)862-2736

GENERAL SUBJECT MATTER TO BE CONSIDERED: general Board business.

The public agenda will be available one week prior to the meeting date at www.doh.state.fl.us/mqa/pharmacy.

For more information, you may contact: Board of Pharmacy, 4052 Bald Cypress Way, Bin #C-04, Tallahassee, FL 32399-3254, (850)245-4292.

The **Board of Podiatric Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 26, 2010, 9:00 a.m. (will be held by telephone conference call if necessary)

PLACE: Marriott Tampa Airport, 4200 George J. Bean Parkway, Tampa, Florida 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing: www.doh.state.fl.us/mqa/podiatry/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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Families**, Circuit 10 announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 23, 2010, 9:30 a.m.

PLACE: Department of Children and Families, 1055 US Hwy. 17 N., Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chapter 39, Local Planning Team meeting to discuss adoption promotion and child abuse prevention.

A copy of the agenda may be obtained by contacting: Diane Dvorak, DCF at (863)534-7100.

Pursuant to the provisions of 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: Diane Dvorak, DCF at (863)534-7100. If you are 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: Diane Dvorak, DCF at (863)534-7100.

The **Department of Children and Family Services** announces a telephone conference call to which all persons are invited.

DATES AND TIME: Tuesday, March 16, 2010, 2:00 p.m. – 4:00 p.m., Program Subgroup, Conference Code: 9213005#; Tuesday, March 16, 2010, 2:00 p.m. – 4:00 p.m., Law Subgroup, Conference Code: 922-0375#; Thursday, March 18, 2010, 1:00 p.m. – 3:00 p.m., Policy Subgroup, Conference Code: 921-3005#

PLACE: Conference Calls: 1(888)808-6959

GENERAL SUBJECT MATTER TO BE CONSIDERED: Redesign of Services to Young Adults Formerly in Foster Care.

A copy of the agenda may be obtained by contacting: Gay Frizzell at email: Gay_Frizzell@dcf.state.fl.us.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Gay Frizzell at (850)921-3005 email: Gay_Frizzell@dcf.state.fl.us.

The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 31, 2010, 10:00 a.m. – 4:00 p.m.

PLACE: DCF Suncoast Region, 9393 N. Florida Avenue, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Redesign of Services to Young Adults Formerly in Foster Care
A copy of the agenda may be obtained by contacting: Gay Frizzell at email: Gay_Frizzell@dcf.state.fl.us, (850)921-3005.

Pursuant to the provisions of 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: Gay Frizzell at email: Gay_Frizzell@dcf.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.

For more information, you may contact: Gay_Frizzell@dcf.state.fl.us, (850)921-3005.

The **Department of Children and Families**, Substance Abuse and Mental Health announces a public meeting to which all persons are invited.

DATE AND TIME: March 16, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: University Behavioral, LLC, 2500 Discovery Drive, Orlando, Florida 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is seeking public input and information regarding managing entities or a similar model for the counties of Brevard, Seminole, Orange, and Osceola.

During the 2008 session, the Florida Legislature passed House Bill 1429, amending Section 394.9082, F.S., authorizing the Department to implement Behavioral Health Managing Entities. These entities are defined as Florida corporations exempt from taxation under s. 501(c)(3) that contract with the Department to manage the daily delivery of behavioral health services (i.e. substance abuse and mental health services). The legislative intent of the amendment to implement behavioral health managing entities is to promote improved access to care and service continuity, and to provide more efficient and effective delivery of substance abuse and mental health services by creating a management structure.

A copy of the agenda may be obtained by contacting: Adam Maul, 400 West Robinson Street, Suite S1106, Orlando, Florida 32801, (407)245-0420.

Pursuant to the provisions of 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: Adam Maul, 400 West Robinson Street, Suite S1106, Orlando, Florida 32801, (407)245-0420. If you are 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: Adam Maul, 400 West Robinson Street, Suite S1106, Orlando, Florida 32801, (407)245-0420.

The Florida **Department of Children and Families**, Refugee Services Division announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 18, 2010, 10:00 a.m. – 12:00 Noon

PLACE: U.S. Citizenship and Immigration Services, 4451 N. W. 31st Avenue, Oakland Park, Florida, 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southeast Region, Refugee Task Force Meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Miriam Rosario email: Miriam_Rosario@dcf.state.fl.us or Fax: (561)837-5106. If you are 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: Miriam Rosario office (561)837-5022, email: Miriam_Rosario@dcf.state.fl.us or Fax: (561)837-5106; Taddese Fessehaye at email: Taddese_Fessehaye@dcf.state.fl.us.

The Florida **Department of Children and Families**, Refugee Services Division announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 19, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Toussaint L'Ouverture High School for Arts and Social Justice, 1325 Gate Boulevard, Boynton Beach, Florida 33426

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southeast Region, Refugee Task Force Meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Miriam Rosario at email: Miriam_Rosario@dcf.state.fl.us or Fax: (561)837-5106. If you are 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: Miriam Rosario office (561)837-5022, email: Miriam_Rosario@dcf.state.fl.us or Fax: (561)837-5106; Taddese Fessehaye at email: Taddese_Fessehaye@dcf.state.fl.us.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, March 23, 2010, 3:00 p.m.; Thursday, April 1, 2010, 10:00 a.m. (Eastern Time)

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The first Review Committee meeting will be to discuss and evaluate the proposals submitted in response to Florida Housing Finance Corporation's Request for Proposals #2010-01 relating to the Affordable Housing Catalyst Program (Catalyst) to provide training and technical assistance for community development activities related to affordable housing. The second Review Committee meeting will be to provide scores and rank each proposal and to submit a recommendation to Florida Housing's Board of Directors.

A copy of the agenda may be obtained by contacting: Sherry Green at (850)488-4197 or sherry.green@floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sherry Green at (850)488-4197 or sherry.green@floridahousing.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.

DEPARTMENT OF FINANCIAL SERVICES

The **Firefighters Employment, Standards and Training Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 13, 2010, ten minutes after adjournment of the 1:00 p.m. Fire & Emergency Incident Information System Technical Advisory Panel meeting

PLACE: Conference Call: (850)413-1591, Password 782830#, Atrium Building Conference Room, 3rd Floor, 325 John Knox Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

A copy of the agenda may be obtained by contacting: MaryAnn.Benson@myfloridacfo.com.

The **Fire and Emergency Incident Information System**, Technical Advisory Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 13, 2010, 1:00 p.m.

