

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.0001
RULE TITLE: Designation of Division of Elections as Filing Office for Department of State

PURPOSE AND EFFECT: To implement a requirement that any candidate qualifying paper filed with the qualifying office, whether with the Division of Elections or with a supervisor of elections, must be an original document, except the full and public disclosure or statement of financial interests as permitted by statute. Currently, any document filed under oath must be an original. Clarifying changes also will be made in the title, text, and organization of the rule. Citations to the rulemaking authority will also be updated.

SUBJECT AREA TO BE ADDRESSED: Filing office for candidates and candidate qualifying papers.

RULEMAKING AUTHORITY: 20.05(1)(e), 20.10(3), 97.012(1), 99.061(10), 105.031(1) FS.

LAW IMPLEMENTED: 20.05(1)(b), 99.061, 99.095, 105.031(1), 105.035 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: July 12, 2010, 2:30 p.m.

PLACE: Room 307, R. A. Gray Building, Department of State, 500 S. Bronough 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 5 days before the workshop/meeting by contacting: Eddie L. 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, 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 Elections

RULE NO.: 1S-2.043
RULE TITLE: Electronic File Reporting Relating to Absentee Ballot Request Information, Voting Activity, and Election Results

PURPOSE AND EFFECT: This rule development workshop is necessary to reflect a change to Section 101.62, Florida Statutes, made in Chapter 2010-167, Laws of Florida, that changes the requirements relating to electronic upload for reporting absentee ballot request information. The law now requires continuous daily reporting of absentee ballot request information to begin 60 days before a primary election and to end 15 days after the general election. Preliminary changes are also made to correct statutory cross-references and to expand the reporting file to include an absentee ballot requester's e-mail address and fax number information if provided.

SUBJECT AREA TO BE ADDRESSED: Reporting requirements relating to absentee ballot request information.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 98.0981(5), 101.62(3), 101.657(2), 102.141(10) FS.

LAW IMPLEMENTED: 98.0981, 101.62, 101.657, 102.141 FS.

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

DATE AND TIME: July 12, 2010, 1:00 p.m.

PLACE: Florida Department of State, R. A. Gray Building, Room 307, 500 S. Bronough 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 7 days before the workshop/meeting by contacting: Eddie L. Phillips, Executive Assistant, Office of the General Counsel, (850)245-6536 or 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). If you are 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: Maria Matthews, Assistant General Counsel, Office of the General Counsel, (email: mimatthews@dos.state.fl.us) or (850)245-6536

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.045
RULE TITLE: Candidate Petition Process
PURPOSE AND EFFECT: To update the rule and to modify the candidate petition form, DS-DE 104, which is incorporated by reference in the rule. The amendments clarify the requirements for a candidate petition form to be verified as valid. The rule makes the DS-DE 104 applicable to nonpartisan elections under Chapter 105, Florida Statutes.
SUBJECT AREA TO BE ADDRESSED: Candidate qualifying by petition process.
RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 99.095, 105.035(2) FS.
LAW IMPLEMENTED: 99.095, 99.061, 99.097, 105.031, 105.035 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: July 12, 2010, 3:00 p.m.
PLACE: Room 307, R. A. Gray Building, Department of State, 500 S. Bronough 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 5 days before the workshop/meeting by contacting: Eddie L. 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, (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 EDUCATION

State Board of Education

RULE NO.: 6A-1.09401
RULE TITLE: Student Performance Standards
PURPOSE AND EFFECT: The purpose of this rule development is to provide an opportunity for the public (including educators, administrators, students and parents) to provide input on revisions to the K-12 Next Generation Sunshine State Standards for World Languages and Fine Arts.

The effect will be the proposed adoption of revised Next Generation Sunshine State Standards for World Languages and Fine Arts.

SUBJECT AREA TO BE ADDRESSED: Revised Next Generation Sunshine State Standards for World Languages and Fine Arts (Dance, Music, Theatre, and Visual Arts).

RULEMAKING AUTHORITY: 1001.02 FS.

LAW IMPLEMENTED: 1001.03 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: Todd Clark, Bureau Chief, Bureau of Curriculum and Instruction, Department of Education, 325 West Gaines Street, Room 432, Tallahassee, FL., (850)245-0764. Public input is requested online at this site: <http://flstandards.org>. Review period for Proposed World Language Standards: June 9 – August 13, 2010; Review period for Proposed Fine Arts Standards: July 20 – August 22, 2010.

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

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

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

RULE NO.: 9N-1.001
RULE TITLE: State Building Code Adopted
PURPOSE AND EFFECT: To conduct rule development workshops before the Commission's Technical Advisory Committees to accept public input regarding proposed modifications to the selected edition of the model codes, the combination of which to comprise the 2010 Florida Building Code in conformity with the triennial update process specified in Sections 553.73(3), (6), Florida Statutes. Local technical amendments to the 2007 Florida Building Code and continuation of previously adopted Florida-specific amendments will be considered. Each Committee, identified with the location of the workshop below, will consider those modifications and amendments that fall within their area of expertise. The specific modifications and amendments for consideration at each workshop will be identified in the agenda for Committee meetings which will be noticed and available in accordance with Sections 120.525(1)-(2), Florida Statutes, which will be available via the Commissions website, www.floridabuilding.org.

SUBJECT AREA TO BE ADDRESSED: The Florida Building Code.

RULEMAKING AUTHORITY: 553.73(1), 553.73(2), 553.73(7), 553.73(8), 553.901 FS.

LAW IMPLEMENTED: 553.72, 553.73(2), 553.73(3), 553.73(7), 553.73(8), 553.73(9), 553.901 FS.

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

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

PLACE: Special Occupancy TAC, Department of Community Affairs, Randall Kelley Training Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

DATE AND TIME: August 8, 2010, 2:00 p.m.

PLACE: Roofing TAC, Crowne Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 9, 2010, 8:00 a.m.

PLACE: Plumbing TAC, Crowne Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 9, 2010, 8:00 a.m.

PLACE: Roofing TAC, Crowne Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 9, 2010, 1:00 p.m.

PLACE: Code Administration TAC, Crowne Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 10, 2010, 1:00 p.m.

PLACE: Electrical TAC, Crowne Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 10, 2010, 1:00

PLACE: Fire TAC, Crown Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 11, 2010, 8:00 a.m.

PLACE: Fire TAC, Crowne Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 11, 2010, 8:00 a.m.

PLACE: Mechanical TAC, Crowne Plaza-Oceanfront Hotel, 2605 N. A1A Highway, Melbourne, Florida 32903

DATE AND TIME: August 23, 2010, 9:00 a.m.

PLACE: Structural TAC, University Hilton, 1714 Southwest 34th Street, Gainesville, Florida 32607

DATE AND TIME: August 24, 2010, 8:00 a.m.

PLACE: Structural TAC, University Hilton, 1714 Southwest 34th Street, Gainesville, Florida 32607

DATE AND TIME: August 25, 2010, 8:00 a.m.

PLACE: Energy TAC, University Hilton, 1714 Southwest 34th Street, Gainesville, Florida 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 7 days before the workshop/meeting by contacting: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski

Building, Tallahassee, Florida 32399-2100, (850)921-2247. If you are 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: Mo Madani, Planning Manager, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)921-2247

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

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-57.003	Railroad Safety Standards and Clearance Requirements
14-57.010	Definitions for Use in Part II
14-57.011	Public Railroad-Highway Grade Crossings Costs
14-57.012	Standards for Opening and Closing of Public Railroad-Highway Grade Crossings
14-57.013	Installation Criteria and Warning Devices for Public Railroad-Highway Grade Crossings
14-57.014	Rail Corridor Crossing Management

PURPOSE AND EFFECT: Rule Chapter 14-57, F.A.C., is being amended to update, reorganize, and clarify the rule chapter.

SUBJECT AREA TO BE ADDRESSED: The overall organization of the rule chapter is addressed.

RULEMAKING AUTHORITY: 334.044(2) FS.

LAW IMPLEMENTED: 335.141, 337.242(3), 339.05, 341.302, 351.35 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

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

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

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-6.020	Licensure Procedure
59A-6.022	Standards of Performance
59A-6.027	Collection and Transmittal of Specimens
59A-6.033	Fees

PURPOSE AND EFFECT: The agency is proposing to amend the rules governing multiphasic health testing centers to conform with requirements and application forms being created under Section 408.806, F.S., and proposed Chapter 59A-35, F.A.C., and to conform with revised statutory provisions.

SUBJECT AREA TO BE ADDRESSED: This rule will be amended to conform to the revised statutory requirements in Part II, Chapter 408, F.S., and rule requirements in Chapter 59A-35, F.A.C., and to incorporate revised licensure application forms.

RULEMAKING AUTHORITY: 483.291 FS.

LAW IMPLEMENTED: 483.285, 483.291, 483.30, 483.302, 483.308, 483.314 FS.

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

DATE AND TIME: July 15, 2010, 10:00 a.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dennis Hitchens, Laboratory Licensure Unit, 2727 Mahan Drive, MS #32, Tallahassee, FL 32309 or at (850)412-4377

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-4.060	Dental Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.060, F.A.C., is to incorporate by reference the Florida Medicaid Dental Coverage and Limitations Handbook, September 2010. The amendment updates the handbook and

clarifies existing policy and reimbursement limitations for dental procedures. The amendment also allows dentists who hold a Health Access Dental license to enroll in the Medicaid program and practice in health access settings.

SUBJECT AREA TO BE ADDRESSED: Dental Services.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 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: Tuesday, July 20, 2010, 9:00 a.m. – 10:00 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: Mary Cerasoli at the Bureau of Medicaid Services, (850)412-4228. If you are 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: Mary Cerasoli, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4228, e-mail: mary.cerasoli@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.060 Dental Services.

(1) No change.

(2) All dental services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Dental Services Coverage and Limitations Handbook, September 2010, January 2006, updated January 2007, and the Florida Medicaid provider Reimbursement handbook, ADA Dental, July 2008, which are 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. All handbooks are available from the Medicaid fiscal agent's Web Portal at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Medicaid fiscal agent, Provider Contact Center at (800)289-7799 and selecting Option 7.

(3) through (4) No change.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.908, 409.912, 409.913 FS. History—New 7-10-80, Amended 2-19-81, 10-27-81, 7-21-83, Formerly 10C-7.523, Amended 9-11-90, 11-3-92, Formerly 10C-7.0523, Amended 6-29-93, Formerly 10P-4.060, Amended 7-19-94, 7-16-96, 3-11-98, 10-13-98, 12-28-98, 6-10-99, 4-23-00, 4-24-01, 7-5-01, 2-20-03, 8-5-03, 1-8-04, 10-12-04, 6-28-05, 7-2-06, 5-21-07, 2-23-09,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-6.010
 RULE TITLE: Payment Methodology for Nursing Home Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to incorporate editorial changes to the Florida Title XIX Long-Term Care Reimbursement Plan along with detail regarding nursing home staffing ratios found in House Bill 5301, Medicaid Services, effective July 1, 2010, and to address a series of cost report issues.

1. The addition of a definition for “total bed capacity.”
2. Reorganization of Section V. B of the Title XIX Long Term Care Reimbursement Plan regarding the chronology of reimbursement rate reductions.
3. The addition of a deadline for submitting an initial cost report.
4. Modify ceilings from an average of north and south in order to fully implement central ceilings.
5. Delete “resulting from 1. and 2.” from Section IV. J. 4 of the Title XIX Long-Term Care Reimbursement Plan, specific to interim rate requests. The current language could be interpreted incorrectly that interim rate requests for general or professional liability insurance do not have to be submitted within 60 days after the costs are incurred. By removing “resulting from 1., and 2. above” the language makes no distinction between 1, 2 and 3 (general or professional liability) and the proper interpretation can be made that all interim rate requests must be submitted within 60 days.
6. Clarifying the definition of late cost report and acceptance procedures.
7. New policies regarding resubmissions of cost reports by providers.
8. Development of a sanction process (possibly a daily fine) for late cost reports including reimbursement at the lowest per diem by area.
9. Development of new policies and procedures regarding AHCA’s ability to recoup overpayments.
10. AHCA will reserve the right to submit any provider found to be out of compliance with any of the new policies and procedures regarding cost reports to the Bureau of Medicaid Program Integrity for investigations.
11. Addition of Appendix C to the Title XIX Long-Term Care Reimbursement Plan detailing the Medicaid Trend Adjustment to include percentages, annualized reduction amounts, and sample calculations.

12. The agency shall develop efficiency and outcome measures in order to assess the value for patients including both outcomes and costs over the full cycle of care.

13. Revisions to Fair Rental Value System (FRVS) inflation index.

14. Minimum staffing changes:

a. A minimum weekly average of certified nursing assistant and licensed nursing staffing combined of 3.9 hours of direct care per resident per day. A week is defined as Sunday through Saturday.

b. A minimum certified nursing assistant staffing of 2.7 hours of direct care per resident per day. A facility may not staff below one certified nursing assistant per 20 residents.

c. A minimum licensed nursing staffing of 1.0 hour of direct care per resident per day. A facility may not staff below one licensed nurse per 40 residents.

SUBJECT AREA TO BE ADDRESSED: July 1, 2010 ceilings, staffing ratios, cost report issues, FRVS Inflation index, and various technical changes in the Title XIX Long-Term Care Reimbursement Plan.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908, 409.9082 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: July 13, 2010, 9:00 a.m. – 10:00 a.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edwin Stephens, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308, (850)412-4077 or by e-mail at edwin.stephens@ahca.myflorida.com

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-6.020
 RULE TITLE: 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 July 1, 2010, in accordance with House Bill 5001, 2010-11 General Appropriations Act, Specific Appropriation 189 and 190, and to address a series of cost report issues.

1. The Agency shall implement a recurring methodology in the Title XIX Inpatient Hospital Reimbursement Plan to achieve a \$232,221,607 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. Hospitals that are licensed as a children's specialty hospital and whose Medicaid days plus charity care days divided by total adjusted patient days equals or exceeds 30 percent and rural hospitals as defined in Section 395.602, Florida Statutes, are excluded from this reduction.

2. Eliminate the inpatient reimbursement ceilings for hospitals whose charity care and Medicaid days, as a percentage of total adjusted hospital days, equal or exceed 11 percent. For any public hospital or any leased public hospital found to have sovereign immunity or hospital with graduate medical education positions that does not qualify for the elimination of the inpatient ceilings under this section of proviso or any other proviso listed, such hospitals shall be exempt from the inpatient reimbursement ceilings contingent on the hospital or local governmental entity providing the required state match. The agency shall use the average of the 2003, 2004 and 2005 audited DSH data available as of March 1, 2009. In the event the agency does not have the prescribed three years of audited DSH data for a hospital, the agency shall use the average of the audited DSH data for 2003, 2004 and 2005 that are available. Any hospital that was exempt from the inpatient reimbursement ceiling in the prior state fiscal year, due to their charity care and Medicaid days as a percentage to total adjusted hospital days equaling or exceeding 11 percent, but no longer meets the 11 percent threshold, because of updated audited DSH data, shall remain exempt from the inpatient reimbursement ceilings for a period of two years.

3. Eliminate the inpatient reimbursement ceilings for hospitals that have a minimum of ten licensed Level II Neonatal Intensive Care Beds and are located in Trauma Services Area 2.

4. Eliminate the inpatient hospital reimbursement ceilings for hospitals whose Medicaid days as a percentage of total hospital days exceed 7.3 percent, and are designated or provisional trauma centers. This provision shall apply to all hospitals that are designated or provisional trauma centers on July 1, 2010, and any hospitals that becomes a designated or provisional trauma center during Fiscal Year 2010-2011. Included in these funds are the annualized amounts to offset the reductions taken against certified trauma centers as identified in Section 12, Chapter 2007-326, Laws of Florida. The agency shall use the average of the 2003, 2004 and 2005 audited Disproportionate

Share Hospital (DSH) data available as of March 1, 2009. In the event the agency does not have the prescribed three years of audited Disproportionate Share Hospital (DSH) data for a hospital, the agency shall use the average of the audited DSH data for 2003, 2004 and 2005 that are available.

5. \$9,932,000 is provided for global fees for providing liver transplant services to Medicaid beneficiaries.

6. Eliminate the inpatient reimbursement ceilings for teaching, specialty, Community Hospital Education Program hospitals, and Level III Neonatal Intensive Care Units that have a minimum of three of the following designated tertiary services as regulated under the Certificate of Need Program: pediatric bone marrow transplantation, pediatric open heart surgery, pediatric cardiac catheterization, and pediatric heart transplantation. Included in these funds are the annualized amounts to offset the reductions taken against hospitals defined in Section 408.07(45), Florida Statutes, that are not certified trauma centers, as identified in Section 12, Chapter 2007-326, Laws of Florida.

7. Buy back of the Medicaid trend adjustment that is being applied against the Medicaid inpatient rates for the following three categories of hospitals. Of these funds

- \$31,984,943 is provided to the first category of hospitals, which are those hospitals that are part of a system that operates a provider service network in the following manner: \$18,773,903 is for Jackson Memorial Hospital; \$2,133,277 is for hospitals in Broward Health; \$4,906,684 is for hospitals in the Memorial Healthcare System; and \$760,226 is for Shands Jacksonville and \$5,410,853 is for Shands Gainesville. In the event that the above amounts exceed the amount of the Medicaid trend adjustment applied to each hospital, then the excess funds will be used to buy back other Medicaid reductions in the inpatient rate.

- \$12,139,819 shall be used for the second category to buy back the Medicaid trend adjustment that is being applied against the Medicaid inpatient rates for those hospitals that are licensed as a children's specialty hospital and whose Medicaid days plus charity care days divided by total adjusted patient days equals or exceeds 30 percent. In the event that the funds under this category exceed the amount of the Medicaid trend adjustment, then any excess funds will be used to buy back other Medicaid reductions in the inpatient rate for those individual hospitals.

- \$5,475,985 shall be used for the third category to buy back the Medicaid trend adjustment that is being applied against the Medicaid inpatient rates to rural hospitals. In the event that the funds under this category exceed the amount of the Medicaid trend adjustment, then any excess funds will be used to buy back other Medicaid reductions in the inpatient rate for those individual hospitals.

The agency shall use the 2003, 2004 and 2005 audited DSH data available as of March 1, 2009. In the event the agency does not have the prescribed three years of audited DSH data for a hospital, the agency shall use the average of the audited DSH data for 2003, 2004 and 2005 that are available.

8. Public hospitals, including any leased public hospital found to have sovereign immunity, teaching hospitals as defined in Section 408.07(45) or 395.805, Florida Statutes, which have seventy or more full-time equivalent resident physicians, hospitals with graduate medical education positions that do not otherwise qualify, and for designated trauma hospitals to buy back the Medicaid inpatient trend adjustment applied to their individual hospital rates and other Medicaid reductions to their inpatient rates up to actual Medicaid inpatient cost.

9. Hospitals not previously provided this authority, may buy back the Medicaid inpatient trend adjustment applied to their individual hospital rates and other Medicaid reductions to their inpatient rates up to actual Medicaid inpatient cost. The agency shall not include the funds described in this paragraph for the buy back of reductions to inpatient hospital rates in the calculation of capitation rates for Health Maintenance Organizations unless the nonfederal share is provided through grants and donations from state, county or other governmental funds. This section does not include the buy back of the Medicaid inpatient trend adjustment applied to the individual state mental health hospitals.

10. \$40,000,000 is provided for hospital exemptions from inpatient reimbursement limitations for any hospital, not elsewhere qualifying for an exemption, that has local funds available for intergovernmental transfers. The payments under this proviso are contingent on the state share being provided through grants and donations from state, county, or other governmental funds. The agency shall not include the funds described in this paragraph for the buy back of reductions to inpatient hospital rates in the calculation of capitation rates for Health Maintenance Organizations unless the nonfederal share is provided through grants and donations from state, county or other governmental funds. This section of proviso does not include the buy back of the Medicaid inpatient trend adjustment applied to the individual state mental health hospitals.

11. \$6,000,000 is provided for Medicaid payments for multi-visceral transplant and intestine transplants in Florida. The agency shall establish a reasonable global fee for these transplant procedures and the payments shall be used to pay approved multi-visceral transplant and intestine transplant facilities a global fee for providing transplant services to Medicaid beneficiaries.

12. Adjust the Medicaid rate for any rural hospital that moved into a replacement facility during calendar year 2009 to reflect Medicaid costs for the period of time from moving into the replacement facility to when the rate would reflect the costs of the replacement facility through the routine rate setting

process. To qualify for this adjustment, a hospital must have a combined Medicaid and charity care utilization rate of at least 25 percent based on the most recent information reported to the Agency for Health Care Administration prior to moving into the replacement facility.

13. Funds in Specific Appropriation 190 shall be used for a Disproportionate Share Hospital Program as provided in Sections 409.911, 409.9113, and 409.9119, Florida Statutes:

\$155,223,205 – Payments to public hospitals;

\$66,131,172 – Payments to Teaching hospitals;

\$2,000,000 – Payments for Graduate Medical Education (GME);

\$13,020,000 – Payments to family practice teaching hospitals;

\$800,000 – Payments to hospitals licensed as specialty children's hospitals; and

\$9,216,200 – Payments to Provider Service Network hospitals.

15. Clarifying the definition of late cost report and acceptance procedures.

16. New policies regarding resubmissions of cost reports by providers.

17. Development of a sanction process (possibly a daily fine) for late cost reports including reimbursement at the lowest per diem by class.

18. Development of new policies and procedures regarding AHCA's ability to recoup overpayments.

19. AHCA will reserve the right to submit any provider found to be out of compliance with any of the new policies and procedures regarding cost reports to the Bureau of Medicaid Program Integrity for investigations.

SUBJECT AREA TO BE ADDRESSED: July 1, 2010 Inpatient Hospital reimbursement rates and cost reporting issues.

RULEMAKING AUTHORITY: 409.919 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: July 13, 2010, 10:00 a.m. – 11:00 a.m

PLACE: 2727 Mahan Drive, Conference Room C, Building 3, Tallahassee, Florida

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 edwin.stephens@ahca.myflorida.com

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

AGENCY FOR HEALTH CARE ADMINISTRATION**Medicaid**

RULE NO.: 59G-6.030
 RULE TITLE: Payment Methodology for Outpatient Hospital Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to incorporate changes to the Florida Title XIX Outpatient Hospital Reimbursement Plan in accordance with House Bill 5001, 2010-2011 General Appropriations Act, Specific Appropriation 194, and to address a series of cost report issues.

1. The Agency shall implement a recurring methodology in the Title XIX Outpatient Hospital Reimbursement Plan to achieve a \$54,791,389 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. Hospitals that are licensed as a children's specialty hospital and whose Medicaid days plus charity care days divided by total adjusted patient days equals or exceeds 30 percent and rural hospitals as defined in Section 395.602, Florida Statutes, are excluded from this reduction.

2. Elimination the outpatient reimbursement ceilings for hospitals whose charity care and Medicaid days as a percentage of total adjusted hospital days equals or exceeds 11 percent. For any public hospital or any leased public hospital found to have sovereign immunity or hospital with graduate medical education positions that does not qualify for the elimination of the outpatient ceilings, such hospitals shall be exempt from the outpatient reimbursement ceilings. The agency shall use the average of the 2003, 2004 and 2005 audited DSH data available as of March 1, 2009. In the event the agency does not have the prescribed three years of audited DSH data for a hospital, the agency shall use the average of the audited DSH data for 2003, 2004 and 2005 that are available. Any hospital that was exempt from the outpatient reimbursement ceiling in the prior state fiscal year, due to their charity care and Medicaid days as a percentage to total adjusted hospital days equaling or exceeding 11 percent, but no longer meet the 11 percent threshold, because of updated audited DSH data shall remain exempt from the outpatient reimbursement ceilings for a period of two years.