PLACE: Conference Call: (850)413-1591, Password: 782830#, Atrium Building Conference Room, 3rd Floor, 355 John Knox Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

A copy of the agenda may be obtained by contacting: Mary Ann.Benson@myfloridacfo.com.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology**, Chief Information Officers Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 15, 2010, 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: Margie (Rainey) Drury, Florida Department of Legal Affairs, Office of Information Technology at (850)414-3525, margie.rainey@myfloridalegal.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: Margie (Rainey) Drury. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Agency for Enterprise Information Technology** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 15, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: 4030 Esplanade Way, Conference Room 225A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bi-Weekly Statewide IT Strategic Plan Technical Workgroup Meeting.

A copy of the agenda may be obtained by contacting: Bharath Chari at (850)922-7502 or by e-mail: bharath.chari@aeit.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: Bharath Chari at (850)922-7502. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

SOIL AND WATER CONSERVATION DISTRICTS

The **Madison Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: March 15, 2010, 8:15 a.m.

PLACE: Farm Service Center, 1416 US 90 E., Madison, FL 32340

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Doris Newman at (850)973-6595.

CITIZENS FINANCE AND INVESTMENT COMMITTEE

The **Citizens Finance and Investment Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: March 18, 2010, 9:00 a.m.

PLACE: Ft. Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance and Investment Committee Meeting.

Citizens Property Insurance Corporation announces a Finance and Investment Committee Meeting

DATE AND TIME: 9:00 a.m. (EDT) on Thursday, March 18, 2010 being held in Ft. Myers at the Sanibel Harbour Hotel. Items of discussion include, but are not limited to, Update of Investment Portfolio. For additional information, please call Jill Booker at 1(800)807-7647. Special Accommodations: In accordance with the Americans with Disabilities Act, people with disabilities or physical impairments who require assistance to participate in this meeting are requested to contact Jill Booker at least five days prior to the meeting.

JUSTICE ADMINISTRATIVE COMMISSION

The **Justice Administrative Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2010, 10:00 a.m. (EST)

PLACE: Justice Administrative Commission, 227 N. Bronough Street, Suite 2100, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues relating to the legislative session or other regular commission meeting items, if necessary.

A copy of the agenda may be obtained by contacting: Jessica Kranert at (850)488-2415, ext. 261 or jessicak@jac.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 3 days before the workshop/meeting by contacting: Jessica Kranert at (850)488-2415, ext. 261. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

MONROE COUNTY LOCAL COORDINATING BOARD FOR TRANSPORTATION DISADVANTAGED

The Health Council of South Florida/**Monroe County Local Coordinating Board for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday March 19, 2010, 11:00 a.m.

PLACE: Marathon Government Centre, 2798 Overseas Highway, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Monroe County Local Coordinating Board for the Transportation Disadvantaged.

A copy of the agenda may be obtained by contacting: Shelley-Anne Glasgow-Wilson, Health Council of South Florida at email: sglasgow@hotmail.com or (305)592-1452.

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: Monday, March 22, 2010, 11:00 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.

The **Florida Self-Insurers Guaranty Association, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 24, 2010, 12:00 Noon

PLACE: Hampton Inn & Suites, 3388 Lonnbladh Road, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida 32308, (850)222-1882.

INDEPENDENT COLLEGES AND UNIVERSITIES OF FLORIDA

The **Florida Higher Education Facilities Financing Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 23, 2010, 12:00 Noon – 1:00 p.m.

PLACE: The Campus of Saint Leo University, Security Building, Officer Conference Room, 33701 State Road 52, Saint Leo, Florida 33574, Conference Call: 1(866)578-5716, Conference Code: 6813188#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- Consider the adoption of a Bond Resolution authorizing the issuance of not exceeding \$45,000,000 in principal amount of revenue bonds of the Authority in one or more series for the purpose of making a loan to Rollins College in order to finance or refinance educational facilities thereof; such Bond Resolution will approve the forms of the bond documents, including but not limited to an Indenture of Trust, a Loan Agreement and an offering statement, award the sale of the Bonds to the underwriter designated by Rollins College, authorize all actions necessary to be taken by the officers of the Authority for the issuance of said bonds, and make certain findings and provide further details with respect to said revenue bonds;
- Hold a public hearing with respect to the contemplated issuance by the Authority of up to \$22,000,000 in principal amount of its revenue bonds in order to fund a loan to Saint Leo College Incorporated to finance construction of a new school of business, a residence hall, a parking garage and related utility improvements at Saint Leo College’s campus; and
- Any other matters that may come before the University.

A copy of the agenda may be obtained by contacting: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188.

Pursuant to the provisions of 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: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188. If you are 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: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The **Center for Independent Living in Central Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2010, 5:30 p.m.

PLACE: 720 North Denning Drive, Winter Park, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Luana Kutz at lkutz@cilorlando.org or (407)623-1070.

Pursuant to the provisions of 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: Luana Kutz at lkutz@cilorlando.org or (407)623-1070. If you are 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: Luana Kutz at lkutz@cilorlando.org or (407)623-1070.

GOVERNOR’S COMMISSION ON DISABILITIES

The **Governor’s Commission on Disabilities** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 26 2010, 9:00 a.m. – 6:00 p.m.

PLACE: The Betty Easley Center, 4075 Esplanade Way, Suite 180, Tallahassee, Florida 32399, Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The commission 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 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: commission@dms.myflorida.com.

SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION

The **Sunshine State Governmental Financing Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 26, 2010, 9:00 a.m.

PLACE: First Floor, Conference Room, Clerk of the Circuit Court, Leon County Courthouse, 301 South Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors Meeting and Annual Membership Meeting.

A copy of the agenda may be obtained by contacting: Richard C. Dowdy, Program Administrator at (850)878-1874 or from the Commission’s website: www.ssgfc.com.

SMALL BUSINESS REGULATORY ADVISORY COUNCIL

The **Small Business Regulatory Advisory Council** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday, March 26, 2010, 9:00 a.m. (Eastern); April 2, 2010 if needed

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4737801#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Council business, rule reviews, and legislative updates, if needed.

A copy of the agenda may be obtained by contacting: Vicky Baker at (850)473-7816 or email: vicky.baker@florida.sbrac.org.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **FWCJUA Investment Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 2, 2010, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include the approval of minutes; a compliance review of the current investment portfolio; a review of policy and guidelines for the investment of assets and associated matters; and investment software solicitation.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408, or from the FWCJUA's website: www.fwcjua.com.

FLORIDA WORKER'S COMPENSATION INSURANCE GUARANTY ASSOCIATION, INC.

The **Joint FWCIGA/FIGA Audit Workshop Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 31, 2010, 3:00 p.m.

PLACE: Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet regarding the selection of Auditors.

A copy of the agenda may be obtained by contacting: Cathy Irvin at cirvin@agfgroup.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 48 hours before the workshop/meeting by contacting: Cathy Irvin at cirvin@agfgroup.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Joint FWCIGA/FIGA Audit Workshop Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 31, 2010, 3:00 p.m.

PLACE: Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet regarding the selection of Auditors.

A copy of the agenda may be obtained by contacting: Cathy Irvin at cirvin@agfgroup.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 48 hours before the workshop/meeting by contacting: Cathy Irvin at cirvin@agfgroup.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).

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Construction Industry Licensing Board hereby gives notice that on November 23, 2009, it received a Petition for Declaratory Statement filed by Jason Ferris, Ferris Pools, Inc. The petition seeks the Board's interpretation of Sections 489.105(3)(j), (k), (l), Florida Statutes, and whether a pool and spa servicing contractor license holder can install or replace any commercial pool equipment as it pertains to converting direct suction pool systems to gravity feed systems or increasing collector tank sizes on existing gravity feed systems including the installation of an additional side wall main drain if necessary.

Copies of the petition may be obtained from: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

The Construction Industry Licensing Board hereby gives notice that it has received a petition for Declaratory Statement, filed on January 26, 2010, by Gerard Chimney Company. The Petitioner did not specify a particular rule or statute but is seeking an interpretation of Chapter 489, Part I, Florida Statutes. The Petitioner seeks the Board's guidance regarding an issue relating to whether a specialty company who inspects, repairs, maintains and demolishes chimneys, smokestacks, and related tall structures must possess a contractor's license from Florida before bidding or performing any public or private work in its specialized area of expertise within the State of Florida.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Construction Licensing Board Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, within 14 days of publication of this notice.

For a copy of the petition, contact: G.W. Harrell, Executive Director, Construction Industry Licensing Board, at above address or telephone (850)487-1395.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has issued an order disposing of the petition for declaratory statement filed by Anthony C. Apfelbeck, Fire Marshal/Building Official, City of Altamonte Springs on December 9, 2009. The following is a summary of the agency's disposition of the petition:

The first amended question is whether steel joists, as defined in the Florida Building Code, are included in the definition of "light-frame truss-type construction" in paragraph 69A-60.0081(2)(a), F.A.C. The answer is no, because the definition does not limit steel joists to either light gauge or repetitive framing members. The second question and third questions ask whether the local authority have authority to enforce Rule 69A-60.0081, F.A.C. The answer is yes. Both the implemented legislation and Section 633.121, Florida Statutes, authorize enforcement of Rule 69A-60.0081, F.A.C., by the local authority in that the reference to the State Fire Marshal in Section 633.161, Florida Statutes, is not limiting language, but authorization for the local authorities to utilize the penalties therein.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340; or by e-mail: Lesley.Mendelson@myfloridacfo.com.

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 City of Belleair Beach, Florida on December 9, 2009. The following is a summary of the agency's disposition of the petition:

The first question posed by the petition is a general question regarding the Florida Fire Prevention Code ("Code") requirements for fire pumps and standpipes in condominiums and does not include the requisite specific facts and information concerning the Petitioner's actual circumstance. Thus, the question cannot be answered in this Declaratory Statement. The second question is whether the local authority having jurisdiction is authorized to approve, in this case, the

substitution of a fire hydrant for a fire pump in a condominium. The answer is that the local authority may grant such approval if the alternative provides equal or better protection than the requirements of the Code. The third question is whether a specific ordinance in question is sufficient to provide adequate enforcement authority for provisions of the Code relating to fire pumps and fire standpipes. The answer is that a local ordinance is unnecessary for this purpose in that Section 633.025, Florida Statutes, provides the enforcement authority for the Code. The fourth question concerns the ability of the local jurisdiction to enact ordinances that are more protective than the Code. The answer is that local governments having fire protection responsibility can enact stricter requirements as long as they follow the procedures set forth in statute.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340 or by e-mail: Lesley.Mendelson@myfloridacfo.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from on or before February 16, 2010, from Edison State College. The petition seeks the agency's opinion as to the applicability of Florida Fire Prevention Code Chapter 8.6.6 and in particular Subsection 8.6.6(8) as it applies to the petitioner.

BSSW Architects, Inc. has proposed a design for a two-story (60,000 GSF) addition to an existing two-story College Education Building. The proposed addition has a two story "Communicating Space" per FFPC 8.6.6 which constitutes the entry lobby to the addition. With-in the "Communicating Space" we have proposed a two-stop hydraulic elevator, with both doors opening to the "Communicating Space", in order to provide vertical accessibility at the building's primary entry. Question: Does the proposed elevator constitute a violation of FFPC Section 8.6.6(8) which states: "Each occupant not in the communicating space has access to not less than one exit without having to enter the communicating space"?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238; Fax: (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises) or by e-mail: Lesley.Mendelson@myfloridacfo.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal, has received the petition for declaratory statement from John Reed, Fire Chief, City of Venice, Petitioner. The petition seeks the agency's opinion as to the applicability of Section 633.0215,

F.S. Florida Fire Prevention Code as well as State Fire Marshal's rules, the Florida specific edition of NFPA 101, the Life Safety Code 2006 edition as adopted within Rule Chapter 69A-60, F.A.C., as it applies to the petitioner.

This Petition for declaratory statement is being submitted to clarify if fire sprinkler protection is required on twelve specific subject properties. All properties are single family residences with the exception of one duplex.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238; Fax: (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises) or by e-mail: Lesley.Mendelson@myfloridacfo.com.

Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

NOTICE TO CONSTRUCTION MANAGERS

The Florida International University Board of Trustees announces that construction management services are required for the project identified below:

PROJECT NAME

AND NUMBER: BT-837 US Century Bank Arena Expansion

PROJECT LOCATION: Modesto A. Maidique Campus (MMC), Miami, Florida

PROJECT DESCRIPTION:

The US Century Bank Arena is the largest indoor gathering place on the campus of Florida International University. This building serves the campus and community for various functions and events throughout the year.

The US Century Bank Arena Expansion will provide a welcoming central entry area to manage large quantities of visitors effectively. Components of the project will include a formal lobby/pre-function area that accommodates visitors and waiting lines; public restrooms and concessions; an external covered guest area adjacent to the entrance doors; adequate ticketing facilities; and advanced multi-media to make public announcements.