3. Elimination of the outpatient reimbursement ceilings for hospitals that have a minimum of ten licensed Level II Neonatal Intensive Care Beds and are located in Trauma Services Area 2.

4. Elimination the outpatient reimbursement ceilings for hospitals whose Medicaid days, as a percentage of total hospital days, exceed 7.3 percent, and are designated or provisional trauma centers. This provision shall apply to all hospitals that are designated or provisional trauma centers on July 1, 2010 or become a designated or provisional trauma center during Fiscal Year 2010-2011. Included in these funds are the annualized amounts to offset the reductions taken against certified trauma centers as identified in section 13, Chapter 2007-326, Laws of Florida. The agency shall use the average of the 2003, 2004 and 2005 audited DSH data available as of March 1, 2009. In the event the agency does not have the prescribed three years of audited DSH data for a hospital, the agency shall use the average of the audited DSH data for 2003, 2004 and 2005 that are available.

5. \$12,226,583 is provided to buy back the Medicaid trend adjustment that is being applied against the Medicaid outpatient rates for the following three categories of hospitals:

- \$3,372,389 is provided to the first category of hospitals, which are those hospitals that are part of a system that operate a provider service network in the following manner:

- \$570,978 is for Jackson Memorial Hospital;

- \$458,668 is for hospitals in Broward Health;

- \$840,958 is for hospitals in the Memorial Healthcare System;

- \$256,166 to Shands Jacksonville and

- \$1,245,619 to Shands Gainesville.

In the event that the above amounts exceed the amount of the Medicaid trend adjustment applied to each hospital, then the excess funds will be used to buy back other Medicaid reductions in the outpatient rate.

- \$4,221,468 shall be used for the second category of hospitals to buy back the Medicaid trend adjustment that is being applied against the Medicaid outpatient rates for those hospitals that are licensed as a children's specialty hospital and whose Medicaid days plus charity care days divided by total adjusted patient days equals or exceeds 30 percent. In the event that the above amounts exceed the amount of the Medicaid trend adjustment applied to each hospital, then the excess funds will be used to buy back other Medicaid reductions in the outpatient rate.

- \$4,632,726 shall be used for the third category of hospitals to buy back the Medicaid trend adjustment that is being applied against the Medicaid outpatient rates for rural hospitals. In the event that the funds under this category exceed the amount of the Medicaid trend adjustment, then any excess funds will be used to buy back other Medicaid reductions in the outpatient rate for those individual hospitals.

The Agency shall use the average of 2003, 2004 and 2005 audited DSH data available as of March 1, 2009. In the event the agency does not have the prescribed three years of audited DSH data for a hospital, the agency shall use the average of the audited DSH data for 2003, 2004 and 2005 that are available.

6. \$66,317,949 is provided for public hospitals, including any leased public hospital found to have sovereign immunity, teaching hospitals as defined in Section 408.07(45) or 395.805, Florida Statutes, which have seventy or more full-time equivalent resident physicians, hospitals with graduate medical education positions that do not otherwise qualify, and designated trauma hospitals to buy back the Medicaid outpatient trend adjustment applied to their individual hospital rates and other Medicaid reductions to their outpatient rates up to actual Medicaid outpatient cost.

7.a) Hospitals may buy back the Medicaid outpatient trend adjustment applied to their individual hospital rates and other Medicaid reductions to their outpatient rates up to actual Medicaid outpatient cost.; and

b) \$15,000,000 is provided for exemptions from outpatient reimbursement limitations for any hospital that has local funds available for intergovernmental transfers, not elsewhere qualifying for an exemption. The agency shall not include the funds described in this paragraph for the buy back of reductions to outpatient hospital rates in the calculation of capitation rates for Health Maintenance Organizations unless the nonfederal share is provided through grants and donations from state, county or other governmental funds. This section of proviso does not include the buy back of the Medicaid inpatient trend adjustment applied to the individual state mental health hospitals.

8. Clarifying the definition of late cost report and acceptance procedures.

9. New policies regarding resubmissions of cost reports by providers.

10. Development of a sanction process (possibly a daily fine) for late cost reports including reimbursement at the lowest per diem by class.

11. Development of new policies and procedures regarding AHCA's ability to recoup overpayments.

12. AHCA will reserve the right to submit any provider found to be out of compliance with any of the new policies and procedures regarding cost reports to the Bureau of Medicaid Program Integrity for investigations.

SUBJECT AREA TO BE ADDRESSED: July 1, 2010 Outpatient Hospital reimbursement rates and cost report issues.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: July 13, 2010, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 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 edwin.stephens@ahca.myflorida.com

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:
59G-6.045

RULE TITLE:
Payment Methodology for Services in Facilities Not Publicly Owned and Publicly Operated (Facilities Formerly Known as ICF/DD Facilities)

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to incorporate changes to the Florida Title XIX Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not Publicly Owned and not Publicly Operated Reimbursement Plan (the Plan) Effective July 1, 2010, the Agency will amend Florida Title XIX Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not Publicly Owned and not Publicly Operated Reimbursement Plan (the Plan) to address the following cost reporting issues:

1. Clarifying the definition of a late cost report and late cost report acceptance procedures.
2. Resubmissions of cost reports by providers.
3. Development of a sanction process (possibly a daily fine) for late cost reports including reimbursement at the lowest per diem by class or area.
4. Development of new policies and procedures regarding AHCA's ability to recoup overpayments.
5. AHCA reserves the right to submit any provider found to be out of compliance with cost reporting policies and procedures to Medicaid Program Integrity for investigation of Medicaid fraud and abuse.

SUBJECT AREA TO BE ADDRESSED: Florida Medicaid Title XIX Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not publicly owned and not publicly operated cost reporting policies and procedures.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: July 13, 2010, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 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 edwin.stephens@ahca.myflorida.com

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-6.090	Payment Methodology for County Health Departments

PURPOSE AND EFFECT: The purpose and effect of the proposed amendment is to incorporate changes to the Florida Title XIX Payment Methodology for County Health Departments Reimbursement Plan (the Plan) effective July 1, 2010. In accordance with House Bill 5001, 2010-11 General Appropriations Act, Specific Appropriation 212, and to address a series of cost report issues, the Florida Title XIX Payment Methodology for County Health Departments Reimbursement Plan will be amended as follows:

1. The Agency shall implement a recurring methodology in the Title XIX County Health Department Reimbursement Plan to achieve a \$40,379,100 rate reduction to modify the reimbursement rates for county health departments. 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.
2. \$42,631,388 is provided for county health departments to buy back clinic services rate adjustments, effective on or after July 1, 2008.
3. Clarifying the definition of late cost report and acceptance procedures.
4. New policies regarding resubmissions of cost reports by providers.
5. Development of a sanction process (possibly a daily fine) for late cost reports including reimbursement at the lowest per diem.
6. Development of new policies and procedures regarding AHCA's ability to recoup overpayments.
7. AHCA will reserve the right to submit any provider found to be out of compliance with any of the new policies and procedures regarding cost reports to the Bureau of Medicaid Program Integrity for investigations.

SUBJECT AREA TO BE ADDRESSED: July 1, 2010, County Health Department reimbursement rates and cost reporting issues.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: July 13, 2010, 11:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, FL 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 2149A, Tallahassee, Florida 32308, (850)412-4077 or at edwin.stephens@ahca.myflorida.com

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.:	RULE TITLES:
61-7.001	Licensure Process
61-7.002	Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to establish department processes for the temporary professional licensure of spouses of members of the Armed Forces.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in these rules is the process by which the department issues temporary professional licenses for spouses of members of the Armed Forces.

RULEMAKING AUTHORITY: 455.02(3) FS.

LAW IMPLEMENTED: 455.02(3) 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: Tim Vaccaro, Director, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-7776

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: 61G6-7.001
 RULE TITLE: Specialty Electrical Contractors
 PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify language concerning the scope of work for the limited energy systems specialty; to clarify that certified and registered licensees in Unlimited Electrical Contractor, Alarm System Contractor I, Alarm System Contractor II, and Residential Electrical Contractor may perform the scope of work of a limited energy systems specialty certification.
 SUBJECT AREA TO BE ADDRESSED: Specialty Electrical Contractors.

RULEMAKING AUTHORITY: 489.511(5) FS.
 LAW IMPLEMENTED: 489.503(14), 489.505(19), 489.511(5) FS.

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

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G6-7.001 Specialty Electrical Contractors.

The following types of specialty electrical contractors may apply to be certified under the provisions of Part II, Chapter 489, F.S., and Chapter 61G6-5, F.A.C., above. In order to be admitted to a specialty contractor examination, the person must show 6 years of comprehensive training, technical education, or broad experience on the type of electrical or alarm system work for which certification is desired.

(1) through (3) No change.

(4) Limited Energy Systems Specialty. The scope of certification of a limited energy systems specialty contractor includes the installation, repair, fabrication, erection, alteration, addition to, or design of electrical wiring, fixtures, appliances, thermostats, apparatus, raceways, conduit, and fiber optics (transmission of light over stranded glass) or any part thereof not to exceed 98 volts; The scope of work of this license does not include installation, repair, fabrication, erection, alteration, addition to, or design of electrical wiring, fixtures, appliances, thermostats, apparatus, raceways, conduit, that are part of an alarm system when those items are for the purpose of transmitting data, proprietary video (satellite systems which are not part of a community antenna television, cable television, or radio distribution system), radio frequency,

~~central vacuum, or electric locks, data distribution networks, home theater systems, surround sound systems, public address systems or telephone systems.~~

(a) through (b) No change.

(c) The scope of work of this license may also be performed by the following certified and registered license categories: Unlimited Electrical Contractor, Alarm System Contractor I, Alarm System Contractor II, and Residential Electrical Contractor.

(5) No change.

Rulemaking Specific Authority 489.511(5) FS. Law Implemented 489.503(14), 489.505(19), 489.511(5) FS. History--New 1-2-80, Amended 7-29-84, 10-14-84, Formerly 21GG-7.01, Amended 2-23-86, 12-24-87, 6-21-89, 3-3-92, Formerly 21GG-7.001, Amended 1-28-96, 12-25-96, 6-11-97, 12-24-97, 7-19-98, 10-7-99, 2-17-00, 4-30-01, 4-30-03, 9-16-07, 12-2-08.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-2.0142
 RULE TITLE: Application for Health Access Dental License

PURPOSE AND EFFECT: The Board proposes to promulgate and adopt the new rule to clarify procedures for applying for a Health Access Dental license and to provide the form.

SUBJECT AREA TO BE ADDRESSED: Application for health access dental license.

RULEMAKING AUTHORITY: 466.004 FS.

LAW IMPLEMENTED: 466.0067 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, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-1.007
 RULE TITLE: List of Approved Forms; Incorporation

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address additional changes to various forms.

SUBJECT AREA TO BE ADDRESSED: The incorporation of revised forms.

RULEMAKING AUTHORITY: 456.013, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3145, 458.315(2), 458.320(8), 458.321(2), 458.347(13), 458.3475, 458.351(6) FS.

LAW IMPLEMENTED: 456.013, 456.035, 4456.036, 456.048, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-4.009
 RULE TITLE: Applications

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to incorporate revised licensure applications in the application rule.

SUBJECT AREA TO BE ADDRESSED: Various revised application forms for licensure.

RULEMAKING AUTHORITY: 456.031, 456.033, 458.309, 458.311, 458.3137 FS.

LAW IMPLEMENTED: 456.013(7), 456.031, 456.033, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-12.009
 RULE TITLE: Osteopathic Faculty Certificate

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to incorporate the revised osteopathic medical faculty certificate in the rule.

SUBJECT AREA TO BE ADDRESSED: The revised osteopathic medical faculty certificate.

RULEMAKING AUTHORITY: 459.005, 459.0077 FS.

LAW IMPLEMENTED: 459.0077 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: Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.: 69L-6.021
 RULE TITLE: Construction Industry Classification Codes, Descriptions, and Operations Scope of Exemption

PURPOSE AND EFFECT: The proposed rule amendment deletes discontinued class codes, adds new class codes and revises descriptions of class codes, as published in the Florida exception pages in the National Council on Compensation Insurance, Inc. (NCCI), Basic Manual (January 2010 edition). In addition, the amendment defines when an employer is engaged in the construction industry, for purposes of the rule. As class codes are revised, added or deleted in the Basic Manual, the rule must be amended to accurately reflect and incorporate such changes.

SUBJECT AREA TO BE ADDRESSED: Construction industry class codes and descriptions as specified in the Florida Contracting Classification Premium Adjustment Program, and published in the Florida exception pages of the National Council on Compensation Insurance, Inc. (NCCI), Basic Manual (January 2010 edition).

RULEMAKING AUTHORITY: 440.02(8), 440.591 FS.

LAW IMPLEMENTED: 440.02(8) 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: Thursday, July 15, 2010, 2:00 p.m.

PLACE: 104J Hartman Bldg., 2012 Capital Circle Southeast, 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: Tasha Carter, (850)413-1878 or tasha.carter@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: Tasha Carter, Bureau Chief of Compliance, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4228, (850)413-1878

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

more choices to designate how he or she wants to make and receive absentee ballot requests, and receive absentee ballots and other election materials including via electronic mail.

SUMMARY: The proposed new provides uniform procedures for submitting and processing absentee ballot requests, and for facilitating the timely delivery and return of absentee ballots for absent stateside uniformed services members.

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: 20.10(3), 97.012(1), 101.697 FS.

LAW IMPLEMENTED: 101.62, 101.64, 101.65, 101.697 FS. A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: July 19, 2010, 1:00 p.m.

PLACE: Room 307, R. A. Gray Building, Florida Department of State, 500 S. Bronough 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 7 days before the workshop/meeting by contacting: Eddie L. Phillips, Executive Office Assistant, Office of General Counsel, Florida Department of State at: ELPhillips@dos.state.fl.us or (850)245-6536. If you are 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: Maria Matthews, Assistant General Counsel, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, at (850)245-6536; mimatthews@dos.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.049 Absentee Ballots – Absent Stateside Uniformed Services Voters.

(1) Application. This rule applies solely to absentee ballot requests and to the delivery and return of absentee ballots for uniformed services members who are absent stateside. Such persons are defined to include:

(a) A member of a uniformed service on active duty who, by reason of active duty, is absent (but not overseas) from the place of residence where the member is otherwise qualified to vote.

(b) A member of the Merchant Marine who, by reason of service, is absent (but not overseas) from the place of residence where the member is otherwise qualified to voter, or

**Section II
Proposed Rules**

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.049
RULE TITLE: Absentee Ballots – Absent Stateside Uniformed Services Voters

PURPOSE AND EFFECT: The purpose of the new rule which deals exclusively with uniformed services voters who are absent stateside (not overseas) is to provide procedures to this specific class of voters in light of the recently enacted Military and Overseas Voter Empowerment Act (MOVE Act) (Public law 111-84, subpart H of the Military Defense Authorization Act) and the new Chapter law 2010-167, Laws of Florida. The MOVE Act included a number of provisions to facilitate absentee ballot requests by all voters entitled to vote absentee under the Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA) and to enhance the timely delivery and return of voted absentee ballots by such voters. The proposed rule also reflects the federal law and state law change that requires absentee ballots to be sent 45 days in advance of any election. The proposed rule changes also reflects the directive to states to coordinate with local election officials to give the voter

(c) A spouse or dependent of a member described in paragraph (a) or (b) who, by reason of the active duty or service of the member, is also absent (but not overseas) from the place of residence where the spouse or dependent is otherwise qualified to vote.

(2) Requests.

(a) The absent stateside uniformed services voter, an immediate family member of the voter, or the legal guardian of the voter, may request an absentee ballot via:

1. Telephone.
2. Fax.
3. E-mail.
4. Any other form of written request.

(b) The request for an absentee ballot must include:

1. The name of the voter for whom the ballot is requested.
2. The voter's date of birth.
3. The voter's legal residence in Florida.
4. An indication of how the voter wants the ballot to be delivered (mail, fax, or e-mail).
5. One of the following:
 - i. An out-of-county mailing address.
 - ii. A fax machine number, and an out-of-county address (only for purposes of affirming absence from county).
 - iii. An e-mail address, and an out-of-county address (only for purposes of affirming absence from county).
 - iv. The voter's signature (written requests only other than through e-mail or through online request), or if the requester is other than the voter, the requester's name, address, driver's license number (if available), signature, and relationship to the voter.

(3) Processing requests. When a supervisor receives an absentee ballot request from an absent stateside uniformed services voter, the supervisor shall:

- (a) Verify the information provided to determine if the voter is a qualified and registered voter for the election.
- (b) Provide in the manner requested by the voter the appropriate absentee ballot, the instructions for voting and returning the ballot, and the Voter's Certificate.
- (c) Record the receipt date of the request, the date and manner in which the Supervisor made the absentee ballot available to the voter, and the mailing mailing address, e-mail address, or fax number provided by the voter.

(d) Ensure that the Supervisor of Elections' office transmitting and receiving equipment is in a secure location with access limited to the Supervisor's employees and that the absentee ballot is sent directly to the mailing or e-mail address or fax number or other transmission destination made available to the absent stateside uniformed services voter.

(4) Return of voted absentee ballot. A voted ballot by an absent stateside uniformed services voter returned by e-mail or by fax shall not be accepted. An absent uniformed services voter may return a voted absentee ballot by mail, in person (if

he or she returns to county of residence) or through someone else on behalf of the voter. To be accepted and counted, a voted absentee ballot must be received by the supervisor of elections no later than 7:00 p.m. on election day in the time zone for the county in which the absent uniformed services voter is registered.

(5) Voter's Certificate. The Voter's Certificate for absentee ballots being sent to absent stateside uniformed services voters shall be in substantially the following form:

Note: Please Read Instructions Carefully Before Marking Ballot and Completing Voter's Certificate

VOTER'S CERTIFICATE

I, _____, swear or affirm, under penalty of perjury, that I am:

1. A member of the Uniformed Services or merchant marine on active duty; or an eligible spouse or dependent of such a member; or a U.S. citizen temporarily residing outside the U.S.; or Other U.S. citizen residing outside the U.S.
2. I am a U. S. citizen, at least 18 years of age (or will be by the date of the election), and I am eligible to vote in the requested jurisdiction; and
3. I have not been convicted of a felony, or other disqualifying offense, or been adjudicated mentally incompetent, or, if so, my voting rights have been reinstated; and
4. I am not registering, requesting a ballot, or voting in any other jurisdiction in the U. S., except the jurisdiction cited in this voting form.

In voting, I have marked and sealed my ballot in private and have not allowed any person to observe the marking of the ballot, except for those authorized to assist voters under State or Federal law. I have not been influenced.

My signature and date below indicate when I completed this document. The information on this form is true, accurate and complete to the best of my knowledge. I understand that a material misstatement of fact in completion of this document may constitute grounds for a conviction for perjury.

Signed: _____ Date: _____
Month/Day/Year

(6) Ballot instructions. Ballot instructions in substantially the following form must be provided with each absentee ballot to an absent stateside uniformed services voter:

INSTRUCTIONS

1. In order to ensure that your absentee ballot is counted, complete and return the ballot soon as possible to the supervisor of elections of the county in which you are registered so that the ballot is received no later than 7:00 p.m. on the election day in the time zone for the county in which you are registered.
2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidate or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one candidate, your vote in that race will not be counted.

4. VERY IMPORTANT. In order for your ballot to be counted, you must also complete the Voter's Certificate, which must include your signature. Failure to include a signature or a date means your ballot may not be counted. Your ballot will be rejected also if the signature on the certificate does not match the signature on the voter registration record.

5. To return your voted absentee ballot and voter's certificate:

a. Place your marked ballot in a secrecy envelope or sleeve, as provided to you or in an unmarked envelope (if the ballot was faxed or e-mailed to you).

b. Insert the secrecy envelope or sleeve, or unmarked envelope inside a separate mailing envelope. If the ballot was mailed to you, use the mailing envelope provided and complete the Voter's Certificate on the back. If the ballot was faxed or e-mailed to you, place the secrecy envelope or sleeve or unmarked envelope and the completed Voter's Certificate in another envelope for mailing. Do not enclose the Voter's Certificate in the secrecy envelope or sleeve, or unmarked envelope with the ballot. Clearly mark the mailing envelope "Absentee Ballot Enclosed."

6. You may mail, deliver or have delivered by someone else your absentee ballot to the supervisor of elections. Faxed or e-mailed voted ballots will not be accepted. To mail your ballot free of postage, use the template provided at <http://fvap.gov/resources/media/returnenvelope.pdf> to print directly onto the mailing envelope or otherwise affix to the mailing envelope. Otherwise, clearly mark the mailing envelope "Absentee Ballot Enclosed" and provide sufficient postage.

7. FELONY NOTICE. It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any circumstances making your ballot false or fraudulent.

(7) Processing returned absentee ballots.

(a) The supervisor shall record the date the voted absentee ballot is received from the absent stateside uniformed services voter.

(b) If an absent stateside uniformed services voters returns the voted ballot to the supervisor in an envelope other than an absentee ballot mailing envelope provided by the supervisor, the canvassing board is authorized to open the mailing envelope to determine if the Voter's Certificate is enclosed in the mailing envelope. If the Voter's Certificate is not enclosed, the envelope or sleeve containing the ballot shall not be opened and the envelope shall be marked "Rejected as Illegal." If the Voter's Certificate is enclosed, the Voter's Certificate shall be reviewed.

(c) If the canvassing board determines that the voter is eligible to vote, the ballot shall be processed as other absentee ballots. If the returned absentee ballot was originally faxed or e-mailed or accessed electronically by some other means, the ballot shall be removed from the envelope and duplicated so that it can be processed through the tabulating equipment.

Rulemaking Authority 20.10(3), 97.012(1), 97.012(1), 101.697 FS. Law Implemented 101.62, 101.64, 101.65, 101.697 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Donald L. Palmer, Director, Division of Elections

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Dawn K. Roberts, Interim Secretary of State

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 9, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 2, 2010

DEPARTMENT OF TRANSPORTATION

RULE NO.:

14-24.001

RULE TITLE:

Prompt Settlement or Legal Defense of Claims and Disqualification for Failure to Settle Claims

PURPOSE AND EFFECT: Rule Chapter 14-24, F.A.C., is being amended to clarify the procedure and requirements for the prompt and satisfactory settlement or legal defense of claims. The title of the Rule Chapter will be changed to "Surety Disqualification For Failure To Settle Claims."

SUMMARY: The requirement of prompt settlement or legal defense of claims is addressed.

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: 334.044(2), 337.18(1) FS.

LAW IMPLEMENTED: 334.044(28), 337.141, 337.18(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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-24.001 Prompt Settlement or Legal Defense of Claims and Disqualification for Failure to Settle Claims.

(1) Any surety company providing a performance bond, that does not promptly and satisfactorily settle or provide a defense for claims or actions in connection with liabilities arising under a construction or maintenance contract for which the surety company previously furnished a bond shall be disqualified from issuing bonds for future Department construction or maintenance contracts by the Department in accordance with this rule.