Construction cost is estimated to be approximately \$3,000,000.

INSTRUCTIONS:

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement (CMQS) form. Proposals must not exceed 80 pages, including the CMQS and letter of application. Pages must be numbered consecutively. Submittals, which do not comply with these requirements or do not include the requested data, will 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

\$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Submit seven (7) bound copies of the required proposal data and one CD copy of the complete proposal in Adobe Acrobat PDF format of the above requested data bound in the order listed. Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, must be obtained from the web-site <http://facilities.fiu.edu/projects/BT-837.htm>. Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Real Estate Development and Planning at (305)348-4090 or via email: griffith@fiu.edu.

SUBMIT QUALIFICATIONS TO: Selection Committee, Florida International University, Real Estate Development and Planning, Campus Support Complex, 11555 S. W. 17th St., Room #142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. or 1:30 p.m. and 4:00 p.m. (Local Time), Friday April 16, 2010.

Submittals will not be accepted before or after the times and date stated above. Facsimile (FAX) submittals are not acceptable and will not be considered.

Interior and Exterior School Painting, Bid 10-968-199

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the School Administration Building, 301 – Fourth Street, S. W., Largo, FL 33770-3536, Florida until 3:00 p.m. (Local Time), April 27, 2010, for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the scope listed below. Interior & Exterior School Painting – Bid 10-968-199 Lake St. George Elementary School Pinellas Park Middle School Seminole High School **SCOPE OF PROJECT:** This bid will select a “General or Painting Contractor”. The work shall consist of furnishing all materials, labor, tools, equipment and supervision required to paint the interiors and exteriors at the schools list above, per specifications. This project requires Bid and Performance Security. **PRE-BID CONFERENCE:** A pre-bid conference will be held at Main Offices of each school at the location, date and time as shown in table below (Sign-in at front desk and you will be escorted to the pre-bid room to officially sign-in). Attendance at this pre-bid conference is **MANDATORY** in order for all potential

bidders to receive the benefit of answers to theirs and other’s technical questions first hand. If you are not the prime bidder but are attending on behalf of someone else, please make note of this when signing the attendance roster where indicated. We apologize for any inconvenience this may cause you, but it is imperative that all information be disseminated in a public forum with all potential bidders present to minimize confusion or misunderstandings. Additions or changes to the original bid documents resulting from this conference of a material nature, will be documented in the form of written addenda and distributed to all attendees. Please note that if you are late to this mandatory pre-bid conference you will not be eligible to sign the attendance roster and therefore may not submit a bid. You may still, however, attend the conference if you wish. **SCHOOLS PRE-BID DATE AND TIME:** Lake St. George Elementary School, March 23, 2010, 9:00 a.m.; Pinellas Park Middle School, March 23, 2010, 11:00 a.m.; Seminole High School, March 23, 2010, 1:00 p.m. Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present. Plans and specifications are available at no-charge at the office of: Purchasing Department, 301 Fourth Street, S. W., Largo, Florida 33770, (727)588-6149, Fax: (727)588-6129. The Owner reserves the right to reject all bids.

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA DR. JULIE M. JANSSEN, ED. D JANET R. CLARK SUPERINTENDENT OF SCHOOLS CHAIRMAN AND EX-OFFICIO SECRETARY TO THE SCHOOL BOARD MARK C. LINDEMANN DIRECTOR, PURCHASING.

Electrical Distribution Upgrades Bid #10-968-219

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the School Board of Pinellas County, Florida 301 – Fourth Street, S. W., Largo, Florida 33770-3536 until 4:00 p.m. (Local Time), April 22, 2010, for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the scope listed below. Electrical Distribution Upgrades Bid #10-968-219 Pinellas Park High School, 6305 – 118th Avenue North, Largo, FL 33773; Starkey Elementary School, 9300 – 86th Avenue North, Seminole, FL 33776; Orange Grove Elementary, 10300 – 65th Avenue North, Seminole, FL 33772. **SCOPE OF PROJECT:** This bid will select an “Electrical Contractor”. The work shall consist of furnishing all materials, labor, tools, equipment and supervision required to remove the existing electrical distribution system, and purchase and install electrical distribution boxes, panels, outlets, and accessories for the (3) three schools. All remodeling shall be in accordance with plans and specifications that are provided at no charge.

BID AND PERFORMANCE SECURITY: Bid and Performance Security is required with this bid **PRE-BID CONFERENCE:** A pre-bid conference will be held at the Main

Offices of the schools listed below at the location, date and time stated. Attendance at this pre-bid conference is MANDATORY in order for all potential bidders to receive the benefit of answers to theirs and other's technical questions first hand. If you are not the prime bidder but are attending on behalf of someone else, please make note of this when signing the attendance roster where indicated. We apologize for any inconvenience this may cause you, but it is imperative that all information be disseminated in a public forum with all potential bidders present to minimize confusion or misunderstandings. Additions or changes to the original bid documents resulting from this conference of a material nature, will be documented in the form of written addenda and distributed to all attendees. Please note that if you are late to this mandatory pre-bid conference you will not be eligible to sign the attendance roster and therefore may not submit a bid. You may still, however, attend the conference if you wish.

SCHOOL, DATE AND TIME Pinellas Park High School, March 18, 2010, 8:30 a.m.; Starkey Elementary School, March 18, 2010, 10:30 a.m.; Orange Grove Elementary, March 18, 2010, 1:30 p.m. Purchasing Department, 301 Fourth Street, S. W. Largo, Florida 33770, (727)588-6149, Fax: (727)588-6129. The Owner reserves the right to reject all bids. BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA DR. JULIE M. JANSSEN, ED. D JANET R. CLARK SUPERINTENDENT OF SCHOOLS CHAIRMAN AND EX-OFFICIO SECRETARY TO THE SCHOOL BOARD MARK C. LINDEMANN DIRECTOR, PURCHASING

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

Request for Quotes

The State Board of Administration is soliciting competitive responses from individuals interested in offering consulting services to the Florida Commission on Hurricane Loss Projection Methodology (Commission). The Request for Quotes will be available on March 10, 2010, and may be obtained from the Commission website: www.sbafla.com/methodology under "What's New." The deadline for submitting responses is 2:00 p.m. (ET), March 31, 2010.