~~(2)(4) Within 90 days of the Department's offer of final payment, the surety company shall provide to the Department Failure on the part of the surety to furnish an affidavit to the effect that these requirements have been met on a Contractor's Affidavit and Surety Consent (Form 21-A), FDOT Florida Department of Transportation Form 700-050-21, Rev. 08/04, which is incorporated by reference herein under Rule 14-79.006, F.A.C. Failure to comply to the Department within 90 days of the Department's offer of final payment shall constitute grounds for disqualification. Preliminary notice of disqualification will be furnished to the surety company at least 21 ~~30~~ days prior to disqualification. Qualification will be reinstated upon the Department's receipt by the Department of the properly executed Form Contractor's Affidavit and Surety Consent (Form 21-A).~~

~~(2) Notice of the Department's intended action will be provided in accordance with Rule 28-106.111, F.A.C. The Department's action will become final unless a timely petition for a hearing is filed in accordance with Rules 28-106.104, 28-106.201, and 28-106.301, F.A.C. In order to be timely, the petition must be filed with the Department's Clerk of Agency Proceedings within 21 days after receipt of the Department's notice, in accordance with Rule 28-106.111, F.A.C.~~

Rulemaking Specific Authority 334.044(2), 337.18(1) FS. Law Implemented 334.044(28), 337.141, 337.18(1) FS. History—Formerly 14-10.01, F.A.C., Amended 3-21-64, 9-24-75, Formerly 14-24.01, Amended 10-30-96, 1-17-99, 3-28-00, 10-19-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
David A. Sadler, Director, Office of Construction
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 15, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 21, 2010

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.720
RULE TITLE: Sex Offender and Child Abuse Offender Visiting Restrictions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify sex offender and child abuse offender visitation restrictions.

SUMMARY: The proposed rule clarifies language regarding sex and child abuse offender visiting restrictions to ensure consistency with Section 944.09, Florida Statutes. The title of the rule is amended to reflect that the rule addresses certain child abuse offenders who have not been convicted of sex-related crimes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not 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: 944.09, 944.23 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.23 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.720 Sex Offender and Child Abuse Offender Visiting Restrictions.

(1) An inmate shall not be authorized to visit with any person seventeen years of age or younger if ~~both paragraphs (a) and (b) below apply:~~

(a) ~~The~~ If the inmate has a current or prior conviction under Chapter 794, 800, 827, or 847, F.S., and:

- 1. Chapter 794, F.S. — sexual battery;
- 2. Chapter 800, F.S. — lewdness; indecent exposure;
- 3. Chapter 827, F.S. — abuse of children;
- 4. Chapter 847, F.S. — obscene literature; profanity; and

(b) ~~The conviction was for committing or attempting to commit aggravated child abuse or committing or attempting offense reveals that the inmate committed or attempted to commit aggravated child abuse or attempted to commit a sex act on, or in the presence of, or against a person fifteen years old or younger.~~

(c) No change.

(d) Current and prior convictions from other jurisdictions comparable to the offenses listed above; also serve as a basis for imposing visiting restrictions.

(e) No change.

(2) A warden is authorized to approve a visit between a minor who is accompanied by an authorized adult and an inmate who meets the criteria in subsection ~~33-601.720(1); F.A.C.~~, above if visiting is not restricted by court order and the warden determines the visit to be in the minor’s best interest. Factors to be considered are:

(a) through (4) No change.

(5) If visitation is recommended, the custodial parent or guardian of the child must complete and sign Form DC6-138, Consent for Visitation with Minor Child. Form DC6-138 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, ~~Office of Research, Planning and Support Services~~, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is 5-29-03.

(6) The warden is authorized to modify the visiting status if factors materially affecting the visiting privilege decision, such as a guilty finding for one of the disciplinary infractions listed in subsection (3) above, change. Modification of privileges and court modifications of previously imposed visiting restrictions shall be documented in the AVR by institutional staff.

Rulemaking Specific Authority 944.09, 944.23 FS. Law Implemented 20.315, 944.09, 944.23 FS. History–New 11-18-01, Amended 5-29-03, 9-29-03, 4-17-05, 4-10-08, _____.

Editorial Note: Formerly 33-601.707, F.A.C.

NAME OF PERSON ORIGINATING PROPOSED RULE:
George Sapp, Deputy Secretary of Institutions
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter McNeil, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 19, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 28, 2010

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.:	RULE TITLES:
61-27.001	Definitions
61-27.002	Responsibility
61-27.003	Procedure
61-27.004	Agency Compliance

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules the Department no longer has authority to enforce.

SUMMARY: These are outdated rules governing the utilization of minority business enterprises. They are outdated and need to be repealed because the Florida Advisory Council on Minority Business Development and the Department of Management

Services, as opposed to individual agencies, now monitor and enforce the directives of Chapter 287, F.S., related to the utilization of minority businesses.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that these rules will not have an impact on small business. No statement of estimated regulatory costs was prepared.

OTHER RULES INCORPORATING THIS RULE: None
EFFECT ON THOSE OTHER RULES: None

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: 287.0947(2) FS.

LAW IMPLEMENTED: 287.0947 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Patricia Nelson, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULES IS:

61-27.001 Definitions.

Rulemaking Specific Authority 287.0947(2) FS. Law Implemented 287.0947 FS. History–New 2-1-90, Formerly 21-27.001, Repealed _____.

61-27.002 Responsibility.

Rulemaking Specific Authority 287.0947(2) FS. Law Implemented 287.0943, 287.0947 FS. History–New 2-1-90, Formerly 21-27.001, Repealed _____.

61-27.003 Procedure.

Rulemaking Specific Authority 287.0947(2) FS. Law Implemented 287.0943(6) FS. History–New 2-1-90, Formerly 21-27.001, Repealed _____.

61-27.004 Agency Compliance.

Rulemaking Specific Authority 287.0947(2) FS. Law Implemented 287.0942(15) FS. History–New 2-1-90, Formerly 21-27.001, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Patricia Nelson, Assistant General Counsel, Rules Attorney, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charlie Liem, Interim Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 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."

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-30.019 **RULE TITLE:** Fees Regarding Physician Assistants
PURPOSE AND EFFECT: The proposed rule amendment is intended to set forth a fee increase for renewal of the license to practice as a physician assistant.

SUMMARY: The proposed rule amendment sets forth a licensure renewal fee in the amount of \$275.00 for physician assistants.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Costs (SERC) was prepared. The fee is being increased from \$150 to \$275 to offset a projected budget deficit with regard to the regulation of physician assistants. The SERC estimates that the approximately 5008 physician assistants will be impacted by the fee increase.

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: 456.036, 458.309, 458.347 FS.

LAW IMPLEMENTED: 456.036(5), (7), 458.347 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-30.019 Fees Regarding Physician Assistants.

The following fees are prescribed by the Council and adopted by the Boards:

- (1) through (4) No change.
- (5) The biennial renewal fee for an active or inactive physician assistant licensed pursuant to Section 458.347 or 459.022(7), F.S., shall be \$275.00 ~~\$150.00~~. Licenses not renewed at the end of a biennial period shall automatically become delinquent.
- (6) through (10) No change.

Rulemaking Specific Authority 456.036, 458.309, 458.347 FS. Law Implemented 456.036(5), (7), 458.347 FS. History–New 8-11-98, Amended 7-30-03, 7-27-04, 12-6-04, 11-11-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Council on Physician Assistants

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 10, 2010

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-6.013 **RULE TITLE:** Physician Assistant Fees

PURPOSE AND EFFECT: The proposed rule amendment is intended to set forth a fee increase for renewal of the license to practice as a physician assistant.

SUMMARY: The proposed rule amendment sets forth a licensure renewal fee in the amount of \$275.00 for physician assistants.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Costs (SERC) was prepared. The fee is being increased from \$150 to \$275 to offset a projected budget deficit with regard to the regulation of physician assistants. The SERC estimates that the approximately 5008 physician assistants will be impacted by the fee increase.

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: 456.036(5), (7), 459.005, 459.009, 459.022(7) FS.

LAW IMPLEMENTED: 456.036(5), (7), 459.009, 459.022(7) 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: Christy Robinson, Acting Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-6.013 Physician Assistant Fees.

The following fees are prescribed by the Council and adopted by the Boards:

- (1) through (4) No change.
- (5) The biennial renewal fee for an active or inactive physician assistant certified pursuant to Section 458.347 or 459.022(7), F.S., shall be \$275.00 ~~\$150.00~~. Licenses Certificates not renewed at the end of a biennial period shall automatically become delinquent.

(6) through (10) No change.

Rulemaking Specific Authority 456.036(5), (7), 459.005, 459.009, 459.022(7) FS. Law Implemented 456.036(5), (7), 459.009, 459.022(7) FS. History—New 11-4-93, Amended 2-20-94, Formerly 61F9-6.013, 59W-6.013, Amended 8-11-98, 2-23-04, 7-27-04, 12-6-04, 11-11-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Council on Physician Assistants

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 14, 2010

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-12.003
RULE TITLE: Applications for Licensure
PURPOSE AND EFFECT: The proposed amendment is intended to incorporate the revised licensure application in the Board’s application rule.

SUMMARY: The proposed rule amendment incorporates the revised application in the Board’s application rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendments 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: 456.031(4), 456.033(7), 459.005, 459.0055(1)(i) FS.

LAW IMPLEMENTED: 456.031(2), 456.033(6), 459.0055, 459.006, 459.007 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-12.003 Applications for Licensure.

(1) Applications for licensure by examination must include a completed application form and appropriate fee as set forth in Section 459.0055, F.S., and subsection 64B15-10.002(1), F.A.C. The instructions and application form, DH-MQA 1029, (Revised 05/10 ~~11/09~~), entitled

“Application For Licensure” is hereby incorporated by reference, and may be obtained from the Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256. Such application and fee shall expire one year from the date on which the application is initially received by the Board. After a period of one year a new application and fee must be submitted.

(2) through (3) No change.

Rulemaking Specific Authority 456.031(4), 456.033(7), 459.005, 459.0055(1)(i) FS. Law Implemented 456.031(2), 456.033(6), 459.0055, 459.006, 459.007 FS. History—New 6-4-91, Formerly 21R-12.003, 61F9-12.003, Amended 10-15-95, Formerly 59W-12.003, Amended 9-26-00, 3-9-03, 6-1-09, 5-4-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Osteopathic Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 14, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 30, 2010

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-14.007
RULE TITLE: Standard of Care for Office Surgery
PURPOSE AND EFFECT: The proposed amendment is intended to remove the requirement for direct supervision under certain circumstances.

SUMMARY: The proposed rule amendment removes the requirement for direct supervision under certain circumstances.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendments 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: 459.005(1), 459.015(1)(z), 459.026 FS.

LAW IMPLEMENTED: 459.015(1)(g), (x), (z), (aa), 459.026 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: Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-14.007 Standard of Care for Office Surgery.

NOTHING IN THIS RULE RELIEVES THE SURGEON OF THE RESPONSIBILITY FOR MAKING THE MEDICAL DETERMINATION THAT THE OFFICE IS AN APPROPRIATE FORUM FOR THE PARTICULAR PROCEDURE(S) TO BE PERFORMED ON THE PARTICULAR PATIENT.

- (1) through (5) No change.
- (6) Level III Office Surgery.
- (a) No change.

(b) Standards for Level III Office Surgery. In addition to the standards for Level II Office Surgery, the surgeon must comply with the following:

1. Training Required.

a. The surgeon must have staff privileges at a licensed hospital to perform the same procedure in that hospital as that being performed in the office setting or must be able to document satisfactory completion of training such as Board certification or Board qualification by a Board approved by the American Osteopathic Association, the American Board of Medical Specialties, the Accreditation Council on Graduate Medical Education or any other board approved by the Board of Osteopathic Medicine or must be able to demonstrate to the accrediting organization or to the Department comparable background, training and experience. In addition, the surgeon must have knowledge of the principles of general anesthesia. ~~If the anesthesia provider is not an anesthesiologist, there must be a licensed M.D., or D.O., anesthesiologist, other than the surgeon, to provide direct supervision of the administration and maintenance of the anesthesia.~~

- b. No change.
- 2. through 4. No change.

Rulemaking Authority 459.005(1), 459.015(1)(z), 459.026 FS. Law Implemented 459.015(1)(g), (x), (z), (aa), 459.026 FS. History—New 11-29-01, Amended 2-23-03, 11-2-05, 6-4-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Osteopathic Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 14, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 30, 2010

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.:	RULE TITLE:
64B15-22.004	Mandatory Registration of Unlicensed Physicians

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised Application for Registration as an Osteopathic Physician in Training in the Board's rule regarding the registration of unlicensed physicians.

SUMMARY: The proposed rule amendment incorporates the revised Application for Registration as an Osteopathic Physician in Training in the Board's rule regarding the registration of unlicensed physicians.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendments 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: 459.005, 459.021 FS.

LAW IMPLEMENTED: 459.021 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: Christy Robinson, Acting Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-22.004 Mandatory Registration of Unlicensed Physicians.

Registration as a resident, intern, or fellow shall be accomplished by completing the board approved application form, DH-MQA 1172 (Revised 05/10 11/09), Application for Registration as an Osteopathic Physician in Training, which is hereby incorporated by reference, and may be obtained from the Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256. Said application shall include the following information:

- (1) Full name and address.
- (2) Date of Birth.
- (3) The name and address of their training hospital/program.
- (4) The date of commencement of their internship or residency.
- (5) The name of the institution and the date of receipt of their Doctor of Osteopathic medicine degree.

Rulemaking Authority 459.005, 459.021 FS. Law Implemented 459.021 FS. History—New 10-28-91, Amended 1-3-93, Formerly 21R-22.004, 61F9-22.004, 59W-22.004, Amended 1-19-98, 6-28-09, 4-15-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Osteopathic Medicine
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Osteopathic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: May 14, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: April 2, 2010

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: 69A-64.005
RULE TITLE: Adjustments to Reflect Consumer Price Index

PURPOSE AND EFFECT: The proposed amendment changes the amount of firefighter line of duty death benefits in accordance with the March 2010 Consumer Price Index, as directed by statute.

SUMMARY: The rule increases the amount of firefighter line of duty death benefits.

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

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

RULEMAKING AUTHORITY: 112.191 FS.

LAW IMPLEMENTED: 112.191 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: Monday, July 19, 2010, 9:30 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lesley Mendelson, (850)413-3604, or Lesley.Mendelson@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 IS: Lesley Mendelson, (850)413-3604. A copy is posted on the Division's website at <http://www.fldfs.com/SFM/>

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-64.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.191, F.S., requires that the Division adjust the statutory amount payable based on the Consumer Price Index for all urban consumers published by the United States Department of Labor. The adjustment is to be effective on July 1 of each year using the most recent month for which data is available as of the time of the adjustment.

(2) The amounts payable for the period from July 1, ~~2009~~ through June 30, ~~2010~~, using the Consumer Price Index for all urban consumers published by the United States Department of Labor for March June, 2010 ~~2009~~, which is the most recent month for which data is available as of the time of the adjustment, are:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2) of Section 112.191, F.S.: ~~\$59,879.~~ \$61,256.22

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2) of Section 112.191, F.S.: ~~\$59,879.~~ \$61,256.22

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2) of Section 112.191, F.S.: ~~\$166,779.27.~~ \$170,615.19

Rulemaking Authority 112.191 FS. Law Implemented 112.191 FS. History—New 3-13-03, Amended 7-10-03, Formerly 4A-64.005, Amended 7-13-04, 6-30-05, 8-1-06, 4-7-08, 4-13-09, 11-22-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jason Fryar, Division of State Fire Marshal

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Alex Sink

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 2, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: May 28, 2010

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NOS.:	RULE TITLES:
69I-20.001	Registration
69I-20.0022	Proof of Ownership and Entitlement to Unclaimed Property
69I-20.0026	Claimant Affidavit
69I-20.090	Orders or Settlements Requiring Restitution

PURPOSE AND EFFECT: The registration forms codified in Rule 69I-20.001, F.A.C., are being amended, in part, to clarify that the applicant must provide the federal tax identification number of the applicant's employer rather than the applicant's social security number and to clarify that only the registrant may sign the claim form and the purchase agreement. The existing notarized statement form codified in Rule

69I-20.0022, F.A.C., is being amended to expressly state that the claimant must produce the claimant's photographic identification to the notary. The proposed amendment to Rule 69I-20.0022, F.A.C., also creates affidavits attesting to the claimant's or seller's identity to be used only when the claimant or seller does not possess any form of government-issued photographic identification. The claimant affidavit codified in Rule 69I-20.0026, F.A.C., is being amended, in part, to provide a space for the claimant to put the description of the unclaimed property and to put the name of the holder that reported the property. The amended affidavit also requires the claimant to provide an explanation regarding why the claimant believes that he or she is the reported owner of the unclaimed property account. The claimant must be the "apparent owner" as defined by Section 717.101(2), F.S. Proposed Rule 69I-20.090, F.A.C., provides model language that may be used in orders or settlements requiring restitution. The recommended paragraphs provide that uncashed restitution checks are to be reported as unclaimed property. The language may be modified to fit the facts of the particular case. SUMMARY: Rule 69I-20.001, F.A.C., incorporates forms by reference to be used to register as claimant's representatives. Rule 69I-20.0022, F.A.C., incorporates forms by reference to be used when a person either does not have a valid government-issued photographic identification or does not desire to provide a copy of the person's valid government-issued photographic identification with the claim. Rule 69I-20.0026, F.A.C., incorporates the claimant affidavit by reference to be used when the claimant does not have any documentation establishing entitlement to unclaimed property of an aggregate value of \$250.00 or less. Rule 69I-20.090, F.A.C., relates to orders or settlements requiring restitution.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not 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: 717.117(1), 717.138 FS.

LAW IMPLEMENTED: 92.525, 117.05, 717.101(2), 717.117, 717.119, 717.124, 717.12403, 717.12404, 717.12405, 717.1242, 717.1243, 717.126, 717.1261, 717.1262, 717.135, 717.1351, 717.139, 717.1400, 732.102, 732.103 FS.

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

DATE AND TIME: Wednesday, July 28, 2010, 9:30 a.m.

PLACE: Suite B103, The Fletcher Building, 101 E. Gaines St., 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: Paul C. Stadler, Jr., (850)413-3010 or paul.stadler@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 IS: Paul C. Stadler, Jr., Assistant General Counsel, Department of Financial Services, 200 E. Gaines St., Tallahassee, Florida 32399-4247, (850)413-3010

THE FULL TEXT OF THE PROPOSED RULE IS:

69I-20.001 Registration.

Sections 717.117(8) and 717.1400, F.S., requires that, in order to file claims as a Claimant's Representative, acquire ownership or entitlement to unclaimed property, and receive a distribution of fees and costs from the Department, private investigators licensed to practice in the State of Florida, certified public accountants licensed to practice in the State of Florida and attorneys licensed to practice in the State of Florida must register with the Department.

(1) To register with the Bureau of Unclaimed Property a private investigator licensed to practice in the State of Florida must file a duly completed and executed, Form DFS-A4-2010 ~~DFS-UP-140~~, Application for Registration as an Unclaimed Property Claimant Representative – Florida Private Investigator, effective 1-3-05, and must provide the documents specified in the form.

(2) To register with the Bureau of Unclaimed Property a certified public accountant licensed to practice in the State of Florida must file a duly completed and executed, Form DFS-A4-2009 ~~DFS-UP-142~~, Application for Registration as an Unclaimed Property Claimant Representative – Florida Certified Public Accountant, effective 1-3-05, and must provide the documents specified in the form.

(3) To register with the Bureau of Unclaimed Property an attorney licensed to practice in the State of Florida must file a duly completed and executed, Form DFS-A4-2008 ~~DFS-UP-141~~, Application for Registration as an Unclaimed Property Claimant Representative – Florida Attorney, effective 1-3-05, and must provide the documents specified in the form.

(4) The forms referred to herein are hereby incorporated by reference and available from the Florida Department of Financial Services, Bureau of Unclaimed Property, 200 East Gaines Street, Tallahassee, Florida 32399-0358.

Rulemaking Specific Authority 717.138 FS. Law Implemented 92.525, 717.124, 717.135, 717.1351, 717.1400 FS. History—New 1-3-05, Amended.

69I-20.0022 Proof of Ownership and Entitlement to Unclaimed Property.

(1) No change.

(2)(a) Any and all persons claiming an interest in unclaimed property in the possession of the Department shall file with the Department a copy of a valid driver's license of the claimant at the time the original claim form is filed. If the claimant has not been issued a valid driver's license at the time the original claim form is filed, the Department shall be provided with a legible copy of a photographic identification of the claimant issued by the United States or a foreign nation, a state or territory of the United States or foreign nation, or a political subdivision or agency thereof. In lieu of filing a copy of a government issued photographic identification of the claimant with the claim, the claimant or the Claimant's Representative may file Form DFS-A4-2007 ~~DFS-UP-144~~, Notarized Sworn Statement of the Claimant, which has been accurately completed in full, executed by the claimant and the notary. This form is incorporated by reference effective _____ ~~1-3-05~~ and available from the Florida Department of Financial Services, Bureau of Unclaimed Property, 200 East Gaines Street, Tallahassee, Florida 32399-0358. The notarized sworn statement must accurately affirm the claimant's identity and state the claimant's address. This subsection shall not apply to any person who is acting as a Claimant's Representative.

(b) In the event that a claimant has not been issued any type of valid photographic identification issued by the United States or a foreign nation, a state or territory of the United States or foreign nation, or a political subdivision or agency thereof, a claimant or Claimant's Representative may file Form DFS-A4-1944, Affidavit Attesting to Claimant's Identity, and a buyer may file Form DFS-A4-1945, Affidavit Attesting to Seller's Identity, which must be accurately completed in full, executed by the affiants and the notary. Forms DFS-A4-1944 and DFS-A4-1945 are incorporated by reference effective _____ and available from the Florida Department of Financial Services, Bureau of Unclaimed Property, 200 East Gaines Street, Tallahassee, Florida 32399-0358. Forms DFS-A4-1944 and DFS-A4-1945 must accurately affirm the claimant's identity and state the address of the claimant or the seller, which ever is applicable. Affiants must have personal knowledge of the claimant or seller. "Personal knowledge" means that the affiant is familiar with the circumstances of the claimant or seller, personally knows and has personally observed the claimant or seller, and has experience in dealing with claimant or seller on a daily basis or is a family member.

(3) through (5) No change.

Rulemaking Specific Authority 717.138 FS. Law Implemented 92.525, 117.05, 717.124, 717.12403, 717.12404, 717.12405, 717.1242, 717.1243, 717.126, 717.1261, 717.1262, 717.139, 732.102, 732.103 FS. History--New 3-20-91, Amended 3-13-96, 8-18-96, 1-28-97, 1-18-99, 4-16-02, Formerly 3D-20.0022, Amended 1-3-05, _____.

Cf. 11 U.S.C. ss. 541, 542.

69I-20.0026 Claimant Affidavit.