DEPARTMENT OF MANAGEMENT SERVICES

PROFESSIONAL SERVICES FOR CONTINUING CONTRACTS FOR MECHANICAL/ELECTRICAL/PLUMBING

ENGINEERING SERVICES CENTRAL FLORIDA REGION
The State of Florida, Department of Management Services (DMS) requests qualifications from engineering firms to provide Professional Services primarily in the Central Florida Region. These services may be used for projects anywhere in the State of Florida, however, it is anticipated that the firms selected during this process will be activated for projects in the Central part of the State. The Central Region is defined as all counties south of Levy, Marion, and Volusia and all counties north of Charlotte, Glades, and St. Lucie. Projects will vary in size up to \$2,000,000.00 for construction and up to \$200,000.00 for planning or study fees.

Shortlist Date: Thursday, April 22, 2010

Interview Date: Thursday, May 13, 2010

Please visit the Department's Website listed below and click on "Search Advertisements – Division of Real Estate Development and Management" http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

PROFESSIONAL SERVICES FOR CONTINUING CONTRACTS FOR MECHANICAL/ELECTRICAL/PLUMBING

ENGINEERING SERVICES SOUTH FLORIDA REGION
The State of Florida, Department of Management Services (DMS) requests qualifications from engineering firms to provide Professional Services primarily in the South Florida Region. These services may be used for projects anywhere in the State of Florida, however, it is anticipated that the firms selected during this process will be activated for projects in the Southern part of the State. The South Florida Region is defined as all counties south of and including Charlotte, Glades, and St. Lucie County. Projects will vary in size up to \$2,000,000.00 for construction and up to \$200,000.00 for planning or study fees.

Shortlist Date: Tuesday, April 20, 2010

Interview Date: Thursday, May 20, 2010

Please visit the Department's Website listed below and click on "Search Advertisements – Division of Real Estate Development and Management" http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FLORIDA HOUSING FINANCE CORPORATION

Request for Qualifications 2010-03 Energy Consumption Providers

The Florida Housing Finance Corporation invites all qualified Offerors to submit proposals for consideration in accordance with the terms and conditions set forth in Request for Qualifications 2010-03. Florida Housing is soliciting Responses from independent, licensed engineers and qualified professionals, who will calculate utility allowances for Housing Credit Program developments, to be approved to complete the energy consumption estimate. Owners who are seeking a Florida Housing approved Energy Consumption Provider must contract directly with a Provider in the pool to obtain the energy consumption estimate.

Proposals shall be accepted until 2:00 p.m. (Eastern Time), Tuesday, April 6, 2010, to the Attention: Sherry Green, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Sherry Green at (850)488-4197 or sherry.green@floridahousing.org. To obtain a copy of the Request for Proposals, which outlines selection criteria and

applicant's responsibilities, please submit your request to the attention of Sherry Green, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at http://apps.floridahousing.org/StandAlone/FHFC_ECM/AppPage_LegalRFQs.aspx.

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

**Section XII
Miscellaneous**

DEPARTMENT OF EDUCATION

The Florida Department of Education announces publisher presentations for comprehensive prekindergarten curriculum submissions taking part in the 2010 Voluntary Prekindergarten (VPK) Curriculum Approval Process. Publishers opting to participate in the Webinar/Conference Call Presentations have included the following details of meetings, which are open to the public. All meetings are scheduled for 45 minutes.

Please note, there are submissions that are not listed, as they have chosen not to participate in the publisher presentations.

In alphabetical order by name of submission:

Name of SubMISSION	DATE/TIME of Presentation(s) (All times are eastern standard time)	Login / call in details
All About Preschoolers: An ECERS Based Curriculum	Tuesday, March 30, 2010, 8:30 a.m.	https://www2.gotomeeting.com/register/463538627 , 1(800)914-3396, Passcode: 761-9290
Beyond Centers and Circle Time Curriculum Pre-K Theme Series	Wednesday, March 24, 2010, 2:00 p.m.	https://www2.gotomeeting.com/register/828184226 , 1(800)914-3396, Passcode: 761-9290
Early Literacy and Learning Model/Plus (ELLM/Plus)	Tuesday, March 30, 2010, 10:00 a.m.	www.unf.webex.com , 1(800)442-5794 Passcode: 617964
Empowered Child Curriculum	Monday, March 29, 2010, 10:00 a.m.	https://webmeeting.att.com , Meeting #: 1(888)276-8689, Access code: 2418037
Footsteps for Fours	Wednesday, March 31, 2010, 3:30 p.m.	www.webmeeting.att.com ; 1(866)205-5235, Access code: 466 -887

High Reach Learning Curriculum for Pre-K	Thursday, April 1, 2010, 10:00 a.m.	https://lobby.mc.iconf.net/gcc/lobby/start_meeting.asp?ba=300000649%strlogin=7459905245&strcc=us,1(866)565-8140,ConferenceCode:7459905245#
High Reach Learning – Passports: Experiences for Pre-K Success	Thursday, April 1, 2010, 10:00 a.m.	https://lobby.mc.iconf.net/gcc/lobby/start_meeting.asp?ba=300000649%strlogin=7459905245&strcc=us,1(866)565-8140,ConferenceCode:7459905245#
HighScope Preschool Curriculum	Monday, March 22, 2010, 3:30 p.m.	https://www2.gotomeeting.com/ojoin/128269131/1823784.1(312)878-0218, Access code 355-828-384, Audio pin shown after joining the meeting
Journey Pre-Kindergarten Curriculum	Monday, March 29, 2010, 11:00 a.m.	https://webmeeting.att.com, Meeting #: 1(888)276-8689, Access code: 2418037
Life Smart	Monday, March 29, 2010, 9:00 a.m.	https://webmeeting.att.com, Meeting #: 1(888)276-8689, Access code: 2418037
Links to Literacy Complete Curriculum	Tuesday, March 23, 2010, 10:00 a.m.	https://www2.gotomeeting.com/register/974849587, 1(800)914-3396, Passcode: 761-9290
Mother Goose Time Preschool Curriculum	Monday, March 29, 2010, 1:00 p.m.	1(517)417-5000, Access code: 228854
Opening the World of Learning (OWL)	Monday, March 29, 2010, 10:45 a.m. Friday, April 2, 2010, 10:45 a.m. (repeat)	March 29: Meeting ID: 315-210-593 https://www1.gotomeeting.com/join/315210593 , April 2: Meeting ID: 436-262-617 https://www1.gotomeeting.com/join/436262617 , For either meeting, call: 1(877)554-0877, Passcode: 480-457-6210
Pre-K Reading Comprehensive Program with Math Extension Kit	Tuesday, March 30, 2010, 10:00 a.m.	https://hmhpub.webes.com/hmhpub/k2/j.php?ED=135385997&UID=1112924832&RT=MIMxMQ%3D%3D, Password: 1(800)552-4466
Read It Once Again	Wednesday, March 31, 2010, 3:00 p.m.	TBD – Please contact DOE for more information
Saxon Early Learning	Tuesday, March 23, 2010, 2:00 p.m.	https://hmhpub.webex.com/hmhpub/k2/i.php?ED=135460392&UID=1113264242&RT=MIMxMZ%eD5ED Password: saxon1, 1(800)522-4466, Access Code: 477 875 7
SRA Number Worlds/ Building Blocks	Thursday, April 1, 2010, 1:00 p.m.	https://www1.gotomeeting.com/register/886966265, 1(877)907-7765, Passcode: #1871293
The Creative Curriculum	Wednesday, March 31, 2010, 10:00 a.m.	https://www1.gotomeeting.com/register/362670385, Phone number is provided once registration is completed.
The DLM Early Childhood Express	Thursday, April 1, 2010, 11:00 a.m.	https://www1.gotomeeting.com/register/488897024, 1(877)907-7765, Passcode: #1871293
The Wright Skills	Thursday, April 1, 2010, 1:00 p.m.	https://www1.gotomeeting.com/register/886966265, 1(877)907-7765, Passcode: #1871293
WEE Learn Curriculum Guide for Pre-K	Monday, March 29, 2010, 1:00 p.m.	1(866)206-0240, Pin#: 108254
Zaner-Bloser PreK Classroom Package	Wednesday, March 31, 2010, 10:00 a.m.	Meeting number: 733 205 553; Password: read https://zaner-bloser.webex.com/zaner-bloser/j.php?ED=132338647&UID=915488717&PS=NNWM1ZDk4M2Zm&RT=MIMxMQ%3D%3D, 1(800)711-8000, Pin: 699676#