In the event proof of ownership to unclaimed property can not be substantiated, the claimant may, for the Department's consideration, file an affidavit swearing to the authenticity of the claim and to the lack of documentation and agreeing to the release of the claimant's name and address by the Department to subsequent claimants providing substantiated proof of entitlement to the unclaimed property. The affidavit must be accurately completed. The claimant must state on the affidavit why the claimant is entitled to the unclaimed property. The affidavit must be signed by the claimant and on the same day the affidavit is dated by the claimant who must be the "apparent owner" as defined by Section 717.101(2), F.S. No person shall place any writing or other information on the affidavit after the affidavit has been signed and dated by the claimant. The affidavit shall be submitted on Form DFS-A4-2006 ~~DFS-UP-124~~, Unclaimed Property Claimant Affidavit effective _____ revised 10-1-01, which is hereby incorporated by reference and available from the Department of Financial Services, Bureau of Unclaimed Property, 200 East Gaines Street, Tallahassee, Florida 32399-0358. This section applies only if all of the unclaimed property held by the Department on behalf of the claimant for which entitlement has not been established has an aggregate value of \$250 or less.

Rulemaking Specific Authority 717.138 FS. Law Implemented 117.05, 717.101(2), 717.124(3) FS. History--New 1-28-97, Amended 4-16-02, Formerly 3D-20.0026, Amended _____.

69I-20.090 Orders or Settlements Requiring Restitution.

In accordance with Chapter 717, Florida Statutes, orders or settlements requiring restitution may include one of the following recommended paragraphs which may be modified to fit the particular facts of the case:

(1)(a) The (Defendant/Respondent/Petitioner) shall make a good faith effort to locate each entity or individual who is required to be paid in accordance with this (Settlement/Order).

(b) If the (Defendant/Respondent/Petitioner) is not able to locate any entity or individual who is required to be paid in accordance with this (Settlement/Order) or does not make payment to the entity or individual for any other reason, the (Defendant/Respondent/Petitioner) shall report and remit the amount due to the entity or individual to the unclaimed property program of the state of the last known address of the entity or individual as shown on the records of the (Defendant/Respondent/Petitioner) or to the state of domicile of the (Defendant/Respondent/Petitioner) if the records of the (Defendant/Respondent/Petitioner) do not reflect the last known address of the entity or individual. The funds shall be payable in U.S. dollars using the appropriate reporting forms and electronic reporting format within 60 days after the date that the (Defendant/Respondent/Petitioner) was required to issue payment in accordance with the terms of this (Settlement/Order), unless directed otherwise by the receiving unclaimed property program. If the (Defendant/

Respondent/Petitioner) is directed otherwise by the receiving unclaimed property program, the (Defendant/Respondent/Petitioner) shall follow the reporting and remitting instructions of the receiving unclaimed property program. A copy of the (Settlement/Order) requiring restitution shall accompany the unclaimed property report and remittance.

(c) If the (Defendant/Respondent/Petitioner) issues a check to an entity or individual who is required to be paid in accordance with this (Settlement/Order) and the entity or individual does not negotiate or cash the check within 90 after days of the issuance of the check, the (Defendant/Respondent/Petitioner) shall report and remit the value of the uncashed check in U.S. dollars to the unclaimed property program of the state of the last known address of the entity or individual as shown on the records of the (Defendant/Respondent/Petitioner) or to the state of domicile of the (Defendant/Respondent/Petitioner) if the records of the (Defendant/Respondent/Petitioner) do not reflect the last known address of the entity or individual. The (Defendant/Respondent/Petitioner) shall report and remit the unclaimed property using the appropriate reporting forms and electronic reporting format within 150 days after the issuance of the check, unless directed otherwise by the receiving unclaimed property program. If the (Defendant/Respondent/Petitioner) is directed otherwise by the receiving unclaimed property program, the (Defendant/Respondent/Petitioner) shall follow the reporting and remitting instructions of the receiving unclaimed property program. A copy of the (Settlement/Order) requiring restitution shall accompany the unclaimed property report and remittance.

(d) Unclaimed Property due and owing to the State of Florida shall be reported and remitted to the Florida Department of Financial Services, Bureau of Unclaimed Property.

(e) "Domicile" means the state of incorporation, in the case of a corporation incorporated under the laws of a state, and the state of the principal place of business, in the case of a person not incorporated under the laws of a state.

(2)(a) The (Defendant/Respondent/Petitioner) shall make a good faith effort to locate each entity or individual who is required to be paid in accordance with this (Settlement/Order).

(b) If the (Defendant/Respondent/Petitioner) is not able to locate any entity or individual who is required to be paid in accordance with this (Settlement/Order) or does not make payment to the entity or individual for any other reason, the (Defendant/Respondent/Petitioner) shall report and remit the amount due to the entity or individual to the Florida Department of Financial Services, Bureau of Unclaimed Property, in U.S. dollars using the appropriate reporting forms and electronic reporting format within 60 days after the date that the (Defendant/Respondent/Petitioner) was required to issue payment in accordance with the terms of this

(Settlement/Order). A copy of the (Settlement/Order) requiring restitution shall accompany the unclaimed property report and remittance.

(c) If the (Defendant/Respondent/Petitioner) issues a check to an entity or individual who is required to be paid in accordance with this (Settlement/Order) and the entity or individual does not negotiate or cash the check within 90 after days of the issuance of the check, the (Defendant/Respondent/Petitioner) shall report and remit the value of the uncashed check in U.S. dollars to the Florida Department of Financial Services, Bureau of Unclaimed Property, using the appropriate reporting forms and electronic reporting format within 150 days after the issuance of the check. A copy of the (Settlement/Order) requiring restitution shall accompany the unclaimed property report and remittance.

Rulemaking Authority 717.117(1), 717.138 FS. Law Implemented 717.117, 717.119 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Walter Graham, Chief, Bureau of Unclaimed Property
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alex Sink, Chief Financial Officer
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 22, 2010

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NO.: 69I-20.0037
RULE TITLE: Reporting and Remitting Abandoned Property by Mail-in Secondhand Precious Metals Dealers

PURPOSE AND EFFECT: Proposed Rule 69I-20.0037, F.A.C., creates a form for the reporting of the precious metals in accordance with Section 538.32, Florida Statutes.

SUMMARY: The unclaimed property report includes the seller's name, address, telephone number, e-mail address, and drivers license number or other government issued identification number together with the issuing state, a complete and accurate description of the precious metal type, or, if jewelry, the type of jewelry, any other unique identifying marks, numbers, or letters, the date that the seller's goods were received by the mail-in secondhand precious metals dealer, and the name of a person who may be contacted regarding the report and the remittance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will have an impact on small business. A SERC has been prepared by the agency. The number of individuals and entities likely to be required to comply with the rule and a general description of the types of individuals likely to be affected by the rule: There are an estimated fourteen mail-in secondhand

precious metals dealers in Florida. Cost to the Department of implementing the proposed rule and any anticipated effect on state revenue: The Department intends to implement the proposed rule within its current workload, with existing staff. Good faith estimate of the transactional costs likely to be incurred: The Department estimates that it may cost the dealers approximately \$10.00 to report and remit the property to the Department if parcel post is used not including the shipping materials. Analysis of the impact on small businesses and an analysis of the impact on small counties and small cities: The Department estimates that it may cost the dealers approximately \$10.00 to report and remit the property to the Department if parcel post is used not including the shipping materials. The Department has, however, received at least two shipments weighing 1 pound each from a mail-in secondhand metals dealer utilizing UPS next day air at an estimated cost of \$38.63 per shipment. The proposed rule will not impact small counties and small cities. Any additional information that the agency determines may be useful: There is no additional information.

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: 717.117(1), 717.138 FS.
 LAW IMPLEMENTED: 538.31, 538.32, 717.117, 717.119 FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):
 DATE AND TIME: Wednesday, July 28, 2010, 9:30 a.m.
 PLACE: Suite B103, The Fletcher Building, 101 E. Gaines St., 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: Paul C. Stadler, Jr., (850)413-3010 or paul.stadler@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 IS: Paul C. Stadler, Jr., Assistant General Counsel, Department of Financial Services, 200 E. Gaines St., Tallahassee, Florida 32399-4247, (850)413-3010

THE FULL TEXT OF THE PROPOSED RULE IS:

69I-20.0037 Reporting and Remitting Abandoned Property by Mail-in Secondhand Precious Metals Dealers.

(1) All property having a true market value of greater than \$50, which is presumed abandoned under Section 538.32(7), F.S., shall be delivered to the Department through the U.S. Mail or other carrier. The package should be clearly marked on the outside "Deliver Unopened."

(2) Precious metals or jewelry shall be reported by submitting a duly completed Form DFS-A4-2005, Mail-in Secondhand Precious Metals Dealer Report, effective _____, hereby incorporated by reference and available from the Department of Financial Services, Bureau of Unclaimed Property, 200 East Gaines Street, Tallahassee, Florida 32399-0358. The report shall accompany the precious metal or jewelry. If the package contains precious metal or jewelry belonging to more than one seller, each report shall either be attached to the precious metal or jewelry belonging to each seller or each report must be placed in a separate container with the corresponding precious metal or jewelry of each seller within the package marked on the outside "Deliver Unopened." The report shall specify:

(a) The seller's name, address, telephone number, e-mail address, and drivers license number or other government issued identification number together with the issuing state, if available.

(b) A complete and accurate description of the seller's goods, including:

- 1. Precious metal type, or, if jewelry, the type of jewelry.
- 2. Any other unique identifying marks, numbers, or letters.

(c) The date that the seller's goods were received by the mail-in secondhand precious metals dealer.

(d) The name of a person who may be contacted regarding the report and the remittance.

Rulemaking Authority 717.117(1), 717.138 FS. Law Implemented 538.31, 538.32, 717.117, 717.119 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Walter Graham, Chief, Bureau of Unclaimed Property
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alex Sink, Chief Financial Officer
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 22, 2010

**DEPARTMENT OF FINANCIAL SERVICES
 Division of Accounting and Auditing**

RULE NO.: 69I-44.022
 RULE TITLE: Report of Unclaimed Property Under Sections 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816 or 744.534, Florida Statutes

PURPOSE AND EFFECT: Proposed Rule 69I-44.022, F.A.C., incorporates a form into the Department's rules for the reporting of the unclaimed funds in accordance with Sections 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816 and 744.534, Florida Statutes.

SUMMARY: Proposed Rule 69I-44.022, F.A.C., relates to the reporting of the unclaimed funds in accordance with Sections 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816 and 744.534, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not 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: 717.117(1), 717.138 FS.

LAW IMPLEMENTED: 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816, 744.534 FS.

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

DATE AND TIME: Wednesday, July 28, 2010, 9:30 a.m.

PLACE: Suite B103, The Fletcher Building, 101 E. Gaines St., 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: Paul Stadler, (850)413-3010 or paul.stadler@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 IS: Paul C. Stadler, Jr., Assistant General Counsel, Department of Financial Services, 200 E. Gaines St., Tallahassee, Florida 32399-4247, (850)413-3010

THE FULL TEXT OF THE PROPOSED RULE IS:

69I-44.022 Report of Unclaimed Property Under Sections 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816 or 744.534, Florida Statutes.

A report of unclaimed property under Sections 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816 or 744.534, Florida Statutes, shall be duly completed using Form DFS-A4-1942, Report of Unclaimed Property under Sections 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816 or 744.534, Florida Statutes, effective _____, incorporated herein by reference

and available from the Florida Department of Financial Services, Bureau of Unclaimed Property, 200 East Gaines Street, Tallahassee, Florida 32399-0358.

Rulemaking Authority 17.29, 624.308(1) FS. Law Implemented 17.05(1), 17.29, 43.19, 402.17, 550.1645, 705.103, 732.107, 733.816, 744.534 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Walter Graham, Chief, Bureau of Unclaimed Property

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alex Sink, Chief Financial Officer

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 22, 2010

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.:	RULE TITLE:
5E-2.031	Pesticide Registration; Exemptions from Registration; Experimental Use Permits

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 11, March 19, 2010 issue of the Florida Administrative Weekly.

5E-2.031 Pesticide Registration; Exemptions from Registration; Experimental Use Permits.

(1) through (10) No change.

(11)(a) Applicants for new or amended pesticide brand registration shall submit a completed form DACS-13342, Application for New or Amended Pesticide Product Brand Registration, Rev. 04/10 ~~12/09~~ together with the following documents: 1. One final printed label (that which appears on the product container); 2. One EPA stamped accepted label including a copy of any EPA comment, notification and amendment letter(s) issued in connection with acceptance of the label; 3. One Material Safety Data Sheet (MSDS), which includes a statement of emergency treatment; 4. For sub-registrations, the information required in item 2 above must be obtained from or submitted by the manufacturer along with the EPA Notice of Supplemental Distribution of a Registered Pesticide Product (EPA Form 8570-5) which is hereby adopted and incorporated by reference and may be obtained at the website <http://www.epa.gov/oppr001/forms/8570-5.pdf>.

(b) through (12) No change.

Rulemaking Authority 487.041, 487.051(2), 570.07(23) FS. Law Implemented 487.041, 487.042, 487.051(2), 487.0615 FS. History—New 2-20-85, Formerly 5E-2.31, Amended 8-2-89, 7-18-95,_____.

DEPARTMENT OF EDUCATION

State Board of Education

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

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. 20, May 21, 2010 issue of the Florida Administrative Weekly.

A new paragraph (b) was added to subsection (7) to read:

(b) A college’s exemption status may be revoked by the State Board of Education should a college fail to submit an annual baccalaureate performance accountability report or fail to continue to meet the statutory requirements for initial exemption.

DEPARTMENT OF TRANSPORTATION

RULE NOS.: RULE TITLE:
14-98.003 Policy
14-98.005 Application and Award Procedures

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. 14, April 9, 2010 issue of the Florida Administrative Weekly.

In response to the Joint Administrative Procedures Committee Review, the Department is revising the proposed language to clarify the online training process and requirements for subgrantees.

14-98.003(4):

(4) Online Training. Educational and informational training to ensure subgrantees’ understanding of grant requirements imposed upon them by federal statutes and regulations is required of all subgrantees. The training is accessible at: <http://www.dot.state.fl.us/safety/HighwaySafetyGrantProgram/hsgp/hsgp.shtm> or <http://wbt.dot.state.fl.us/ois/TrafficSafetyGrants/index.htm>. This electronic training must be completed and a score of 100% obtained on the test. A printable certificate of completion, which will be electronically available upon obtaining the required score, must be provided to the Office within thirty (30) days of the grant award. Reimbursement claims will not be processed until the certificate of completion is provide to ensure each subgrantee fully understands the financial and other requirements of the grant process.

Rule 14-98.005:

(8) One copy of the application form, Subgrant Application for Highway Safety Funds, Form 500-065-01, Rev. ~~06/10~~ ~~09/08~~, will be sent to those applicants whose concept papers are selected for funding. Applicants whose concept papers were not selected for funding will be notified by the Office.

(9) Applicants shall electronically forward to the Office at: <https://fdotmail.fdot.state.fl.us/owa/Concept.Papers@dot.state.fl.us/> one copy of the completed agreement ~~with and~~ a minimum of three (3) electronic signature pages. Hard copies of the agreement with original pen and ink signatures will also be accepted, containing all original signatures to the Office.

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

Medicaid

RULE NOS.: RULE TITLES:
59G-11.001 Purpose
59G-11.003 Agency Certification Process and
 Requirements
59G-11.004 Revocation of a 211 Number

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 33, August 21, 2009 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-11.003 Agency Certification Process and
 Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 30, July 31, 2009 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.: RULE TITLES:
61-27.001 Definitions
61-27.002 Responsibility
61-27.003 Procedure
61-27.004 Agency Compliance

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 45, November 13, 2009 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:
64B17-3.001 Licensure as a Physical Therapist by Examination

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 11, March 19, 2010 issue of the Florida Administrative Weekly.

The Notice of Proposed Rulemaking summarized a Statement of Estimated Regulatory Costs (SERC). The language concerning the SERC should have read: A Statement of Estimated Regulatory Cost has been prepared and is available by contacting Allen Hall, Executive Director, at the address listed below. The following is a Summary of the Statement of Estimated Regulatory Costs:

- Over a five year period, an estimate of approximately 6,510 applications for physical therapists and physical therapist assistants could be received.
- The only costs to be incurred are rulemaking costs. No effect on state or local revenue is expected.
- No transitional costs are expected to be incurred by applicants or other entities by the proposed modifications
- Combining existing questions on a single page will not have any impact.

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

This correction does not affect the substance of the rule as it appeared in the Florida Administrative Weekly as outlined above.

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CORRECTION IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Agency for Persons with Disabilities

RULE NOS.: RULE TITLES:
65G-11.001 Definitions
65G-11.002 Wait List Prioritization Criteria

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. 24, June 18, 2010 issue of the Florida Administrative Weekly.

65G-11.001 Definitions.

In addition to the terms defined in Section.393.0634, F.S., and for the purpose of this rule chapter, the following terms and phrases shall have the following meanings:

(1) "Agency" is the Agency for Persons with Disabilities ("APD").

(2) through (5) No change.

(6) Questionnaire for Situational Information (QSI)" is the agency approved assessment that assesses a person's need for level of support in areas of community living, functional, behavioral and physical health. The assessment is completed every three years and is updated as the needs and life circumstances of the individual changes. The QSI is administered by trained and certified agency staff and is incorporated by reference in Rule 65G-4.0026, F.A.C.

(7) No change.

(8) "Waiver" is a Home and Community Based Services (HCBS) waiver authorized by 42 U.S.C. 1396n(c) of the federal Social Security Act and Section 409.906, F.S., that provides Medicaid funding for home and community based services to eligible persons with developmental disabilities who are eligible for Agency services and who live at home or in a home-like setting. The Agency currently operates four HCBS waivers: Tier One, Two, Three and Four. ~~In~~ accordance with Section 393.0661(3), F.S. and Rules 65G-4.0026 through 65G-4.0029, F.A.C.

(9) "Wait List Priority Checklist" is the tool completed at the time an eligible individual applies for waiver-funded services and provides ~~consists of~~ an indication of the category that the individual will be placed on the wait list. This checklist identifies services needed and current services received and requests information about the individual's current and short-term life situation, condition and circumstances. The checklist is reviewed on an annual basis and is updated when the Agency is notified that the individual's needs and circumstances have changed. The Checklist is hereby incorporated by reference and may be accessed on the APD website at: <http://apdcares.org/customers/waitlist/docs/waitlist-categorization-checklist.xls>.

Rulemaking Authority Section 393.065(7) FS. Law Implemented Section 393.065(5) FS. History--New _____.

65G-11.002 Wait List Prioritization Criteria.

(1) In accordance with Chapter 393, F.S., beginning July 1, 2010, the Agency will assign a category of priority for the wait list by collecting information about the individual's needs and the status of the individual's caregiver if applicable. If an individual meets the criteria for more than one category ~~criterion~~, the highest-ranking category will be assigned. If

funding is available, the Agency shall offer waiver enrollment to individuals on the wait list in the order of the categories, category 1 being the top category. Within each category, the date the individual was determined eligible for the wait list shall ~~be~~ determine the order for receiving waiver services documentation provided to the agency, such as, Florida Driver's License, school records, utility bill, housing lease or rental agreements, employment information.

(2) Determination of residency of the caregiver for 12 consecutive months shall be determined by documentation to be provided to the agency, such as Florida Driver's License, school records, utility bill, housing lease or rental agreement, or employment information.

(3) through (4) No change.

(5) Category 2 includes children who are jointly served by the Agency and the Department of Children and Family Services ("DCF", also known as the Department of Children and Families) in the Child Welfare program. A monthly data match between the two agencies identifies these individuals. DCF may bring to the attention of APD any child in need of critical services with an open case with the Department of Children and Families in the Child Welfare program, rather than wait for the data match. If the youth is still on the wait list for APD services at the age of 18 when they age-out of foster care, the youth will remain under Category 2 until they begin receiving services, unless they are deemed homeless and qualify under Category 1.

(6) Category 3 includes the following individuals:

(a) No change.

(b) Individuals who are at substantial risk of incarceration or court commitment which is defined as defined by unlawful activity by the individual that has required the intervention of local or state law enforcement even if the unlawful activity did not result in an arrest or criminal charges. Documentation is required to include a summary of incidents in which the individual has engaged in dangerous behavior, has past history of involvement with the court system or law enforcement, is currently involved with the court system or law enforcement, multiple arrests, incarceration in jail, prison, or admission to the mentally retarded defendant program.

(c) No change.

(d) Individuals whose behaviors or physical needs place them or their caregiver at risk or harm within the next 12 months, and for whom no other supports are currently available to meet their needs. ~~In such cases, the individual will provide documentation of behaviors that are causing the risk or potential harm or the physical needs that are present and the medical treatment provided to the individual or to others because of the individual's behavioral or physical issues.~~ Documentation of behaviors or physical needs that are causing the risk or potential harm and the medical treatment provided to the individual or to others because of the individual's behaviors or physical needs must be provided.

Documentation of the frequency, intensity and duration of behavioral incidents and an explanation of behavioral interventions that have used must also be provided.

(e) Individuals who are identified by the facility as ready for discharge from a state mental health hospital, intermediate care facility for the developmentally disabled, a skilled nursing facility, correctional facility, or a secure forensic facility within the next 12 ~~twelve~~ months. There must be evidence that without the provision of waiver-funded services, these individuals will be at risk of readmission to an institution due to a lack of available caregiver or a lack of appropriate or available services. Documentation for this category must include a discharge summary from the facility that indicates the individual is ready for discharge or no longer meets the criteria for the level of care required by the facility and the status of available caregivers for the individual. Documentation that there are no other resources or services available other than waiver services to meet the individuals needs must be provided.

(f) through (g) No change.

(7) Category 4 includes individuals whose primary caregiver is age 70 years of age or older and no other alternate caregiver is available, willing or able to provide support. Additionally, other government or community resources are not available to provide assistance for the caregiver. Documentation of the date of birth of the primary caregiver must be provided as well as documentation that the individual needs a caregiver and no other caregiver is available ~~is required~~. The Agency shall include a review of the caregiver's ability to provide the level of support the individual needs and not just consider the age of the caregiver. The health of the caregiver(s) will be considered. Additionally the age of both parents who are providing care giving shall be considered and if one is able to provide the care then the individual will not be considered for Category 4.

(8) through (10) No change.

Rulemaking Authority 393.065(7) FS. Law Implemented Section 393.065(5) FS. History--New_____.

65G-11.003 No change.

Section IV Emergency Rules

DEPARTMENT OF STATE

Division of Elections

RULE NO.:

RULE TITLE:

1SER10-1

Absentee Ballot Request Information
– Reporting

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Pursuant to Section 120.54(4)(b), Florida Statutes,

this emergency rule is a rule pertaining to the public health, safety, and welfare as it involves the interpretation and implementation of the requirements of Chapters 97-102 and 105 of the Florida Election Code. On May 28, 2010, House Bill 131 was signed into law and became effective immediately. See Chapter 2010-167, Laws of Florida. Section 7 of the bill amended Section 101.62, Florida Statutes. Specifically, it imposed a timeframe in which Supervisors of Elections must update and make available absentee ballot request information to those persons and entities authorized by statute and to the Department of State through electronic upload. Up until the new law, the law was silent and the timeframe for providing the absentee ballot request information was prescribed in rule. Rule 1S-2.043, F.A.C., required the information be updated daily and made available for a period to start 45 days before an election or from the time the first absentee ballots are mailed, whichever was earlier, and to end 10 days after an election. The new law requires absentee ballot request information to be made available daily for a continuous period beginning 60 days before a primary election and ending 15 days after the general election. The emergency rule is needed to ensure that the Supervisors of Elections' comply uniformly, consistently and timely with the requirements of the new law for reporting absentee ballot request information for primary and general elections. This rule is also necessary because the Supervisors of Elections are also required to provide absentee ballot request information through an electronic upload to the Florida Department of State who in turn makes it available on a statewide basis through a protected site to those persons and entities authorized under Section 101.62(3), F.S. to access this information. This emergency rule establishes the timeframe for compiling, making available and transmitting absentee ballot request information to conform with the timeframe in state law pending formal rule adoption to the existing Rule 1S-2.043, F.A.C. This will ensure that specified political entities, election officials and political candidates will be able to access information for elections and campaign purposes.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Division of Elections is aware of the rulemaking procedures prescribed by Section 120.54, Florida Statutes. That process requires advance notice to the public of intended rules and the opportunity to submit comments on the intended rule, prior to the agency's adoption of the rule. The time period for general rulemaking takes at least 60 days and will prevent the timely amendment and adoption of a rule needed to apply to upcoming elections. In the interim, the provisions of this emergency rule will ensure that interested or affected persons and entities who are entitled to access absentee ballot request information are able to fulfill their election duties or to be able to conduct their political activities or campaigns. The Department of State will be initiating rulemaking on Rule 1S-2.043, F.A.C., to incorporate the text of the emergency rule permanently.

SUMMARY: This emergency rule ensures that Supervisors of Elections make absentee ballot request information available uniformly, consistently and timely to those persons or entities entitled to receive this information to fulfill election duties and to conduct political activities or campaigns.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Maria Matthews, Assistant General Counsel, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399; mimatthews@dos.state.fl.us; (850)245-6536

THE FULL TEXT OF THE EMERGENCY RULE IS:

1SER10-1 Absentee Ballot Request Information – Reporting.

(1) Absentee ballot request information files.

(a) General application. This rule establishes file format specifications, timelines and other content requirements for the electronic compilation, transmission and reporting of absentee ballot request information. The Supervisors of Elections shall ensure that the files required under this rule transmit successfully and timely to the Division of Elections. For purposes of this rule, the term:

1. “FVRS” refers to the Florida Voter Registration System.

2. “Supervisor” refers to the county Supervisor of Elections.

3. “Division” refers to the Division of Elections.

4. “Primary election” means an election held preceding the general election for the purpose of nominating a party nominee to be voted for in the general election to fill a national, state, county, or district office.

5. “General election” means an election held in the first Tuesday after the first Monday in November in the even-number years, for the purpose of filling national, state, county, and district offices and for voting on constitutional amendments not otherwise provided for by law.

(b) Compilation. For the primary and general election, the Supervisor shall compile daily an electronic file that contains information related to receiving and processing absentee ballot requests. Each day's file shall be a complete replacement of the previous day's file. The Supervisor shall create a separate file for each election.

(c) File Transmission. The Supervisor shall transmit to the Division the electronic file compiled under paragraph (b) no later than noon Eastern Standard Time of the day after the day being reported. The file shall be sent daily on a continuous basis beginning 60 days before the primary election and ending 15 days after the general election. The daily file shall be sent even if there is no new information to report. The file shall be in the format specified in paragraph (d).

(d) File specifications.

1. Each file shall be created or converted into a tab-delimited text file.

2. Quotes shall not be used to enclose alphanumeric data.

3. For each registered voter’s record, the address included shall be the address to which the voter has requested the ballot to be sent. However, information shall not be included for any

voter who has requested in writing an exemption from public disclosure pursuant to Section 119.071(2)(j), (4)(d) or (5)(i), F.S.

4. Each record in the file must contain the following information in the specified format:

Data Element Name	TranRead	Data Format Rules
<u>RecordType</u>	<u>Y</u>	<u>“AbStat”</u>
<u>CountyId</u>		<u>Char(3)</u> <u>Use FVRS county codes</u>
<u>FVRSVoterIdNumber</u>	<u>Y</u>	<u>Numeric (10)</u>
<u>FVRSElectionNumber</u>	<u>Y</u>	<u>Numeric (10)</u>
<u>ElectionDate</u>	<u>Y</u>	<u>MM/DD/YYYY</u>
<u>ElectionName</u>	<u>Y</u>	<u>Char(35)</u>
<u>LastAbsRecordChangeDate</u>	<u>Y</u>	<u>MM/DD/YYYY</u>
<u>AbsenteeRequestStatus</u>	<u>Y</u>	<u>Char(1)</u> <u>C: Cancelled</u> <u>E: Voter Error</u> <u>M: Mailed</u> <u>R: Requested</u> <u>U:Returned</u> <u>Undeliverable</u> <u>V: Voted</u>
<u>AbsReqDate</u>	<u>Y</u>	<u>MM/DD/YYYY</u>
<u>AbsDelivery Date</u>		<u>MM/DD/YYYY</u>
<u>AbsReturnDate</u>		<u>MM/DD/YYYY</u>
<u>AbsReqCanceledDate</u>		<u>MM/DD/YYYY</u>
<u>AbsMilitary</u>		<u>Char(1) Y, N</u>
<u>AbsOverseasFlag</u>		<u>Char(1) Y, N</u>
<u>AbsMilitary Dependent</u>		<u>Char(1) Y, N</u>
<u>Precinct</u>		<u>Char (6)</u>
<u>Abs Party</u>		<u>Char (3)</u>
<u>Voter Name</u>		<u>Char (99)</u>
<u>AbsReqMailingAddressLine 1</u>		<u>Char (40)</u>
<u>AbsReqMailingAddressLine 2</u>		<u>Char (40)</u>
<u>AbsReqMailingAddressLine 3</u>		<u>Char (40)</u>
<u>AbsReqMailingAddress City</u>		<u>Char (40)</u>
<u>AbsReqMailingAddress State</u>		<u>Char (2)</u>
<u>AbsReqMailingAddressZip</u>		<u>Char (15)</u>
<u>AbsReqMailingAddressCountry</u>		<u>Char (40)</u>
<u>AbsReqE-mail Address</u>		<u>Char (100)</u>
<u>AbsReqFaxnumber</u>		<u>Char (20)</u>

(d) Public access.

1. Persons or entities authorized under Section 101.62, F.S., may access absentee ballot request information from the Supervisor pursuant to his or her established procedures or from the Division as specified in subparagraph 2.

2. The Division shall post on its website (<http://election.dos.state.fl.us>) links to the daily county files of absentee ballot request information as directly received from the Supervisor. In order to access this information, a person or entity authorized under Section 101.62, F.S., must first submit form DS DE #70, entitled “Access Application for Absentee Ballot Request Information” (eff. 2/10). The Division shall

then assign a username and password. Authorization for access is only valid for one general election cycle. All passwords for access expire at the end of the calendar year in which issued. An access application must be resubmitted annually. Form DS DE #70 is incorporated by reference and is available by contacting the Florida Department of State, Division of Elections, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, (850)245-6200, or by access to the Division website at: <http://election.dos.state.fl.us>.

3. An individual voter requesting access to his or her personal absentee ballot request information must obtain such information directly from the Supervisor of his or her county of residence.

THIS EMERGENCY RULE TAKES EFFECT ON JUNE 25, 2010.

Rulemaking Authority 20.10(3), 97.012(1), 101.62(3) FS. Law Implemented 101.62 FS. History—New 6-25-10.

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: June 25, 2010

DEPARTMENT OF STATE

Division of Elections

RULE NO.:	RULE TITLE
ISER10-2	Absentee Ballots – Absent Stateside Uniformed Services Members

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Pursuant to Section 120.54(4)(b), Florida Statutes, this emergency rule is a rule pertaining to the public health, safety, and welfare as it involves the interpretation and implementation of the requirements of Chapters 97-102 and 105 of the Florida Election Code. On May 28, 2010, House Bill 131 was signed into law and became effective immediately. Parts of the bill complemented provisions in the federal Military and Overseas Voting Empowerment Act adopted in October 2009. Both state and federal law contained provisions to facilitate absentee ballot requests and tracking, and to enhance the timely delivery and return of absentee ballots from absent uniformed services members and overseas United States citizens. Specially, the law now expressly allows uniformed services members who are absent stateside due to military duty or assignment to be able to receive an absentee ballot via e-mail or fax. Unlike their overseas colleagues, they have no other option but to return their ballot by mail or have it delivered. In light of the MOVE Act and in anticipation of successful state legislation, the Department of State initiated rulemaking in April 2010. Proposed Rule 1S-2.049, F.A.C., provides the processes for absentee ballot requests, and for delivery and return of such ballot from a uniformed services member or spouse or dependent thereof who is absent from

county of residence due to the military duty or assignment. The emergency rule ensures that the Supervisors of Elections all use the same procedures, same format, and same instructions. Moreover, the Supervisors of Elections are required by federal and state law to send out absentee ballots to absent uniformed services members and overseas U.S. no later than 45 days before the primary. However, they additionally need time to send instructions and ballots to the printer beforehand and to develop or redevelop any online absentee ballot request processes to reflect required information. Until proposed Rule 1S-2.049, F.A.C., completes its rulemaking cycle, this emergency rule (which is based upon the same exact language as is in Rule 1S-2.049, F.A.C.) will provide the Supervisors the direction they need.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Division of Elections is aware of the rulemaking procedures prescribed by Section 120.54, Florida Statutes. That process requires advance notice to the public of intended rules and the opportunity to submit comments on the intended rule, prior to the agency’s adoption of the rule. The time period for general rulemaking takes at least 60 days and will prevent the timely amendment and adoption of a rule needed to apply to upcoming elections. In the interim, the provisions of this emergency rule will ensure that interested or affected persons will be able to comply with the requirements of law and receive the rights they are due as relates to absentee ballot voting. The Department of State will be filing a notice of proposed rule and scheduling Rule 1S-2.049, F.A.C., for public hearing to incorporate the text of the emergency rule permanently.

SUMMARY: This emergency rule is necessary to ensure that Supervisors of Elections are able to provide uniform procedures and send absentee ballots as is permitted under law to absent stateside uniformed services members.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Maria Matthews, Assistant General Counsel, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399; mimatthews@dos.state.fl.us; (850)245-6536

THE FULL TEXT OF THE EMERGENCY RULE IS:

ISER10-2 Absentee Ballots – Absent Stateside Uniformed Services Members.

(1) Application. This rule applies solely to absentee ballot requests and to the delivery and return of absentee ballots for uniformed services members who are absent stateside. Such persons are defined to include:

(a) A member of a uniformed service on active duty who, by reason of active duty, is absent (but not overseas) from the place of residence where the member is otherwise qualified to vote.

(b) A member of the Merchant Marine who, by reason of service, is absent (but not overseas) from the place of residence where the member is otherwise qualified to voter, or

(c) A spouse or dependent of a member described in paragraph (a) or (b) who, by reason of the active duty or service of the member, is also absent (but not overseas) from the place of residence where the spouse or dependent is otherwise qualified to vote.

(2) Requests.

(a) The absent stateside uniformed services voter, an immediate family member of the voter, or the legal guardian of the voter, may request an absentee ballot via:

1. Telephone.
2. Fax.
3. E-mail.
4. Any other form of written request.

(b) The request for an absentee ballot must include:

1. The name of the voter for whom the ballot is requested.
2. The voter's date of birth.
3. The voter's legal residence in Florida.
4. An indication of how the voter wants the ballot to be delivered (mail, fax, or e-mail).
5. One of the following:
 - i. An out-of-county mailing address.
 - ii. A fax machine number, and an out-of-county address (only for purposes of affirming absence from county).
 - iii. An e-mail address, and an out-of-county address (only for purposes of affirming absence from county).
 - iv. The voter's signature (written requests only other than through e-mail or through online request), or if the requester is other than the voter, the requester's name, address, driver's license number (if available), signature, and relationship to the voter.

(3) Processing requests. When a supervisor receives an absentee ballot request from an absent stateside uniformed services voter, the supervisor shall:

- (a) Verify the information provided to determine if the voter is a qualified and registered voter for the election.
- (b) Provide in the manner requested by the voter the appropriate absentee ballot, the instructions for voting and returning the ballot, and the Voter's Certificate.
- (c) Record the receipt date of the request, the date and manner in which the Supervisor made the absentee ballot available to the voter, and the mailing mailing address, e-mail address, or fax number provided by the voter.
- (d) Ensure that the Supervisor of Elections' office transmitting and receiving equipment is in a secure location with access limited to the Supervisor's employees and that the absentee ballot is sent directly to the mailing or e-mail address or fax number or other transmission destination made available to the absent stateside uniformed services voter.

(4) Return of voted absentee ballot. A voted ballot by an absent stateside uniformed services voter returned by e-mail or by fax shall not be accepted. An absent uniformed services voter may return a voted absentee ballot by mail, in person (if he or she returns to county of residence) or through someone else on behalf of the voter. To be accepted and counted, a voted absentee ballot must be received by the supervisor of elections no later than 7:00 p.m. on election day in the time zone for the county in which the absent uniformed services voter is registered.

(5) Voter's Certificate. The Voter's Certificate for absentee ballots being sent to absent stateside uniformed services voters shall be in substantially the following form:

Note: Please Read Instructions Carefully Before Marking Ballot and Completing Voter's Certificate

VOTER'S CERTIFICATE

I, _____, swear or affirm, under penalty of perjury, that I am:

1. A member of the Uniformed Services or merchant marine on active duty; or an eligible spouse or dependent of such a member; or a U.S. citizen temporarily residing outside the U.S.; or Other U.S. citizen residing outside the U.S.
2. I am a U. S. citizen, at least 18 years of age (or will be by the date of the election), and I am eligible to vote in the requested jurisdiction; and
3. I have not been convicted of a felony, or other disqualifying offense, or been adjudicated mentally incompetent, or, if so, my voting rights have been reinstated; and
4. I am not registering, requesting a ballot, or voting in any other jurisdiction in the U. S., except the jurisdiction cited in this voting form.

In voting, I have marked and sealed my ballot in private and have not allowed any person to observe the marking of the ballot, except for those authorized to assist voters under State or Federal law. I have not been influenced.

My signature and date below indicate when I completed this document. The information on this form is true, accurate and complete to the best of my knowledge. I understand that a material misstatement of fact in completion of this document may constitute grounds for a conviction for perjury.

Signed: _____ Date: _____

 Month/Day/Year

(6) Ballot instructions. Ballot instructions in substantially the following form must be provided with each absentee ballot to an absent stateside uniformed services voter:

INSTRUCTIONS

1. In order to ensure that your absentee ballot is counted, complete and return the ballot soon as possible to the supervisor of elections of the county in which you are

registered so that the ballot is received no later than 7:00 p.m. on the election day in the time zone for the county in which you are registered.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidate or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one candidate, your vote in that race will not be counted.

4. VERY IMPORTANT. In order for your ballot to be counted, you must also complete the Voter's Certificate, which must include your signature. Failure to include a signature or a date means your ballot may not be counted. Your ballot will be rejected also if the signature on the certificate does not match the signature on the voter registration record.

5. To return your voted absentee ballot and voter's certificate:

a. Place your marked ballot in a secrecy envelope or sleeve, as provided to you or in an unmarked envelope (if the ballot was faxed or e-mailed to you).

b. Insert the secrecy envelope or sleeve, or unmarked envelope inside a separate mailing envelope. If the ballot was mailed to you, use the mailing envelope provided and complete the Voter's Certificate on the back. If the ballot was faxed or e-mailed to you, place the secrecy envelope or sleeve or unmarked envelope and the completed Voter's Certificate in another envelope for mailing. Do not enclose the Voter's Certificate in the secrecy envelope or sleeve, or unmarked envelope with the ballot. Clearly mark the mailing envelope "Absentee Ballot Enclosed."

6. You may mail, deliver or have delivered by someone else your absentee ballot to the supervisor of elections. Faxed or e-mailed voted ballots will not be accepted. To mail your ballot free of postage, use the template provided at <http://fvap.gov/resources/media/returnenvelope.pdf> to print directly onto the mailing envelope or otherwise affix to the mailing envelope. Otherwise, clearly mark the mailing envelope "Absentee Ballot Enclosed" and provide sufficient postage.

7. FELONY NOTICE. It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any circumstances making your ballot false or fraudulent.

(7) Processing returned absentee ballots.

(a) The supervisor shall record the date the voted absentee ballot is received from the absent stateside uniformed services voter.

(b) If an absent stateside uniformed services voters returns the voted ballot to the supervisor in an envelope other than an absentee ballot mailing envelope provided by the supervisor, the canvassing board is authorized to open the mailing

envelope to determine if the Voter's Certificate is enclosed in the mailing envelope. If the Voter's Certificate is not enclosed, the envelope or sleeve containing the ballot shall not be opened and the envelope shall be marked "Rejected as Illegal." If the Voter's Certificate is enclosed, the Voter's Certificate shall be reviewed.

(c) If the canvassing board determines that the voter is eligible to vote, the ballot shall be processed as other absentee ballots. If the returned absentee ballot was originally faxed or e-mailed or accessed electronically by some other means, the ballot shall be removed from the envelope and duplicated so that it can be processed through the tabulating equipment.

THIS EMERGENCY RULE TAKES EFFECT ON July 1, 2010.

Rulemaking Authority 20.10(3), 97.012(1), 97.012(1), 101.697 FS, Law Implemented 101.62, 101.64, 101.65, 101.697 FS, History--New 7-1-10.

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: July 1, 2010

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.:

RULE TITLE:

5BER10-2

Fruit Fly Eradication

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Mediterranean fruit fly, commonly referred to as Medfly, is one of the most destructive pests of citrus and other known fruits and is the most important and widespread pest in the fruit fly group. Medfly attacks more than 260 different fruits and vegetables. In Florida, the pest has been eradicated eleven times, including four major outbreaks. On June 2, 2010, in Boca Raton, Palm Beach County, Florida, a total of 10 Medflies were detected in two Jackson traps within 0.5 miles of one another. On June 9-10, 2010, additional Medflies were trapped in the Boca Raton area. If immediate action is not taken to eradicate Medflies from the Boca Raton area, they will continue to spread and affect agricultural production areas resulting in millions of dollars in production losses and control costs, and impacting consumers through increased prices in the marketplace. In view of these specific facts and reasons, and in accordance with the constitutional authority conferred upon the Commissioner of Agriculture by the Florida Constitution, Article IV, Section 4, and authorized by Florida Statutes, Sections 570.07(21) (to declare an emergency), and 581.031(7), the Commissioner of Agriculture does hereby find that an immediate danger to the public health,

safety and welfare exists and declares a quarantine in Florida host plants and regulated articles as set forth in the emergency rule hereby promulgated.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: This action is necessary and fair under this emergency because immediate action must be taken to eradicate the Mediterranean fruit fly before the infestation spreads. If immediate action is not taken, eradication costs will rise dramatically due to the increased area which then will need treatment. If the Mediterranean fruit fly continues to spread unchecked, it will cause substantial damage to fruit-bearing plants in home gardens and ultimately spread into agricultural production areas where it would cost millions of dollars in control costs, lost production and increased consumer prices in the marketplace.

SUMMARY: This emergency rule provides definitions; the criteria for establishing a quarantine area, the certification requirements for hosts or regulated articles, the criteria for establishing treatment areas, treatment procedures, mitigative measures, and the criteria for declaring a fruit fly emergency.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Richard Gaskalla, Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100, phone: (352)372-3505

THE FULL TEXT OF THE EMERGENCY RULE IS:

5BER10-2 Fruit Fly Eradication.

(1) Definitions. For the purpose of this rule the definitions in Section 581.011, Florida Statutes, and the following definitions shall apply:

(a) Department. The Florida Department of Agriculture and Consumer Services.

(b) EPA. The United States Environmental Protection Agency.

(c) Fruit Fly. Any life stage of any species of tephritid fruit fly in the genera Anastrepha (except A. suspensa), Bactrocera, Ceratitis, Dacus and Tetradacus or synonyms thereof.

(d) Host. All fruit (including nuts, dates and berries), vegetables and the fruiting bodies of many wild and cultivated plants which are capable of infestation by any life stage of any species of fruit fly defined in paragraph (1)(b).

(e) Infested. Actually harboring a fruit fly in any of its life stages.

(f) Regulated articles. Any article, including soil, capable of transporting or harboring a fruit fly.

(g) USDA. United States Department of Agriculture, Animal and Plant Health Inspection Service.

(2) Purpose. The purpose of this rule is to establish procedures for conducting a program to eradicate fruit flies defined in paragraph (1)(b) upon their detection in the State of Florida. This rule designates the size of quarantine areas, as

provided for in Section 581.31(7), Florida Statutes, and the requirements for the movement and certification of hosts and regulated articles. It designates the size of treatment areas and the procedures for conducting treatments, outlines program mitigative measures and sets forth the requirements for declaring eradication.

(3) Declaration. Pursuant to Section 581.031(6), Florida Statutes, fruit flies as defined in paragraph (1)(b) are declared to be a plant pest and a public and agricultural nuisance. Their detection in the state endangers or threatens the horticultural, agricultural, environmental and public interests of the state and constitutes an emergency in accordance with Section 581.111, Florida Statutes.

(4) Quarantine area. A minimum 81 square mile area around a fruit fly detection point shall be quarantined upon finding two adults within one mile of each other and within a life cycle (approximately 30 days), one gravid female, a larva, or a pupa. The geographical boundaries of a quarantine area shall be published in a major newspaper of general distribution and through other appropriate media. It shall be unlawful to move a host of the fruit fly species detected or a regulated article within, through, or from a quarantine area unless in accordance with subsection (5) of this rule. A list of those hosts most likely to be present in a quarantine area shall be published in a major newspaper of general distribution and provided to affected industry groups. An area shall be released from quarantine following a declaration by the Department that the fruit fly has been eradicated in accordance with subsection (8).

(5) Movement or possession of hosts or other regulated articles; Conditions of certification. It shall be unlawful for any person to move hosts of the fruit fly species detected or other regulated articles within, through or outside the quarantine area or to move or possess them for commercial or distribution purposes within the quarantine area unless in compliance with these rules and certified by the department or the USDA.

(a) Hosts to be moved outside of a quarantine area for commercial or distribution purposes shall be certified based on negative trapping, post-harvest treatments or treatments applied to production areas which are approved by the department. A Certificate of Inspection must accompany the treated host or regulated article and must include the method of treatment, location of the treatment facility, and other pertinent data.

(b) Hosts offered for sale or distribution in the quarantined area shall be certified if an employee of the Department or the USDA has inspected them and determined that both of the following conditions have been met:

1. All hosts have been received from outside the quarantine area. Vendors must have proof of origin in the form of written receipts or other documentation;

2. All hosts are kept in fruit fly-proof screened enclosures or sealed containers, cold storage, or fly-proof vehicles or other enclosures to prevent infestation by a fruit fly.

(c) Hosts transiting the quarantine area must be covered by fly-proof screen or be in fly-proof vehicles and accompanied by proof of origin in the form of written receipt or other documentation.

(d) Soil and plants with soil attached.

1. Soil and plants with soil attached shall be certified for movement if an employee of the Department or the USDA has inspected them and found that they are not under the drip line of a host plant which is bearing hosts or was capable of bearing hosts within the previous 60 days.

2. Soil and plants with soil attached under the drip line of a plant which is bearing hosts or was capable of bearing hosts within the previous 60 days shall be certified provided:

a. All soil and plants are removed to an area clear of plants bearing or capable of bearing hosts for 30 days or until a life cycle of the fruit fly is complete; or

b. The soil is treated with an EPA-registered pesticide which is effective for fruit fly control. All treatments must be conducted under the supervision of an employee of the Department or the USDA.