Information about the curriculum approval process can be found at: <http://www.fldoe.org/earlylearning/curric.asp>. Questions related to this announcement may be directed to: Dr.

Tara Huls, Program Specialist, or Shan Goff, Executive Director, by phone at (850)245-0445 or by email: tara.huls@fldoe.org or shan.goff@fldoe.org, respectively.

The School Board of Hillsborough County gives notice of intent to post for public inspection updated School Board Policies. To view the proposed policies please go to: <http://www.sdhc.k12.fl.us> and select the link titled – “Proposed School Board Policies”, or view a copy located at 901 E. Kennedy Blvd., Tampa, FL, in the Communications Office. For additional information or comments call: (813)272-4000.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLID08-2009-002
 DATE RECEIVED: February 25, 2010
 DEVELOPMENT NAME: Hopewell Mine Extension
 DEVELOPER/AGENT: Avatar Properties, Inc.
 DEVELOPMENT TYPE: 28-24.019, F.A.C.
 LOCAL GOVERNMENT: Hillsborough County

NOTICE IS HEREBY GIVEN THAT the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLID-11-2009-003
 DATE RECEIVED: March 1, 2009
 DEVELOPMENT NAME: University of Miami Miller School of Medicine
 DEVELOPER/AGENT: University of Miami/ Joseph G. Goldstein
 DEVELOPMENT TYPE: 28-24.032, 28-24.017, 28-24.020, 28-24.023, F.A.C.
 LOCAL GOVERNMENT: Miami-Dade County

CORRECTED NOTICE OF APPLICATION PERIOD

The FLORIDA COMMUNITIES TRUST (Trust) announces a corrected application period for receiving applications from local governments and non-profit environmental organizations requesting funding awards from the Trust’s Parks and Open Space Florida Forever Program. The Notice of Application Period published on March 5, 2010 contained a scrivener’s error stating that the Application Period deadline would occur

at 5:00 p.m. (EDT), May 29, 2010. However, this Notice serves to correct the Application deadline to 5:00 p.m. (EDT), May 26, 2010.

DEADLINE: Applications will be accepted beginning on March 12, 2010 and ending at 5:00 p.m. (EDT), May 26, 2010. Applications must be received in the Trust’s office by the above stated deadline. Applications received in the Trust’s office after the published deadline shall be deemed late and will not be considered by the Trust.

APPLICATION FORMS: Applications for funding must be made on Application Form FCT-5 following procedures in Rule Chapter 9K-7, F.A.C. Copies of the rule chapter and application form may be obtained by visiting the Trust website: <http://www.floridacommunitiestrust.org> or by calling (850)922-2207 or by writing: Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

ADDRESS: For mail and carrier service deliveries, the delivery address is Florida Communities Trust, 2555 Shumard Oak Boulevard, Suite 310, Tallahassee, FL 32399-2100. For hand deliveries, the delivery location is Suite 310, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL.

MORE INFORMATION: Interested parties may obtain more information from the Trust website: <http://www.floridacommunitiestrust.org> or by calling the Florida Communities Trust at (850)922-2207 or by writing the above stated address.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of Beach Street Bikes Inc., as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co., Ltd. (DAIX) at 910 West International Speedway Boulevard, Daytona Beach (Volusia County), Florida 32114, on or after March 3, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Beach Street Bikes Inc., are dealer operator(s): Patrick Johnson and Ronald Ilurtibise, 910 West International Speedway Boulevard., Daytona Beach, Florida 32114; principal investor(s): Patrick Johnson Ronald Ilurtibise, 910 West International Speedway Boulevard., Daytona Beach, Florida 32114.

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: Wendy Yu, Pacific Rim International West, Inc., 2260 S. Archibald Ave., # 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 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 Go Anywhere Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co., Ltd. (DAIX) at 9050 Navarre Parkway, Navarre (Santa Rosa County), Florida 32566, on or after March 3, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Go Anywhere Scooters, LLC, are dealer operator(s): Jerry Rogers, 9050 Navarre Parkway, Navarre, Florida 32566, principal investor(s): Jerry Rogers, 9050 Navarre Parkway, Navarre, Florida 32566.

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 S. Archibald Ave., # 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 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 Thoroughbred Motorsports, Inc., intends to allow the establishment of Haus of Trikes & Bikes, as a dealership for the sale of motorcycles manufactured by Thoroughbred Motorsports, Inc. (THBD), 4601 Fowler Street, Ft. Myers (Lee County), Florida 33907, on or after March 3, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Haus of Trikes & Bikes are dealer operator(s): Axel Schulz, 926 Third Street, Fort Myers Beach, Florida 33931; Manfred Glanzner, 1434 Argyle Drive, Fort Myers Beach, Florida 33919; and Paul & Deborah Skrzyniarz, 1740 Southeast 44th Street, Cape Coral, Florida 33904. principal investor(s): Axel Schulz, 926 Third Street, Fort Myers Beach, Florida 33931; Manfred Glanzner, 1434 Argyle Drive, Fort Myers, Florida 33919; and Paul & Deborah Skrzyniarz, 1740 Southeast 44th Street, Cape Coral, Florida 33904.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Wayne Tompkins, Thoroughbred Motorsports, Inc., 22661 FM 15, Troup, Texas 75789.