3. Plants bearing hosts. In addition to the above, plants bearing hosts or which were capable of bearing hosts shall be certified for movement after all hosts have been removed in accordance with paragraph (6)(b) and soil treated with an EPA-registered pesticide which is effective for fruit fly control. All treatments must be conducted under the supervision of an employee of the Department or the USDA. The plants can also be moved after all hosts are removed without a soil treatment provided they have been held for 30 days or until a life cycle of the fruit fly is complete.

(e) Compliance agreements. The certification of hosts and regulated articles can be accomplished through the use of compliance agreements if the department does not require each treatment or movement to be witnessed by an employee of the Department or the USDA.

(6) Confiscation and disposal of hosts.

(a) All hosts within the regulated area offered for sale or distribution which are not in compliance with subsection (5) shall be considered infested and shall be confiscated and destroyed at the expense of the vendor or person having possession following the issuance of a stop-sale notice and hold order.

(b) All hosts to be disposed must be placed in a tightly sealed plastic bag, then placed in a puncture proof container for delivery to an approved landfill or incinerator.

(7) Treatment areas, treatment procedures and mitigative measures. Treatment areas and treatment procedures to eradicate a fruit fly infestation will be dependent on the species, life-stages and numbers of fruit flies detected and the geographical area affected. Treatment areas shall be treated under the direction of the USDA and the department. Treatments may include ground or aerial applications of EPA-registered pesticides, bait stations applied to host plants

or plants capable of harboring adult fruit flies, the removal and destruction of all hosts known or suspected to harbor any stage of the fruit fly species detected, the removal and destruction of abandoned or unwanted plants capable of bearing hosts, the placement of traps, and the release of sterile fruit flies to achieve eradication. All pesticide applications shall be applied in accordance with all applicable federal and state regulations implementing mitigative measures to reduce environmental and public impact as described in this rule.

(a) Treatment areas. The geographical boundaries of treatment areas shall be published in a major newspaper of general distribution and through other appropriate media. Areas shall be declared treatment areas as follows:

1. When a single male or unmated female fruit fly is detected, an intensified monitoring program will be implemented in a minimum 81 square mile area around the positive site, and the treatment area shall include all properties within a 56 foot radius of the positive site.

2. When two adult fruit flies are detected within one mile of each other within a life cycle (approximately 30 days), or a single mated female, larvae, or pupa are detected, an intensified monitoring program will be implemented in a minimum 81 square mile area around the positive site. The treatment area shall be a minimum nine square mile area around a positive site for pesticide treatments. The treatment area for sterile fly releases shall be a minimum 49 square mile area round the positive site.

3. If a larva is detected, in addition to subparagraph (7)(a)2. above, the soil under the drip line of all host plants on the property and each adjacent property shall be drenched with an EPA-registered pesticide and all hosts shall be removed within a 656 foot radius of the positive site by the department and the USDA.

(b) Treatment procedures. Treatments will be conducted in accordance with the following procedures upon notification of applicable federal, state, and local government agencies and officials who will be provided an opportunity for input into program procedures or mitigative measures or participation in program monitoring activities.

1. All necessary control actions will be conducted based on the species of fruit fly detected using the treatments necessary to prevent further spread and achieve eradication.

2. Hospitals and public health facilities and agencies in the treatment area will be notified of the treatment schedules and the types of pesticides used, and all accidental pesticide exposures will be reported to the appropriate local, state and federal authorities.

3. All applicable environmental laws and regulations will be followed, and an environmental monitoring program in accordance with applicable federal and state environmental laws will be implemented.

4. All pesticides will be applied under the supervision of certified applicators in accordance with label instructions, applicable quarantine or emergency exemptions, USDA Environmental Impact Statements, site specific Environmental Assessments, and state licensing requirement.

5. All program personnel will be trained on the proper use and storage of materials and instructed on emergency procedures in the event of accidental chemical exposure.

6. All necessary safety and cleaning equipment, protective clothing, and Material Safety Data Sheets will be provided to program personnel.

(c) Program Mitigative Measures. The following mitigative measures will be taken to reduce public and environmental impact:

1. Residents in treatment areas shall be contacted individually or if too numerous shall be notified by publication in a major newspaper of general distribution at least 24 hours in advance of the date and time of planned pesticide treatments. Notifications will be in English or other languages as necessary, based on the ethnic structure of the community. The notification shall include basic information about the program, the geographical boundaries of the treatment area, treatment procedures, and measures to be taken to avoid exposure and reduce damage.

2. Residents in the treatment area on the Registry of Persons Requiring Prior Notification of the Application of Pesticides shall be notified 24 hours prior to any treatment applications in accordance with Chapter 482.2267, Florida Statutes.

3. A telephone hot line system will be established to keep the public informed of program activities and serve as a mechanism for registering and responding to complaints.

4. Beekeepers in the treatment area will be notified 24 hours in advance of any treatment applications.

5. Sensitive areas in or near treatment areas shall be identified prior to chemical treatments and appropriate measures taken to ensure that these areas are not adversely affected.

6. All control actions will be conducted with appropriate concern for potential impact on the public, wildlife, non-target organisms, and sensitive areas.

7. Declaration of Eradication. Following the completion of all treatments, eradication shall be declared when no fruit flies are detected during a period of two fruit fly life cycles (approximately 60 days).

8. Program Evaluation. Following the completion of a fruit fly eradication program, program activities and monitoring results will be reviewed and evaluated and appropriate changes implemented for future programs.

Rulemaking Authority 570.07 (23), 581.031(1) FS. Law Implemented 570.07 (21), 570.32 (5), (6) 581.031(6), (7), (9), (15), (17), (20), (26), 581.101, 581.161, 581.181, 581.201 FS. History—New 6-15-10.

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: June 15, 2010

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 MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:

60PER10-1 Benefits

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: This year's General Appropriations Act, which sets the benefits for State of Florida employees, made some important changes to state employee health and life insurance benefits which will become effective July 1, 2010. The Department of Management Services (Department), specifically the Division of State Group Insurance (DSGI) within the Department, must immediately amend Rule 60P-6.0075, F.A.C., to account for these changes in benefits. With this emergency rule amendment to immediately reflect this session's legislative changes, the regular rule promulgation procedure, rather than the emergency-rule process, will be undertaken to memorialize this delegation.

Without this rule emergency rule, until the Department is able to adopt their new rules following the regular rule promulgation procedure, the actions of DSGI would be open to litigation and rule challenges from the public. Rules which reflect such a drastic change in legislation are critical to ensure the proper functioning of DSGI in handling health insurance claims for all employees Florida State government and their dependents. Absent this emergency rule, which would only "bridge the gap" until the new rules can be adopted through the regular rule promulgation procedure, a lapse in the DSGI's ability to administer these critical functions would result. If DSGI is unable to serve these functions, the safety and welfare of the public that has state group health insurance is put at risk. This emergency rule allows the Department's seamless transition from the old rule to the new.

With the filing of this emergency rule, a mirror, non-emergency rule is simultaneously being noticed for promulgation. The non-emergency version of this rule will offer all of the protections required by Chapter 120, F.S. This emergency rule version will only be effective for 90 days or until the permanent rule is promulgated, whichever occurs first.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Department of Management Services (Department) has determined that the adoption procedures used for this emergency rule is fair given the circumstances. The Department is required to adopt this emergency rule without delay in response to new legislation establishing this critical change in the way state group health insurance is administered. With the filing of this emergency rule, a mirror, non-emergency rule is simultaneously being noticed for promulgation. This non-emergency version of this rule will offer all the notices required by Chapter 120, F.S. This emergency rule version will only be effective for 90 days or until the permanent rule is promulgated, whichever occurs first.

SUMMARY: The State will no longer be offering to cover 100% of the premium payments for state group health insurance for Senior Management Service or Selected Exempt Service employees.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Michelle Robleto, Director, Division of State Group Insurance, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399-0905, telephone (850)921-4658, fax (850)488-0252

THE FULL TEXT OF THE EMERGENCY RULE IS:

60PER10-1 (60P-6.0075) Benefits.

(1) Subject to the limitations provided under the Internal Revenue Code to avoid discrimination, the amount of salary reduction which a participant may elect under the Pretax Premium Plan shall be the aggregate amount of employee premiums for coverage under the State Group Insurance Program.

(2) All participants' contributions to any reimbursement account under the Program shall be made by salary reduction except in the case of certain participants of the Medical Reimbursement Account whose employment has terminated.

(3) A participant's gross compensation shall not be affected by participation in any Plan. A participant who contributes to a deferred compensation plan or a tax sheltered annuity may be required to adjust his contributions to such programs. Employee contributions under the State University System Optional Retirement Program will be computed on the participant's adjusted gross income automatically.

(4) ~~The Subject to the appropriation of funds the State shall pay a monthly contribution towards for the following insurance coverage for each full-time member of the Senior Management Service or Selected Exempt Service as funded annually by the Legislature through the General Appropriations Act, or otherwise absorbed within the existing budget authority of the employing agency, as follows; in addition, the State may pay 100% of the premium for an individual or family dental insurance plan, provided that~~

~~premiums are funded by the Legislature through the appropriations act or otherwise absorbed within the existing budget authority of the employing agency:~~

~~(a) The 100% of the premium for the state individual life insurance policy;~~

~~(b) 100% of the premium for the individual or family state group health insurance plan, or up to an equal dollar amount for a health maintenance organization premium; and~~

~~(b)(e) The 100% of the premium for the state individual disability insurance policy; and~~

~~(c) The premium for a state group health insurance plan.~~

THIS EMERGENCY RULE TAKES EFFECT ON July 1, 2010.

Rulemaking Specific Authority 110.161(5), 110.403(1), 110.605(1) FS. Law Implemented 110.161, 110.205(2), 110.403(1)(c), 110.603(2) FS. History--New 8-26-96, Repromulgated 4-25-02, Amended 7-1-10.

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: July 1, 2010

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: 60PER10-2
 RULE TITLE: Spouse Program

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: This year's General Appropriations Act, which sets the benefits for State of Florida employees, made some important changes to state employee health and life insurance benefits which will become effective July 1, 2010. The Department of Management Services (Department), specifically the Division of State Group Insurance (DSGI) within the Department, must immediately amend Rule 60P-6.0075, F.A.C., to account for these changes in benefits. With this emergency rule amendment to immediately reflect this sessions legislative changes, the regular rule promulgation procedure, rather than the emergency-rule process, will be undertaken to memorialize this delegation.

Without this rule emergency rule, until the Department is able to adopt their new rules following the regular rule promulgation procedure, the actions of DSGI would be open to litigation and rule challenges from the public. Rules which reflect such a drastic change in legislation are critical to ensure the proper functioning of DSGI in handling health insurance claims for all employees Florida State government and their dependents. Absent this emergency rule, which would only "bridge the gap" until the new rules can be adopted through the regular rule promulgation procedure, a lapse in the DSGI's ability to administer these critical functions would result. If DSGI is unable serve these functions, the safety and welfare of

the public that has state group health insurance is put at risk. This emergency rule allows the Department's seamless transition from the old rule to the new.

With the filing of this emergency rule, a mirror, non-emergency rule is simultaneously being noticed for promulgation. The non-emergency version of this rule will offer all of the protections required by Chapter 120, F.S. This emergency rule version will only be effective for 90 days or until the permanent rule is promulgated, whichever occurs first.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Department of Management Services (Department) has determined that the adoption procedures used for this emergency rule is fair given the circumstances. The Department is required to adopt this emergency rule without delay in response to new legislation establishing this critical change in the way state group health insurance is administered. With the filing of this emergency rule, a mirror, non-emergency rule is simultaneously being noticed for promulgation. This non-emergency version of this rule will offer all the notices required by Chapter 120, F.S. This emergency rule version will only be effective for 90 days or until the permanent rule is promulgated, whichever occurs first.

SUMMARY: These rules clearly lay out how the employees can become eligible and ineligible for this program. This rule also describes what will happen to coverage should an employee become ineligible.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Michelle Robleto, Director, Division of State Group Insurance, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399-0905, telephone (850)921-4658, fax (850)488-0252

THE FULL TEXT OF THE EMERGENCY RULE IS:

(Substantial rewrite of Rule 60P-2.0036 follows. See Florida Administrative Code for present text.)

60PER10-2 (60P-2.0036) Spouse Program.

(1) The spouse program is pretax family health insurance coverage where each employee contributes to the monthly premiums as determined by the annual funding by the Legislature through the General Appropriations Account.

(2) For the purposes of this section, "Designated Agent" means an entity the Department may contract with to provide benefits administration services, but does not include an employee's agency personnel office or other employees of the employee's agency, unless so designated in writing by the Division.

(3) Participation in the spouse program is voluntary and available to any married state employee whose spouse is also a state employee. To enroll in the spouse program, married state

employees must submit an application completed by both spouses to the Designated Agent within the specified timeframe for one of the following events:

(a) Within thirty-one (31) days of marriage to another state employee in accordance with Rule 60P-2.002 or 60P-2.003, F.A.C.; or

(b) Within sixty (60) days of spouse's new employment or re-employment with the State of Florida; or

(c) During the annual Open Enrollment period.

(4) In no case shall a retroactive effective date be assigned. Spouse program benefits begin the first of the month following receipt and approval by the Designated Agent of the application.

(5) Eligibility for and participation in the spouse program and state contributions shall cease, if one of the following disqualifying events occurs:

(a) One or both employees end employment with the state;
or

(b) One or both employees go on leave without pay status;
or

(c) The employees divorce; or

(d) The death of a spouse.

(6) All state employees participating in the spouse program shall report any above described disqualifying event to the Designated Agent to avoid any underpayment of premiums.

(7) Upon learning of ineligibility, the Designated Agent shall investigate and determine the effective end-date of participation in the spouse program and make the change, regardless of whether or not one or both spouses submitted an application to terminate participation. The effective end-date of participation in the spouse program shall be as of the date of the disqualifying event listed in subsection (5) above.

(8) Unless otherwise directed by the employee, each disqualifying event will result in the following health insurance coverage levels as follows:

(a) If one employee ends employment with the state, the remaining employee's coverage level will be changed to family coverage level.

(b) If one employee goes on leave without pay status, the remaining employee's coverage level will be changed to family coverage level.

(c) If the employees' divorce, and there are eligible dependents, each remaining employee's coverage will be determined as set forth under the terms and conditions of the divorce decree.

(d) If the employees' divorce, and there are no eligible dependents, each remaining employee will be changed to individual coverage.

(e) If the employees' divorce, at no time will family coverage level include a former spouse.

(f) If one spouse dies, and there are eligible dependents, the remaining employee's coverage level will be family coverage.

(g) If one spouse dies, and there are no eligible dependents, the coverage level of the remaining employee will change to individual coverage.

(9) If participants in the spouse program do not timely notify the designated agent of their disqualifying event, the participants shall be financially liable for medical or prescription drug claims incurred by the participants and their dependents, and any premiums paid by the state during the time the participants and/or their dependents were not eligible.

(10) If an ineligible spouse returns to eligible state employment, the spouse program shall only become effective upon the re-enrollment in the program by both employees in accordance with subsection (3) above.

THIS EMERGENCY RULE TAKES EFFECT ON July 1, 2010.

Rulemaking Specific Authority 110.123(5) FS. Law Implemented 110.123 FS. History--New 8-22-96, Repromulgated 1-31-02, Amended 7-1-10.

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: July 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

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT on June 10, 2010, the Department of Community Affairs has issued an order.

NAME OF THE PETITIONER: City of DeFuniak Springs, Florida, DCA10-WAI-111

DATE PETITION WAS FILED: May 17, 2010

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 9B-43.0041(2)(b), Florida Administrative Code

THE GENERAL BASIS FOR THE DECISION: The Petitioner sought a waiver of the grant ceiling limitations imposed upon the City of DeFuniak Springs under the Small Cities Community Development Block Grant Program, referenced in paragraph 9B-43.0041(2)(b), Florida

Administrative Code, and a supplemental award. One of the explicit purposes for the Small Cities Community Development Block Grant program is to provide "activities to improve housing conditions and expand housing opportunities, providing direct benefit to persons of low or moderate income." Section 290.0411, Florida Statutes (2007). The project waiver and supplemental award proposed by the Petitioner's application directly fulfill this statutory objective. The Petitioner has demonstrated that, absent the waiver, the City and the recipient of the benefits of the underlying grant will suffer a substantial economic hardship.

A copy of the Order may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

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

NOTICE IS HEREBY GIVEN THAT on June 14, 2010, the Suwannee River Water Management District, received a petition for variance from Harvey and Jane Lewis, 5340 Great Oak Court, Fernandina Beach, FL 32034, pursuant to Section 120.542, F.S. Petitioner is seeking variance from paragraph 40B-4.3030(12)(b), F.A.C., as to the 75-foot setback requirement. Petitioner seeks to elevate the existing building, in Hamilton County, in Township 1 South, Range 11 East, Section 12. These rules are intended to set forth criteria for development activities within a Work of the District. Comments on this petition should be filed with: Jon Dinges, District Clerk, SRWMD, 9225 CR 49, Live Oak, FL 32060, within 14 days of publication of this notice. The petition has been assigned ERP Number 10-0102.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Lamm, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

NOTICE IS HEREBY GIVEN THAT on June 15, 2010, the South Florida Water Management District (District), received a petition for waiver from the Town of Davie, Application No.: 08-0918-1M, for utilization of Works or Lands of the District known as the C-11 Canal for proposed linear park improvements consisting of landscaping and signs within the north right of way of C-11 Canal, Sections 28, 29, 30, 25, Township 50 South, Range 40 & 41 East; Broward County. The petition seeks relief from subsections 40E-6.011(4) and

(6), Florida Administrative Code, which prohibits the placement of permanent and semi-permanent above ground facilities within 40 feet of the top of canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Juli Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on June 7, 2010, the South Florida Water Management District (District), received a petition for waiver from Collier County Board of Commissioners, Application Number: 10-0216-1, for utilization of Works or Lands of the District known as the County Road 951 Canal for existing safety cameras which includes poles with foundation and conduits; Section 26, Township 49 South, Range 26 East, Collier County. The petition seeks relief from subsections 40E-6.011(4), (5), and paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review and criteria which governs placement of above-ground permanent and semi-permanent encroachments within 40' top of canal bank within the Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or email: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by end of business on 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Juli Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on June 7, 2010, the South Florida Water Management District (District), received a petition for waiver from Collier County Board of Commissioners, Application Number: 10-0216-2, for utilization of Works or Lands of the District known as the Airport Road Canal for existing safety cameras which includes poles with foundation and conduits; Section 13, Township 49 South, Range 25 East, Collier County. The petition seeks relief from subsections 40E-6.011(4), (5), and paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review and criteria which governs placement of above-ground permanent and semi-permanent encroachments within 40' top of canal bank within the Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or email: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this

notice. To be considered, comments must be received by end of business on 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Juli Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on April 28, 2010, the South Florida Water Management District (SFWMD), received a petition for Variance (Application No.: 100428-9) from Reedy Creek Improvement District, c/o Ray Maxwell, District Administrator, P. O. Box 10170, Lake Buena Vista, FL 32830, for a project known as Reedy Creek Improvement District, located in Orange and Osceola Counties. The petition seeks relief from provisions in Rule 40E-24.201, F.A.C., pertaining to mandatory year-round landscape irrigation conversation measures, pursuant to Section 120.542, Florida Statutes.

A copy of the Petition for Variance or Waiver may be obtained by contacting: the Environmental Resource Regulation Department, during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6911, e-mail: permits@sfwmd.gov or by accessing the District's website: www.sfwmd.gov using the Application/Permit Search on the ePermitting page. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33401, Attn.: District Clerk. For additional information, contact: Jesus Rodriguez at (561)682-6060 or e-mail: jerodrig@sfwmd.gov.

NOTICE IS HEREBY GIVEN THAT on June 15, 2010, the South Florida Water Management District (District), received a petition for waiver from Miami-Dade County, Application No. 10-0524-1M, for utilization of Works or Lands of the District known as the C-4 Canal for ditch filling and installation of French drains and risers. The project site is located within the north right of way of the C-4 Canal between Walsh Boulevard and S. W. 119th Avenue; Section 2, Township 54 South, Range 39 East, Miami-Dade County. The petition seeks relief from paragraph 40E-6.221(2)(j), Florida Administrative Code, which prohibits the placement of drainage treatment facilities within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Juli Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on April 28, 2010, the South Florida Water Management District (SFWMD), received a petition for Variance (Application No.: 100428-8) from The

Walt Disney World Company, P. O. Box 10000, Lake Buena Vista, FL 32830 for a project known as Walt Disney World Resort, located in Orange and Osceola Counties. The petition seeks relief from provisions in Rule 40E-24.201, F.A.C., pertaining to mandatory year-round landscape irrigation conversation measures, pursuant to Section 120.542, Florida Statutes.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Environmental Resource Regulation Department, during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6911, e-mail: permits@sfwmd.gov or by accessing the District's website: www.sfwmd.gov using the Application/Permit Search on the ePermitting page. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33401, Attn.: District Clerk. For additional information, contact: Jesus Rodriguez at (561)682-6060 or e-mail: jerodrig@sfwmd.gov.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT on June 1, 2010, the Agency for Workforce Innovation received a request from the Early Learning Coalition of Manatee County, seeking a withdrawal of its petition for temporary waiver of paragraph 60BB-8.201(4)(a), F.A.C., which provides requirements for Coalitions to conduct parent-orientation sessions for parents registering their children for the Voluntary Prekindergarten Education Program. The Petition has been assigned OGC file number 2010-00062. A Notice of Receipt of Petition for Variance/Waiver was published on May 14, 2010.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on May 13, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for received a petition from Tray Edmonds on behalf of Three Oaks Buildings 2 & 3, Jacksonville, FL. Petitioner seeks a waiver/variance of the requirements of Rules 2.7.4 and 3.11.3, ASME A17.3, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires restricted door openings and Fire Fighter Service Phase I and II. Petitioner states that correcting these violations will require extensive renovations of the control system which is expensive and will require shutting the elevators down for an extended time. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 25, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Paul Komie, Alliance Elevator Consultants, Inc., c/o Yomtob Office Holdings LLC, Delray Beach, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 28, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Karen Bates, President, The Aloha Condo Assn., Inc., c/o Aloha Condo, Orlando, Florida. Petitioner seeks a variance to the requirements of A17.1, 2.27.3.2.1(a), as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires elevator fire alarm initiating device maintenance which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 25, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Ralph Belfiglio, c/o Hampton Court Apts., St. Petersburg, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 2.7.4, 3.3.2, 3.10.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires

upgrading the elevator for door restrictors, platform guards, and firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 27, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Henry Bryant, Supervisor, c/o Internal Operations Center One, Orlando, Florida. Petitioner seeks a variance to the requirements of A17.3, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on June 1, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Gary Cerceck, c/o Beach Condominium, Redington Shores, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 3.11.3; A17.1, 306.6 as required in NFPA 70, Article 620-51, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations and component rewiring which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 17, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Dennis M. Clos, Santa Maria Condominium, Fort Myers Beach, Florida. Petitioner seeks a variance to the requirements of A17.3, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Heron Harbour Condo Association. Petitioner seeks a variance of the requirements of ASME 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), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Boca Bayou. Petitioner seeks a variance of the requirements of ASME 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), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 7, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Gate Riverplace Tower. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.2.2.5, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a sump pump in elevators with firefighters' emergency operation, installation of which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 10, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Regency West Condo 1. Petitioner seeks a variance of the requirements of ASME 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), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 21, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from The Ambassador Hotel Cooperative Apartments Corporation. Petitioner seeks a variance of the requirements of ASME 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), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 21, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Crown House Condo. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3 or 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), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 21, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Mariner IV Condo Association. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3 and 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations and installing restricted door openings which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 21, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Privateer South Condo Association. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3 and 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations and installing restricted door openings which poses a significant economic/financial hardship. Any interested person may file comments

within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 24, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Labcorp Building. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, 2.7.4, 3.10.4(t) and 2.6.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, installing restricted door openings, self closing doors and a car stop-switch which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 24, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Southbay Condo Association. Petitioner seeks a variance of the requirements of 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), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 24, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from The Home Association. Petitioner seeks a variance of the requirements of ASME A17.3, Section 2.3.3 and 3.10.4(e), as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a stop switch in the pit and on top of every car, installation of which poses a significant economic/financial hardship. Any interested person

may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 24, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from 100 Ocean Rd. Condo Association. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.7.2.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that permits only the proper machinery and equipment in the elevator machine room. Petitioner would like the fire panel to be installed in the machine room. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 24, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Beach Winds Condo. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, 2.7.4 and 3.10.4(u), as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, and installing restricted door openings and an emergency stop switch which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition 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 May 25, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Lagoon Towers Condo Assn, c/o Lagoon Towers, Panama City Beach, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 2.7.4, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires

upgrading the elevators for door restrictors and firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 13, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for from Central Florida Housing and Neighborhood Development Services, Inc. on behalf of Lake Davis Apartments, Orlando, FL. Petitioner seeks a waiver/variance of the requirements of unspecified sections of ASMEA17.3, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code. Petitioner states that due to the poor economy, they are unable to fund the needed work. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on May 27, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from Lesly Catering, Orlando, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on May 24, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from William F. Miller, Property Manager, c/o Pelican Pointe of Sebastian I Condominium Assoc., Sebastian, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 3.3.2, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida

Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for platform guards, and firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Safe Elevator Corporation – Chrissy Cronin, c/o Ocean Place Condo Assn Inc., – Johns Island, 1150 Beach Rd., Vero Beach, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 2.7.4, 3.3.2, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for door restrictors, platform guards, and firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Safe Elevator Corporation – Chrissy Cronin, c/o Ocean Place Condo Assn Inc., – Johns Island, Vero Beach, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 2.7.4, 3.3.2, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for door restrictors, platform guards, and firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on June 1, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from John Petrikas, Trinity St. Jude Inc., c/o Oxford House Apts, Fort Myers, Florida. Petitioner seeks a variance to the requirements of A17.1, 3.3.2, 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires elevator upgrades for door restrictors and platform guards which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on May 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Safe Elevator Corporation – Chrissy Cronin, c/o 800 Beach Rd. Condominium Assn Inc., – Johns Island, Vero Beach, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 2.7.4, 3.3.2, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for door restrictors, platform guards, and firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on April 23, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Will Sunter, Esquire on behalf of 6505 Democracy Associates. Petitioner seeks a waiver/variance of the requirements of 3.11.3, ASME A17.3, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires Fire Fighter Service Phase I

& II. Petitioner states that additional time is needed to raise the funds given the current poor economy and increased expenses for taxes and insurance while rents have remained stagnant or decreased. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 1, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for/from Lee Rigby, c/o Wachovia Bank Building, Stuart, Florida. Petitioner seeks an emergency variance to the requirements of A17.3, 2.7.4, 3.3.2, 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for door restrictors, platform guards, and firefighters' emergency operations which pose a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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 June 8, 2010, the Florida Department of Environmental Protection has issued an order.

On April 12, 2010, Coastal Recycling Services, LLC, applied for a variance from the provisions of paragraph 62-701.710(7)(a), F.A.C., which requires that proof of financial assurance for closure of the facility be included with the permit application. Petitioner alleged that requiring compliance before the facility began construction would create a substantial hardship. Notice was published in the F.A.W. on May 14, 2010. The Order Granting Variance allows the petitioner to delay providing proof of financial assurance until at least 60 days prior to the first receipt of waste.

A copy of the Order may be obtained by contacting: Richard Tender, Department of Environmental Protection, Solid Waste Section, MS #4565, 2400 Blair Stone Road, Tallahassee, FL 32399, (850)245-8735, email: richard.tedder@dep.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on June 11, 2010, the Florida Department of Environmental Protection has issued an order.

The Department received a petition under Section 120.542, Florida Statutes, from Lee Pitkiewicz, which requested a variance from or waiver of the provision in Section 403.813(2)(b), Florida Statutes, that prohibits the installation of mooring pilings associated with a private docking facility as an activity exempt from permitting if the dock will create a navigational hazard. Notice of receipt of this petition was published in the Florida Administrative Weekly on March 19, 2010. No public comment was received. The Final Order, file number OGC 10-1051, denied the petition, because Section 120.542, Florida Statutes, prohibits an agency from granting a variance from or waiver of a statutory provision.

A copy of the Order may be obtained by contacting: Stacey Cowley, Florida Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000, (850)245-2219.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on June 10, 2010, the Board of Clinical Laboratory Personnel, received a petition for Margarita Sosa. Petitioner is seeking a variance or waiver of paragraph 64B3-5.004(3)(a), Florida Administrative Code, which sets forth the requirements for a specialty licensure as a technician in microbiology, serology/immunology, clinical chemistry, hematology, and immunohematology.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sharon Guilford, Acting Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on June 15, 2010, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for Lazaro Joseph Garrido, seeking a variance or waiver of paragraph 64B4-3.003(3)(b), F.A.C., which requires that the applicant receive a passing score on the National Clinical Mental Health Counseling Examination (NCMHCE), with the passing score being the recommended cut-off score provided by the Nation Board for Certified Counselors (NBCC).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on March 12, 2010, the Board of Massage Therapy, received a petition for a waiver or variance of Rule 64B7-28.009, F.A.C. with respect to the 12 continuing education hours that is to be taken via live classroom instruction. Petitioner seeks a variance or waiver from the requirement of the licensee's continuing education to be obtained in a live classroom setting.

Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christy Robinson, Acting Executive Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

NOTICE IS HEREBY GIVEN THAT on June 4, 2010, the Board of Massage Therapy, received a petition for a waiver or variance of Rule 64B7-32.002, F.A.C. with respect to documentation of graduation from a Board approved massage school. Petitioner seeks a variance or waiver from the requirement of an official transcript documenting the applicant's training.

Comments on this petition should be filed with: Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christy Robinson, Acting Executive Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

NOTICE IS HEREBY GIVEN THAT on June 8, 2010, the Board of Medicine, received a petition for waiver or variance filed by Aparna Dole, M.D., from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for 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 June 14, 2010, the Board of Osteopathic Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Adam D. Sterlace, D.O., on February 22, 2010, seeking a waiver or variance from Rule 64B15-13.001, F.A.C., with regard to the requirement for continuing medical education (CME) to be obtained by the completion of live, participatory attendance courses. The Notice was published in Vol. 36, No. 12, of the Florida Administrative Weekly, on March 26, 2010. The Board, at its meeting held on May 15, 2010, voted to grant the Petition for Waiver or Variance finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3056.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT on April 2, 2010, the Department of Financial Services, Division of State Fire Marshal has issued an order.

The basis for the request is that: (1) The complex met the code requirements at the time it was built, and has not undergone any change of use or significant renovation since that time; (2) there is no record of a fire ever having occurring at the complex; (3) each apartment unit is directly accessible to an exterior corridor leading to vertical access by way of stairs located at both ends of each exterior corridor, and (4) the installation of a fire alarm system in all buildings located at the apartment complex would cost an estimated \$225,000. The basis for denying the petition is that it does not meet the statutory conditions for waiver in Section 120.542, Florida Statutes, which requires that the status quo meet the level of fire protection intended by the underlying statute, and that the application of the Department's rule would either create a substantial hardship on the Petitioner, or would affect Petitioner in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule.

A copy of the Order 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 your request to: Lesley.Mendelson@myfloridacfo.com.

NOTICE IS HEREBY GIVEN THAT on April 23, 2010, the Department of Financial Services, Division of Workers' Compensation, received a petition for variance or waiver from Michigan Millers Mutual Insurance Company, pursuant to Section 120.542, Florida Statutes, and Rule 28-104.002, Florida Administrative Code. The Petitioner is requesting a variance or waiver from Rule 69L-56.3013, Florida Administrative Code, which sets forth requirements for filing certain workers' compensation claims information with the Division of Workers' Compensation via electronic data interchange rather than by submitting paper forms. Michigan Millers Mutual Insurance Company requests the variance or waiver so that it may submit by paper the information for its two open Florida workers' compensation claims rather than being required to submit the information via electronic data interchange.

Comments on this petition should be filed with: Department of Financial Services, Division of Workers' Compensation, 200 E. Gaines Street, Tallahassee, Florida 32399-4229, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Andrew Sabolic, Assistant Division Director, Division of Workers' Compensation, 200 E. Gaines Street, Tallahassee, Florida 32399-4228, (850)413-1600.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **National Register Review Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 12, 2010, 1:00 p.m. – until conclusion

PLACE: Via Teleconference, 500 S. Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of properties for National Register nomination.

A copy of the agenda may be obtained by contacting: Pam Stanley at (850)245-6302.

Pursuant to the provisions of 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: Pam Stanley at (850)245-6302. If you are 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: Pam Stanley at (850)245-6302.

The **Florida Historical Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 13, 2010, 9:00 a.m. – until conclusion

PLACE: Via Teleconference, 500 S. Bronough Street, Room 307, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting.

A copy of the agenda may be obtained by contacting: Pam Stanley at (850)245-6302.

Pursuant to the provisions of 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: Pam Stanley at (850)245-6302. If you are 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: Pam Stanley at (850)245-6302.

The **Division of Historical Resources**, Bureau of Historic Preservation, Florida Folklife Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, July 14, 2010, 10:00 a.m.

PLACE: R. A. Gray Building, 4th Floor, 500 South Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and rank apprenticeship applications for the 2010-2011 Florida Folklife Apprenticeship Program.

A copy of the agenda may be obtained by contacting: Susanne Hunt at (850)245-6333 or shunt@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: Susanne Hunt at (850)245-6333 or shunt@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).

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: Susanne Hunt at (850)245-6333 or shunt@dos.state.fl.us.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Commercial Feed Technical Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 15, 2010, 10:00 a.m.

PLACE: The Longboat Key Club and Resort, 220 Sands Pointe Road, Longboat Key, Florida 34228, (941)383-8821

GENERAL SUBJECT MATTER TO BE CONSIDERED: Commercial Feed Regulatory Program activity update and survey of current/emerging issues relating to distribution, use, and regulation of animal feeds in the state of Florida.

A copy of the agenda may be obtained by contacting: Mr. Bruce Nicely at (850)488-8731.

For more information, you may contact: Mr. Bruce Nicely, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8, L-29, Tallahassee, Florida 32399-1650, (850)488-8731.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces a meeting of the Community Assistance Advisory Council and a public hearing, announces a public meeting to which all persons are invited.

Community Assistance Advisory Council Meeting

DATE AND TIME: Tuesday, August 3, 2010, 9:00 a.m. – 12:00 Noon

Public Hearing for the CSBG State Plan for FFY 2011 and FFY 2012.

DATE AND TIME: Tuesday, August 3, 2010, 2:00 p.m. – 4:00 p.m.

PLACE: Florida Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Randall Kelley Training Center, Room 305, Tallahassee, Florida 32399-2100, (850)488-7541

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Community Assistance Advisory Council will review the Community Services Block Grant (CSBG) State Administrative Plan for federal fiscal year (FFY) 2011 and federal fiscal year (FFY) 2012.

To obtain input and recommendations from the public and interested parties concerning the CSBG State Administrative Plan for FFY 2009 and FFY 2010 which will be submitted to the United States Department of Health and Human Services.

A copy of the state plan and agenda may be obtained by contacting: Department of Community Affairs, Hilda S. Frazier, Planning Manager, The Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, by Fax at (850)488-2488 or by appearing in person at the agency headquarters.

Pursuant to the provisions of 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: Any person requiring a special accommodation at this public hearing because of a disability or physical impairment should contact: The Community Assistance Section, (850)488-7541 at least five calendar days prior to the hearing. If you are hearing impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public hearing, he or she will need a record of the proceeding, and for such purposes he or she may need to ensure that a record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made.

The Training Task Force of the **State Emergency Response Commission (SERC)** for Hazardous Materials announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2010, 9:30 a.m. (EDT)

PLACE: East Central Florida Regional Planning Council, 309 Cranes Roost Boulevard, Suite 2000, Altamonte Springs, Florida 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the State Emergency Response Commission Training Task Force, and other hazardous materials training issues.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Emergency Management at (850)413-9970. If you are 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 Local Emergency Planning Committee, Chairpersons and Staff Contacts for the **State Emergency Response Commission (SERC)** for Hazardous Materials announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2010, 1:30 p.m. (EDT)

PLACE: East Central Florida Regional Planning Council, 309 Cranes Roost Boulevard, Suite 2000, Altamonte Springs, Florida 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Local Emergency Planning Committee in implementing the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Emergency Management at (850)413-9970. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **State Emergency Response Commission (SERC)** for Hazardous Materials announces a public meeting to which all persons are invited.

DATE AND TIME: July 9, 2010, 10:00 a.m. (EDT)

PLACE: East Central Florida Regional Planning Council, 309 Cranes Roost Boulevard, Suite 2000, Altamonte Springs, Florida 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)413-9970.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Emergency Management at (850)413-9970. If you are 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 Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 13, 2010, 10:00 a.m.

PLACE: Hyatt Regency Tampa, 211 North Tampa Street, Tampa, Florida 33602, (813)225-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Meeting.

A copy of the agenda may be obtained by contacting: Bureau Chief Glen Hopkins at (850)410-8600.

Pursuant to the provisions of 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: Medical Examiners Commission Staff at (850)410-8600. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Medical Examiners Commission Staff, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

DEPARTMENT OF TRANSPORTATION

The **Florida Transportation Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 30, 2010, 2:00 p.m. until conclusion of business

PLACE: Florida Transportation Commission, 605 Suwannee Street, Room 176, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC Authorities Oversight Committee.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4105.

Pursuant to the provisions of 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: Lisa O. Stone at (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Transportation Commission, 605 Suwannee Street, MS #9, Tallahassee, Florida 32399, (850)414-4105.

The **Florida Transportation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: July 7, 2010, 8:30 a.m. – until conclusion of business

PLACE: Disney’s Contemporary Resort, 4600 North World Drive, Lake Buena Vista, Florida 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Transportation Commission Workshop.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4105.

Pursuant to the provisions of 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: Lisa O. Stone at (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Transportation Commission, 605 Suwannee Street, MS #9, Tallahassee, Florida 32399.

The **Commercial Motor Vehicle Review Board** announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2010, 8:30 a.m.

PLACE: Embassy Suites Hotel, 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 days before the workshop/meeting by contacting: Christine Jones, Executive Assistant, Commercial Motor Vehicle Review Board, 325 John Knox Rd., Bldg. K, Tallahassee, FL 32303. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 30, 2010, 1:30 p.m.

PLACE: The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Audit Committee.

A copy of the agenda may be obtained by contacting: Camielle Adams, State Board of Administration of Florida, 1801 Hermitage Blvd., Suite 100, 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 7 days before the workshop/meeting by contacting: James Linn at (850)413-1166. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, July 14, 2010; July 21, 2010, 8:30 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission at (850)488-1293.

Pursuant to the provisions of 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 Parole Commission at ada@fpc.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.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: July 13, 2010, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

A copy of the agenda may be obtained by any person who requests a copy and pays the reasonable cost of the copy (\$1.00, see Copying Charges for Commission Records), by contacting the Office of Commission Clerk at (850)413-6770 or writing: Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Website: <http://www.floridapsc.com> at no charge.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based. In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of

Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: July 13, 2010, Immediately following the Commission Conference which commences at 9:30 a.m. in Joseph P. Cresse Hearing Room 148

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact: Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website at <http://www.psc.state.fl.us/agendas/internalaffairs/>.

The Florida **Public Service Commission** announces a public customer meeting in the following docket to which all persons are invited.

DATE AND TIME: Thursday, July 15, 2010, 6:00 p.m.

PLACE: Marion Oaks Community Center, 294 Marion Oaks Lane, Ocala, FL 34473

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No.: 090366-WU – Application for certificate to operate water utility in Marion County by ARMA WATER SERVICE, LLC. To discuss the application for a certificate to provide water service. The discussion will include proposed rates to be charged by ARMA. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting.

For questions, contact: Commission staff, Patti Daniel at (850)413-6808.

Emergency Cancellation of Customer Meeting: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to

the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodation at this meeting because of a physical impairment is asked to advise the agency at least 48 hours before the meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. If you are hearing or speech impaired, please contact the Agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Commission on Volunteerism and Community Service (Volunteer Florida)** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 8, 2010, 8:00 a.m. – until all committee business is complete

PLACE: Conference Call: 1(888)808-6959, Passcode: 1918015#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings as follows:

- 9:00 a.m. Volunteer Service
- 10:00 a.m. Legislative
- 11:00 a.m. Communications
- 1:00 p.m. Grants/AmeriCorps
- 2:00 p.m. Finance & Audit
- 3:00 p.m. Disability Outreach and Nominating Committee
- 4:00 p.m. Emergency Management
- 5:00 p.m. Executive

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)921-5172.

Pursuant to the provisions of 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: Kristin Mullikin at (850)921-5172. If you are 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: Kristin Mullikin at (850)921-5172 or kristin@volunteerflorida.org.

The **Governor's Commission on Volunteerism and Community Service (Volunteer Florida)** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, July 9, 2010, 8:00 a.m. – until all Committee business is complete

PLACE: Conference Call: 1(888)808-6959, Passcode: 1918015#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings as follows:

- 9:00 a.m. Volunteer Service
- 10:00 a.m. Legislative
- 11:00 a.m. Communications
- 1:00 p.m. Grants/AmeriCorps
- 2:00 p.m. Finance & Audit
- 3:00 p.m. Disability Outreach and Nominating Committee
- 4:00 p.m. Emergency Management
- 5:00 p.m. Executive

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)921-5172.

Pursuant to the provisions of 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: Kristin Mullikin at (850)921-5172. If you are 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: Kristin Mullikin at (850)921-5172 or kristin@volunteerflorida.org.

The **Governor's Commission on Volunteerism and Community Service (Volunteer Florida)** announces a public meeting to which all persons are invited.

DATES AND TIME: July 28-30, 2010, 8:00 a.m. – until all business is complete

PLACE: Bay Point Marriott, 4200 Marriott Drive, Panama City Beach, Florida 32408

GENERAL SUBJECT MATTER TO BE CONSIDERED: general business and annual meeting of the Commission.

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)921-5172 or kristin@volunteerflorida.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 days before the workshop/meeting by contacting: Kristin Mullikin at (850)921-5172 or kristin@volunteerflorida.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Kristin Mullikin at (850)921-5172 or kristin@volunteerflorida.org or visit our web site at: www.volunteerflorida.org.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 7, 2010, 1:30 p.m.

PLACE: Board of County Commissioners Meeting Room, County Courthouse, 207 Northeast 1st Street, Jasper, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Hamilton 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 **Northeast Florida Regional Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, July 8, 2010, Personnel, Budget and Finance Committee, 9:00 a.m.; Planning and Growth Management Committee, 8:30 a.m.; Full Board of Directors at 10:00 a.m.; Legislative Committee immediately following the Board Meeting.

PLACE: 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meetings.

The **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2010, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency on Bay Management.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Suzanne Cooper at (727)570-5151, ext. 32. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Suzanne Cooper at (727)570-5151, ext. 32.

WATER MANAGEMENT DISTRICTS

The **R. O. Ranch Inc.**, a non-profit corporation announces a public meeting to which all persons are invited.

DATE AND TIMES: July 1, 2010, Workshop, 3:00 p.m.; Board of Directors, 7:00 p.m.

PLACE: Suwannee River Water Management District Headquarters, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop and regular monthly Board of Directors meeting to discuss the development of equestrian facilities on Suwannee River Water management District properties.

A copy of the agenda may be obtained by contacting: Pennie Flickinger, Administrative Assistant at (386)362-1001 or pff@srwmd.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Pennie Flickinger, Administrative Assistant at (386)362-1001 or pff@srwmd.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Brian Kauffman, Facilities Director at (386)362-1001 or bck@srwmd.org.

The **Suwannee River Water Management District (District)** announces a public meeting to which all persons are invited.

DATE AND TIME: July 13, 2010, 9:00 a.m.

PLACE: District Headquarters, 9225 County Road 49, Live Oak, Florida 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board meeting to consider District business and conduct public hearings on regulatory and land acquisition matters. A workshop will follow the Board meeting.

A copy of the agenda may be obtained by contacting: Lisa Cheshire or Kristel Callahan at (386)362-1001 or 1(800)226-1066 (Florida Only) or on the District's website at www.mysuwanneeriver.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: Lisa Cheshire at (386)362-1001 or 1(800)226-1066 (Florida Only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 7, 2010, 9:00 a.m.

PLACE: Tampa Service Office, 7601 US Highway 301 North, Tampa, Florida 33537-6749

GENERAL SUBJECT MATTER TO BE CONSIDERED: Permit No. and Project Name: 20002923.011 City of North Port; 20003872.015 Thomas Ranch.

A copy of the agenda may be obtained by contacting: Patty McLeod, Southwest Florida Water Management District, PMO, 2379 Broad Street, Brooksville, FL 34609-6749.

Pursuant to the provisions of 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) or 1(800)231-6103, 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).

The **Southwest Florida Water Management District (SWFWMD)** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 7, 2010, 12:00 Noon

PLACE: Red Rose Inn, 2011 N. Wheeler Street, Plant City FL 33563

GENERAL SUBJECT MATTER TO BE CONSIDERED: Plant City Kiwanis Club: Discussion of the January 2010 freeze event. One or more Governing Board or Basin Board members may attend.

A copy of the agenda may be obtained by contacting: Lou Kavouras, Deputy Executive Director, at the email address and phone numbers below.

Pursuant to the provisions of 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 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4336 (Ad Order EXE0049).

The **Southwest Florida Water Management District (SWFWMD)** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, July 8, 2010, 1:30 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint Workshop of the Green Industry and Agricultural Advisory Committees: Consider proposed modifications to the SWFWMD water shortage rules.

A copy of the agenda may be obtained by contacting: Lou Kavouras, Deputy Executive Director, at the email address and phone numbers below.

Pursuant to the provisions of 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: Lou.Kavouras@watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4606. If you are 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: Lou.Kavouras@watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4606 (Ad Order EXE0048).

The **South Florida Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Special Governing Board Meeting, July 6, 2010, 10:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

Special Governing Board Meeting

DATE AND TIME: July 7, 2010, 10:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406 (All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members.

The Governing Board may take official action at the meeting on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The sole and exclusive purpose of the meeting is to conduct Attorney Client Sessions regarding pending District litigation.

A copy of the agenda may be obtained by contacting: Jacki McGorty at (561)682-2087 or at: https://my.sfwmd.gov/portal/page/portal/pg_grp_sfwmd_governingboard/pg_sfwmd_governingboard_agendasminutes.

Pursuant to the provisions of 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.