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 BMW of North America, LLC, intends to allow the establishment of Palm Beach Imports, Inc., d/b/a Braman Motorcars of Jupiter as a dealership for the sale of BMW automobiles (BMW), 1555 West Indiantown Road, Jupiter (Palm Beach County), Florida 33458, on or after May 1, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Palm Beach Imports, Inc., are dealer operator(s): Vincent Cerone, 12418 Ridge Road, North Palm Beach, Florida 33308; principal investor(s): Vincent Cerone, 12418 Ridge Road, North Palm Beach, Florida 33308, Norman Braman, 2060 Biscayne Boulevard Second Floor, Miami, Florida 33137, Irma Braman, 2060 Biscayne Boulevard Second Floor, Miami, Florida 33137, Susan Kuhn, 2060 Biscayne Boulevard Second Floor, Miami, Florida 33137.

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: Jerome Ruppert, BMW of North America, LLC, 1280 Hightower Trail, Atlanta, Georgia 30350

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 Pacific Rim International West, Inc., intends to allow the establishment of Scooter Nation Inc., as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co., Ltd. (DAIX), 3399 Northwest 72nd Avenue, Suite 126, Miami (Miami-Dade County), Florida 33122, on or after March 2, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Nation Inc. are dealer operator(s): Nestor J. Triana, 3399 Northwest 72nd Avenue, Suite 126, Miami, Florida 33122; principal investor(s): Nestor J. Triana, 3399 Northwest 72nd Avenue, Suite 126, Miami, Florida 33122.

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: 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 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 Solano Cycle Inc., as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co., Ltd. (DAIX) at 32 San Marco Avenue, St. Augustine (St. Johns County), Florida 32084, on or after March 2, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Solano Cycle Inc. are dealer operator(s): Martin Solano, 32 San Marco, St. Augustine, Florida 32084, principal investor(s): Martin Solano, 32 San Marco, St. Augustine, Florida 32084.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, 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 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 Mitsubishi Motors North America, Inc., intends to allow the establishment of Elder Auto, Inc., d/b/a Tampa Mitsubishi as a dealership for the sale of automobiles by Mitsubishi (MITS) at 11608 North Florida Avenue, Tampa (Hillsborough County), Florida 33612, on or after March 3, 2010.

The name and address of the dealer operator(s) and principal investor(s) of Elder Auto Inc. are dealer operator(s): Robert R. Elder, 320 East Fletcher Avenue, Tampa, Florida 33612; principal investor(s): Irma Elder, 777 John R Road, Troy, Michigan 48083; Robert R. Elder, 320 East Fletcher Avenue, Tampa, Florida 33612; Philip A. Elder, 777 John R Road, Troy, Michigan 48083; and Stehanie Battershall, 1815 Maplelawn, Troy, Michigan 48084.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Andrew Stewart, Mitsubishi Motors North America, Inc., 516 Heron Drive, Swedesboro, New Jersey 08085.

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 North Okaloosa Medical Center, 151 Redstone Avenue, S. E., Crestview, FL 32539 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 Orthopedics, Neurology and 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: Julie Young, 2727 Mahan Drive, MS #31, Tallahassee, FL 32308, (850)487-2717 or by e-mail: youngj@ahca.myflorida.com.

The Agency for Health Care Administration has received an application for an emergency service exemption from Winter Haven Hospital, 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, FL 32308, (850)412-4359 or by e-mail: munnj@ahca.myflorida.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

**NOTICE OF AVAILABILITY
FLORIDA CATEGORICAL EXCLUSION NOTICE
CITY OF UMATILLA, FLORIDA**

The Department of Environmental Protection has determined that the proposed City of Umatilla rehabilitation of wastewater collection facilities project will not have a significant adverse affect on the environment. The potential amount of the loan is

estimated at \$2,200,000. 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: Bob Ballard, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400, (850)245-8358.

DEPARTMENT OF HEALTH

On February 26, 2010, 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 John D. Campbell, M.D., License #ME 34315. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 25, 2010, 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 Rose M. Daniels, L.P.N. License #LPN 1170271. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 2, 2010, 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 Heather Marie Drumheller, R.N. License #RN 9229008. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 25, 2010, 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 Peppie Jill Lozano, R.N. License #RN 2822942. This Emergency

Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On March 2, 2010, 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 Mary Pierre, L.P.N., a.k.a. Mary-Shelley J. Pierre, L.P.N., a.k.a. Mary Janvier-Pierre, L.P.N License #PN 5175266. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 25, 2010, 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 Laurie Sullivan, R.N. License #RN 1806142. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 25, 2010, 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 B. Marilee Glauser, D.O. License #OS 20354. 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.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish and Wildlife Conservation Commission (FWC) is revising the Miami Blue Management Plan. The Miami blue butterfly (*Cyclargus thomasi bethunebakeri*) was listed as an endangered species in December 2002 by Executive Order based on an emergency petition to prevent imminent extinction. The management plan was approved in October 2003. The FWC is revising the management plan to update the information and guidance provided by the plan. A draft of the revised management plan has been prepared, and the FWC is now requesting comments on the plan.

A copy of the draft revised management plan is available at http://myfwc.com/WILDLIFEHABITATS/imperiledSpp_petitions_butterfly.htm. Comments should be sent to: Miami Blue Management Plan Revision, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Mail Station 2A, Tallahassee, FL 32399-1600 or emailed: MBB@myfwc.com by 5:00 p.m., April 26, 2010.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to: Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with: Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., April 2, 2010):

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: Shamrock Bank of Florida, 895 Fifth Avenue, South, Naples, Florida

Proposed Purchasers: Florida Shores Shamrock, Inc., Naples, Florida and Florida Shores Bancorp, Inc., Pompano Beach, Florida

Received: February 26, 2010

JACKSONVILLE TRANSPORTATION AUTHORITY

Notice of Availability of the Addendum to the Finding of No Significant Impact for the Jacksonville Rapid Transit System Phase One Project

The Federal Transit Administration and the Jacksonville Transportation Authority (JTA) hereby announce the availability of the Addendum to the Finding of No Significant Impact (FONSI) of the Supplemental Environmental Assessment (EA) for the Jacksonville Rapid Transit System Phase One project. The project is located in downtown Jacksonville, Florida and includes the provision of a Bus Rapid Transit (BRT) System to support population and employment growth and improve mobility, transit travel times, passenger facilities, and service reliability.

Based on the results of the Supplemental Environmental Assessment and the evaluation of alternatives, Final Modified Option E has been identified as the recommended Locally Preferred Alternative (LPA). The LPA includes dedicated transit lanes during peak hours, enhanced transit superstops, streetscape improvements, and other BRT features along portions of Broad and Jefferson Streets, Bay and Forsyth Streets west of Broad Street, the Acosta Bridge, Museum Circle, San Marco Boulevard, Riverplace Boulevard, Prudential Drive, Onyx Street, Louisa Street, and Kings Avenue north of Manning Street. This Environmental Assessment has been prepared in accordance with the National Environmental Policy Act (NEPA) of 1969, Section 4(f) of the Department of Transportation Act of 1966, Section 106 of the National Historic Preservation Act of 1966 and other applicable laws, regulations, orders and guidelines. The

Federal Transit Administration has found that the development and operation of the above referenced project does not result in any significant impacts on the environment.

The Addendum to the FONSI, Supplemental EA, and the original EA and FONSI can be found on the JTA website www.jtafla.com and a copy of these documents can be reviewed by contacting:

- Winova Hart-Mayer
Communication and Outreach Coordinator
Jacksonville Transportation Authority
100 N. Myrtle Avenue
Jacksonville, FL 32204
whart@jtafla.com
 - Tajsha LaShore
U.S Department of Transportation
Federal Transit Administration, Region IV
230 Peachtree St., N. W.,
Suite 800
Atlanta, GA 30303
 - Ginny Montgomery
North Florida Transportation Planning Organization
1022 Prudential Drive
Jacksonville, FL 32207
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Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN February 22, 2010
 and February 26, 2010**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Forestry

5I-6.001	2/25/10	3/17/10	35/50	
5I-6.002	2/25/10	3/17/10	35/50	
5I-6.003	2/25/10	3/17/10	35/50	
5I-6.004	2/25/10	3/17/10	35/50	
5I-6.005	2/25/10	3/17/10	35/50	

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

40E-2.051	2/23/10	3/15/10	34/45	35/47
40E-2.061	2/23/10	3/15/10	34/45	35/47
40E-2.091	2/23/10	3/15/10	34/45	35/47
40E-2.091	2/26/10	3/18/10	35/49	
40E-2.331	2/23/10	3/15/10	34/45	35/47
40E-10.021	2/26/10	3/18/10	35/49	
40E-10.031	2/26/10	3/18/10	35/49	
40E-10.041	2/26/10	3/18/10	35/49	
40E-10.051	2/26/10	3/18/10	35/49	
40E-20.091	2/23/10	3/15/10	34/45	35/47
40E-20.091	2/26/10	3/18/10	35/49	
40E-20.331	2/23/10	3/15/10	34/45	35/41
40E-24.011	2/23/10	3/15/10	34/45	35/47
40E-24.101	2/23/10	3/15/10	34/45	35/47
40E-24.201	2/23/10	3/15/10	34/45	35/47
40E-24.301	2/23/10	3/15/10	34/45	35/47
40E-24.401	2/23/10	3/15/10	34/45	35/47
40E-24.501	2/23/10	3/15/10	34/45	35/47

DEPARTMENT OF ELDER AFFAIRS

Long-term Care Ombudsman Program

58L-1.001	2/26/10	3/18/10	35/41	35/45
58L-1.0011	2/26/10	3/18/10	35/41	
58L-1.005	2/26/10	3/18/10	35/41	35/45
58L-1.006	2/26/10	3/18/10	35/41	35/45
58L-1.007	2/26/10	3/18/10	35/41	35/45

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF MANAGEMENT SERVICES

Division of Building Construction

60D-4.001	2/25/10	3/17/10	35/51	
60D-4.002	2/25/10	3/17/10	35/51	
60D-4.003	2/25/10	3/17/10	35/51	
60D-4.004	2/25/10	3/17/10	35/51	
60D-4.005	2/25/10	3/17/10	35/51	
60D-4.006	2/25/10	3/17/10	35/51	
60D-4.007	2/25/10	3/17/10	35/51	
60D-4.008	2/25/10	3/17/10	35/51	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

61G4-21.003	2/26/10	3/18/10	36/4	
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Board of Accountancy

61H1-20.001	2/26/10	3/18/10	35/49	
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State Athletic Commission

61K1-1.003	2/23/10	3/15/10	35/50	
61K1-1.0031	2/23/10	3/15/10	35/50	
61K1-1.004	2/23/10	3/15/10	35/50	

DEPARTMENT OF HEALTH

Board of Chiropractic

64B2-16.011	2/26/10	3/18/10	36/3	
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Board of Orthotists and Prosthetists

64B14-4.001	2/24/10	3/16/10	36/2	
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Board of Pharmacy

64B16-27.500	2/26/10	3/18/10	35/50	
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

65C-35.001	2/25/10	3/17/10	35/43	36/3
65C-35.002	2/25/10	3/17/10	35/43	36/3
65C-35.003	2/25/10	3/17/10	35/43	36/3
65C-35.004	2/25/10	3/17/10	35/43	36/3
65C-35.005	2/25/10	3/17/10	35/43	36/3
65C-35.006	2/25/10	3/17/10	35/43	36/3
65C-35.007	2/25/10	3/17/10	35/43	36/3
65C-35.008	2/25/10	3/17/10	35/43	36/3

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
65C-35.009	2/25/10	3/17/10	35/43	36/3
65C-35.010	2/25/10	3/17/10	35/43	36/3
65C-35.011	2/25/10	3/17/10	35/43	36/3
65C-35.012	2/25/10	3/17/10	35/43	36/3
65C-35.013	2/25/10	3/17/10	35/43	36/3

THE FOLLOWING RULES WERE INADVERTENTLY OMITTED IN THE MARCH 5, 2010 RULES FILED

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**LAND AND WATER ADJUDICATORY COMMISSION
Seven Oaks Community Development District**

42NNN-1.001	2/10/2010	3/2/2010	35/50
42NNN-1.002	2/10/2010	3/2/2010	35/50
42NNN-1.003	2/10/2010	3/2/2010	35/50