The **Water Resources Advisory Commission (WRAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2010, 9:00 a.m. – 4:00 p.m.
PLACE: SFWMD, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406
GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding water resources protection, water supply and flood protection 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, 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: The 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: July 16, 2010, 9:00 a.m.
PLACE: SFWMD, B-1, 3rd Floor, 3A Bridge Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406. Teleconference information: Local SFWMD at (561)682-6700, Nationwide Toll Free: 1(866)433-6299, Meeting ID #: 8939
GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes, to discuss a variety of Lake Belt issues.
A copy of the agenda may be obtained by contacting: Susan Brown at (561)682-2743, <http://www.sfwmd.gov/org/pld/proj/lakebelt/mitigcom.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 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 **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: August 12, 2010; October 14, 2010; 10:00 a.m. – 12:00 Noon (EST) (NOTE: The August meeting location has changed from what was originally noticed in the Vol. 36, No. 17, 4/30/10 publication of the F.A.W.)
PLACE: Regency Park Library, 9701 Little Road, New Port Richey, FL 34653
GENERAL SUBJECT MATTER TO BE CONSIDERED: Pasco & North Pinellas District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Lynn Penley, Department of Elder Affairs, 11351 Ulmerton Road, Ste. 110, Largo, Florida 33778, 1(888)831-0404 or email: penleyl@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 Penley at 1(888)831-0404. If you are 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 Penley, Department of Elder Affairs, 11351 Ulmerton Road, Ste 110, Largo, Florida 33778, 1(888)831-0404 or email: penleyl@elderaffairs.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATES AND TIME: June 24, 2010; July 22, 2010; August 26, 2010; September 23, 2010; October 28, 2010; November 25, 2010; December 23, 2010, 9:30 a.m. – 11:00 a.m.
PLACE: Agency for Health Care Administration, Building 3, Conference Room C, 2727 Mahan Drive, Tallahassee, FL 32308. Dial In Number: 1(888)808-6959, Conference Code: 8509227332. Those not able to attend in person may call the conference phone number (listed above).
GENERAL SUBJECT MATTER TO BE CONSIDERED: **This is an amendment to the previous Technical and Operational Issues. These issues are related to Health Plans.
A copy of the agenda may be obtained by contacting: Beth Kumar, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #50, Tallahassee, FL 32308, (850)412-4004.
Pursuant to the provisions of 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: Beth Kumar at (850)412-4004. If you are hearing

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

The **Agency for Health Care Administration**, Drug Utilization Review Board and Prescribing Pattern Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, August 7, 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 Mark.Gibson@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

The **Agency for Workforce Innovation** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 6, 2010, 2:00 p.m. – 3:30 p.m.

PLACE: Caldwell Building, Conference Room B49, 107 E. Madison Street, Tallahassee, Florida 32399; Conference Call: 1(888)808-6959, Conference Code: 9997256#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting of the Early Learning Information System, Project Steering Committee to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/Events/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 by contacting: Dianne Corbett at (850)245-7285. If you are 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 Workforce Innovation**, Unemployment Compensation Claims and Benefits Information System, Executive Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 14, 2010, 10:30 a.m. – 12:00 Noon

PLACE: Caldwell Building, Conference Room B49, 107 E. Madison Street, Tallahassee, Florida 32399; or by Conference Call: 1(888)808-6959, Conference Code:7532872126#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/Events/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 by contacting: Dianne Corbett at (850)245-7285. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Cosmetology** announces a public meeting to which all persons are invited.

DATES AND TIME: July 19-20, 2010, 9:00 a.m.

PLACE: Embassy Suites Hotel, 8250 Jamaican Court, Orlando, Florida 32819-9397, (407)345-8250

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-6096.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-6096. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-6096.

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, July 7, 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: The 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).

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 Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 7, 2010, 7:00 p.m. (EDT)

PLACE: Silver River State Park, Silver River Museum-Library, 1445 N. E. 58th Avenue, Ocala, Florida 34470

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion of the proposed management plan for Silver River State Park.

A copy of the agenda may be obtained by contacting: Mr. Bob LaMont, Park Manager at (352)236-7148 or email: Robert.LaMont@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: Mr. Bob LaMont at (352)236-7148. If you are 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: Silver River State Park or Mr. Bob LaMont, Park Manager (352)236-7148 or email: Robert.LaMont@dep.state.fl.us.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 8, 2010, 9:00 a.m. (EDT)

PLACE: Silver River State Park, Silver River Museum-Library, 1445 N. E. 58th Avenue, Ocala, Florida 34470

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion of the proposed management plan for Silver River State Park with the Advisory Group.

A copy of the agenda may be obtained by contacting: Mr. Bob LaMont, Park Manager at (352)236-7148 or email: Robert.LaMont@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: Mr. Bob LaMont, Park Manager at (352)236-7148 or email: Robert.LaMont@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Silver River State Park or Mr. Bob LaMont, Park Manager at (352)236-7148 or email: Robert.LaMont@dep.state.fl.us.

The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: Friday, July 9, 2010, 9:00 a.m. (CDT)

PLACE: Florida Department of Transportation, District Three Design Conference Room, 1074 Highway 90 East, Chipley, FL 32438

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comments on draft total maximum daily loads (TMDLs) for the impaired waters in the Choctawhatchee River basin, to be adopted in Rule 62-304.325, F.A.C. The TMDLs to be presented at the public workshop are dissolved oxygen TMDLs for Minnow Creek (WBID 130) and Sikes Creek (WBID 142). 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 June 30, 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 July 30, 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, FL 32399-2400, email: jan.mandrup-poulsen@dep.state.fl.us. This rule development has been given OGC case number 10-1869.

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 at (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 **Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, July 12, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4513843#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Oceans and Coastal Council will meet to further its duties under the Oceans and Coastal Resources Act.

A copy of the agenda may be obtained by contacting: Becky Prado by e-mail: rebecca.prado@dep.state.fl.us or by phone (850)245-2094, mail: 3900 Commonwealth Blvd., MS #235, 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: Becky Prado at rebecca.prado@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).

DEPARTMENT OF HEALTH

The **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Governor's Fitness Challenge Subcommittee, July 6, 2010, 1:30 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 2454479#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue the work outlined in Executive Order 07-52 and Executive Order 09-91. To review and discuss the Governor's Fitness Challenge and plan for the 2010-2011 school year-specific to subject matter.

A copy of the agenda may be obtained by contacting: Jenna Lockwood at (850)245-4259.

These are public meetings. If you would like to participate, have questions, or require further information, please contact: Jenna Lockwood at (850)245-4259 or FitnessCouncil@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 3 days before the workshop/meeting by contacting: Jenna Lockwood at (850)245-4259 or FitnessCouncil@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 **Correctional Medical Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959 (Toll Free), Conference Code: 5391969#; 4040 Esplanade Way, Building 4040, Room 301, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Correctional Medical Authority at (850)245-4557.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Correctional Medical Authority at (850)245-4557. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Correctional Medical Authority at (850)245-4557.

The **Board of Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, July 7, 2010, 12:00 Noon (EST)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454131#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131, ext. 3532 or www.Gwyn_Willis@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 5 days before the workshop/meeting by contacting: Gwyn Willis at (850)245-4131, ext. 3532 or www.Gwyn_Willis@doh.state.fl.us. If you are hearing or

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Medicine**, PCP South Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 9, 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: Karen Miller at (850)245-4640, ext. 8180 or email her at Karen_Miller2@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: Karen Miller at (850)245-4640, ext. 8180 or email her at Karen_Miller2@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**, Finance and Statistics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 16, 2010, 12:00 Noon (EST)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454131#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Finance and Statistics Committee.

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**, PCP North Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 23, 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 her at 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 her at 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).

The **Board of Medicine**, PCP South Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 20, 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: Karen Miller at (850)245-4640, ext. 8180 or email her at Karen_Miller2@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: Karen Miller at (850)245-4640, ext. 8180 or email her at Karen_Miller2@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**, PCP North Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 27, 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 her at 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 her at 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 Florida **Board of Nursing**, North Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 13, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454640#

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., 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: The Board Office. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The Florida **Board of Nursing**, South Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 15, 2010, 10:00 a.m. – 1:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2458182#

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., 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: The Board office. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Board of Optometry** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, July 8, 2010, 3:30 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9849329103#, Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sharon Guilford, Acting Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/optometry/index.html.

Pursuant to the provisions of 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: Sharon Guilford at 245-4444. If you are 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 **Board of Osteopathic Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, July 8, 2010, 2:00 p.m. or soon thereafter

PLACE: Conference Call: 1(888)808-6959; Conference Code: 6321783289#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4161.

Pursuant to the provisions of 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: Anthony Jusevitch at (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 Pharmacy**, Tripartite Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 28, 2010, 10:00 a.m. or shortly thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 5642037#

GENERAL SUBJECT MATTER TO BE CONSIDERED: general committee business.

A copy of the agenda may be obtained by contacting: Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, FL 32399-3254, (850)245-4292. The agenda will also be available one week prior to the meeting date at: www.doh.state.fl.us/mqa/pharmacy.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 13, 2010, 10:00 a.m. – 2:00 p.m.

PLACE: 1317 Winewood Blvd., Building 1 (Secretary George Sheldon’s Large Conference Room), Tallahassee, Florida. A Conference Call Number will be available for those unable to attend: 1(888)808-6959, Code: 4141328#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the second meeting of the Advisory Committee on Economic Security subcommittee to strengthen the safety net for Florida citizens. The subcommittee will further discuss the direction of the subcommittee and receive information on services available through the local Workforce Boards.

A copy of the agenda may be obtained by contacting: ACCESS Headquarter’s Office at (850)488-3169.

The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, July 10, 2010, 9:30 a.m. – 11:00 a.m.

PLACE: Pinellas Park Library, 7770 52nd Street North, Conference Room, Pinellas Park, Florida 33549

GENERAL SUBJECT MATTER TO BE CONSIDERED: Suncoast Region, Refugee Advisory Panel.

Pursuant to the provisions of 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 Blair at email: Janet_Blair@dcf.state.fl.us or Fax: (813)558-5598. If you are 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 Blair at (813)558-5841, email: Janet_Blair@dcf.state.fl.us or Fax: (813)558-5598; Taddese Fessehaye at email: Taddese_Fessehaye@dcf.state.fl.us.

The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, July 10, 2010, 10:00 a.m. – 11:30 a.m.

PLACE: Center for Language and Culture, Duval County Public Schools, 7401 Old Kings Road South, Jacksonville, Florida 32217

GENERAL SUBJECT MATTER TO BE CONSIDERED: Northeast Region, Refugee Advisory Panel.

Pursuant to the provisions of 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: Debbie Ansbacher at email: Debbie_Ansbacher@dcf.state.fl.us or Fax: (904)723-2144. If you are 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: Debbie Ansbacher at (904)726-1540, email: Debbie_Ansbacher@dcf.state.fl.us or Fax: (904)723-2144; Taddese Fessehayé at email: Taddese_Fessehayé@dcf.state.fl.us.

The **Department of Children and Families** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 29, 2010, 9:00 a.m. – 3:00 p.m.

PLACE: Department of Children and Families, Southeast Regional Offices, 1400 West Commercial Boulevard, Room 203, Fort Lauderdale, Florida 33039

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ad hoc committee of the Human Trafficking Task Force on Domestic Minor Sex Trafficking.

Pursuant to the provisions of 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: Donielle Manning by email: Donielle_Manning@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: Donielle Manning by (850)921-6136 or email: Donielle_Manning@dcf.state.fl.us.

The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 9, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Miami-Dade College, 300 N. E. 2nd Avenue, Building 3, Room 3208-09, Miami, Florida 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southern Region, Refugee Task Force.

Pursuant to the provisions of 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: Adria Dilme at email: Adria_Dilme@dcf.state.fl.us, Lourdes Leconte at email: Lourdes_Leconte@dcf.state.fl.us or Fax: (305)377-5399. If you are 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: Adria Dilme at (305)377-7518, email: Adria_Dilme@dcf.state.fl.us, Lourdes Leconte at (305)376-1947, email: Lourdes_Leconte@dcf.state.fl.us or Fax: (305)377-5399; Taddese Fessehayé at email: Taddese_Fessehayé@dcf.state.fl.us.

The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 12, 2010, 5:00 p.m. – 7:00 p.m.

PLACE: St. Thomas University HRI, 2112 South Congress Avenue, Palm Springs, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southeast Region, Refugee Advisory Panel.

Pursuant to the provisions of 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 at phone: (561)837-5022, email: Miriam_Rosario@dcf.state.fl.us or Fax: (561)837-5106; Taddese Fessehayé at email: Taddese_Fessehayé@dcf.state.fl.us.

The **Department of Children and Families, Division of Refugee Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 14, 2010, 1:30 p.m. – 3:30 p.m.

PLACE: Department of Children and Families, 5920 Arlington Expressway, Jacksonville, Florida 32211

GENERAL SUBJECT MATTER TO BE CONSIDERED: Northeast Region, Refugee Task Force.

Pursuant to the provisions of 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: Debbie Ansbacher at email: Debbie_Ansbacher@dcf.state.fl.us or Fax: (904)723-2144. If you are 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: Debbie Ansbacher at phone: (904)726-1540, email: Debbie_Ansbacher@dcf.state.fl.us or Fax: (904)723-2144; 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, July 13, 2010, 4:00 p.m.; Tuesday, July 27, 2010, 1:30 p.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 1st Review Committee meeting will be to discuss and answer any questions the Review Committee may have regarding the proposals submitted for RFQ 2010-07 for counseling services for the HFA Hardest Hit Fund Mortgage Intervention Strategy. The 2nd Review Committee meeting will be to evaluate, give scores and rank the proposals submitted in response to Florida Housing Finance Corporation’s Request for Qualifications 2010-07.

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.

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.

The **Florida Housing Finance Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 2, 2010, 10:00 a.m. – until adjourned

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4884197#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.

15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the July 2, 2010, telephone.

A copy of the agenda may be obtained by contacting: Sheila Freaney at (850)488-4197, sheila.freaney@floridahousing.org approximately 2 days before the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at (850)488-4197 or sheila.freaney@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.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: July 12, 2010, 6:00 p.m. – 9:00 p.m. (EDT) (5:00 p.m. – 8:00 p.m. (CDT) for the Panama City location)

PLACE: The public may access this workshop via voice-only line and video conference. Please RSVP to the Division of Marine Fisheries Management at (850)487-0554 to confirm a location or obtain instructions to join the meeting via the voice-only line. The public may access the video conference at the following locations:

Florida Fish and Wildlife Conservation Commission
 Berkeley Building
 2590 Executive Center Circle, East
 Tallahassee, FL 32301
 (850)487-0554

Northwest Regional Office
 3911 Hwy. 2321
 Panama City, FL 32409
 (850)265-3676

North Central Regional Office
 3377 E. US Hwy. 90
 Lake City, FL 32055
 (386)758-0525

Northeast Regional Office
 1239 S. W. 10th Street
 Ocala, FL 34471
 (352)732-1225

Southwest Regional Office
 3900 Drane Field Road
 Lakeland, FL 33811
 (863)648-3200

South Regional Office
 8535 Northlake Boulevard
 West Palm Beach, FL 33412
 (561)625-5122

Fish and Wildlife Research Institute
 100 Eighth Avenue, S. E.
 St. Petersburg, FL 33701
 (727)896-8626

South Florida Regional Lab
 Marathon Government Center
 2796 Overseas Highway
 Mile Marker 48.5
 Marathon, FL 33050
 (305)289-2330

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission is holding a video workshop to gather public testimony regarding potential rule changes for permit, pompano, and African pompano. The following regulations are also being considered for permit and pompano for extension into federal waters: the combined permit and pompano recreational bag limit of six fish, including one fish over 20 inches, the pompano and permit slot limit of 11-20 inches fork length, and allowable recreational gears. There will also be a discussion of spearfishing for permit in federal waters. For commercial regulations for permit, the changes being considered are establishing a commercial trip limit of 250 fish per day and allowing Pompano Endorsement holders to use allowable gears for pompano to catch permit inside the Pompano Endorsement Zone. The potential rule changes being considered for African pompano include extending the following state regulations into federal waters:

size limit, bag limit, and gear rules. There will also be a discussion of commercial harvest and spearfishing in federal waters for African pompano.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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

For more information, you may contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology (AEIT)** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 6, 2010, 1:00 p.m. – 3:00 p.m.

PLACE: Room 225A, 4030 Esplanade Way, Tallahassee, FL 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Services Strategic Plan – meeting of the technical workgroup to finalize questionnaire.

A copy of the agenda may be obtained by contacting: Damu Kuttikrishnan at Damu.Kuttikrishnan@aeit.myflorida.com or (850)410-2954.

Pursuant to the provisions of 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: Damu Kuttikrishnan at (850)410-2954. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA INSURANCE GUARANTY ASSOCIATION

The **Florida Insurance Guaranty Association**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 13, 2010, 2:00 p.m. (Eastern Time)

PLACE: Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet regarding the general business of the Association. The agenda will include but not limited to: Receiver's Report, Legal Report, Claims Report, Operation Report and Financial Report.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Cathy Irvin at (850)386-9200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

SUNSHINE STATE ONE CALL OF FLORIDA, INC.

The **Sunshine State One Call of Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: July 16, 2010, 10:00 a.m. – 12:00 Noon

PLACE: Conference Call: 1(888)808-6959, Conference Code: 6966852081#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To develop an agenda for the August 18-20, 2010 Strategic Planning, Committee and Board of Directors meetings.

The **City of Panama City Beach**, Florida announces a hearing to which all persons are invited.

DATE AND TIME: July 20, 2010, 6:00 p.m. – 7:30 p.m. (CT)

PLACE: Panama City Beach Senior Center, 423 Lyndell Lane, Panama City Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Public Hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements to Front Beach Road (SR 30/US 98A) in Bay County, Florida from SR 79 to its intersection with Hutchison Boulevard and North Thomas Drive. The proposed action involves reconstructing the roadway to provide access management measures, pedestrian and bicycle facilities, transit lanes with transit pullouts, turn lanes at major intersections, stormwater collection and retention, and aesthetic improvements such as landscaping, street lighting, and the relocation of utilities underground. This Public Hearing is being held as part of the Project Development and Environment Study conducted for this project, FIN # 426391-1-28-01.

Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990 should write to Mr. Greg Vaughn at the address or e-mail given below or call toll-free 1(866)940-7275. Special

accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the Public Hearing.

A copy of the agenda may be obtained by contacting: Mr. Greg Vaughn, Public Involvement Coordinator, PBS&J, 2639 North Monroe Street, Building C, Tallahassee, FL 32303, or via email at gavaughn@pbsj.com.

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

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Jacqueline Brown, In Re: Les Chateaux Des Rios, Inc., No.: 1, on April 14, 2010. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it cannot issue a statement concerning events that have already taken place; or where the petitioner has not provided a full and current set of governing documents.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Jane Somers, Gordon Gould and Richard Page, Petitioners/Unit Owners, In Re: Eastwood Shores Condominium No.: 4 Association, Inc., Docket No.: 2010027971 on May 24, 2010. The petition seeks the agency's opinion as to the applicability of Section 718.113(2)(c), Florida Statutes, as it applies to the petitioner.

Whether Eastwood Shores Condominium No. 4 Association, Inc. may install speed bumps without a vote of the unit owners under Section 718.113(2)(c), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Peter Klein, Petitioner/Unit Owner, In Re: Hamptons West Master Association, Inc., Docket No.: 2010027961. The petition seeks the agency's opinion as to the applicability of Section 718.111(12)(c), Florida Statutes; and Section 718.112(2)(a)2., Florida Statutes, as it applies to the petitioner.

Whether Hamptons West Master Association, Inc.'s rules limiting unit owner access to records are reasonable under Section 718.111(12)(c), Florida Statutes, and whether the rules limiting unit owner inquiries are reasonable under Section 718.112(2)(a)2., Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Legacy Dunes Condominium Association, Inc., Docket No.: 2010027999 on June 1, 2010. The petition seeks the agency's opinion as to the applicability of Section 718.111(12)(c), Florida Statutes as it applies to the petitioner.

Whether unopened ballots received by Legacy Dunes Condominium Association, Inc. for an election that was cancelled and rescheduled are official records open to unit owner inspection under Section 718.111(12)(c), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Gerald Luongo, Unit Owner, In Re: Silver Thatch Atlantic Condominium Association, Inc. on April 14, 2010. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it cannot issue a declaratory statement concerning events that have already taken place; or where there is a conflict in laws; or where the interpretation of a constitutional provision, as applied to the facts of this case, is required.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an order disposing of the petition for declaratory statement filed by Valerie Purpura, Unit Owner, In Re: Camden C Condominium Association, Inc. on March 12, 2010. The following is a summary of the agency's disposition of the petition:

The Division issued a Declaratory Statement and Ordered that Section 718.110(13), Florida Statutes, does not apply to unit owners in Camden C Condominium who did not consent to a 2004 amendment to article XI of the declaration restricting rental of units because the leasing restriction was adopted by a majority of owners before the statute's effective date.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Louis Rossman, Unit Owner, In Re: Boca View

Condominium Association, Inc. on April 8, 2010. The following is a summary of the agency's declination of the petition:

The Division declined to issue a Declaratory Statement as Petitioner withdrew the Petition for Declaratory Statement, therefore the Division closed its file.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Office of Insurance Regulation has declined to rule on the petition for declaratory statement filed by Safety-Net Hospital Alternative Risk Pool, LLC on March 12, 2010. The following is a summary of the agency's declination of the petition:

Safety-Net's Amended Petition for Declaratory Statement is Denied. Safety-Net's request that the Office issue a declaratory statement as to the applicability of Section 395.106, Florida Statutes, to the requirements of Sections 626.932 and 626.9325, Florida Statutes, is misdirected. The Office does not have authority over Section 395.106(3), Florida Statutes.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Amanda Hunter at Amanda.Hunter@flor.com.

Please refer all comments to: Amanda Hunter at Amanda.Hunter@flor.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

INVITATION TO BID

The Florida State University Facilities Purchasing will receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University
Facilities Maintenance, Purchasing
114F Mendenhall Building A
Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC30588-10
Reroofing Hoffman Laboratory

Purchasing Agent: B.J. Lewis, Facilities
Mandatory Site Visit: July 13, 2010, 10:00 a.m.
Location: Hoffman Laboratory Building

Special roofing prequalification submittal packages are to be turned in to the Architect at the time of the mandatory prebid meeting. The special prequalification submittal packages may be obtained from the Architect's office prior to the prebid meeting.

Public Bid Opening: July 22, 2010, 2:00 p.m.
FSU-Facilities Maintenance
969 Learning Way
125 Mendenhall, Building A
Tallahassee, Florida 32306-4150
Facilities Maintenance Purchasing

Bid Documents: Reroofing Hoffman Laboratory Building
Reroofing work at Hoffman Laboratory Building includes removing existing roofing and flashing system down to existing lightweight concrete deck. Prime and hot apply new temporary membrane/vapor barrier. Install new roof drains and additional new roof drains and cast iron piping. Install new tapered insulating lightweight concrete deck system with a minimum 1/4" per foot slope and a minimum average aged insulation value of R-20. Mechanically fasten a base sheet and torch applies a new two ply mineral surfaced modified bitumen membrane. The system would be installed to meet FM I -110 wind uplift requirements and have an UL Class "A" rating in compliance with Florida State University Standards, the current Florida Building Code and the Roofing Manufacturer's recommendations to provide a roofing manufacturer's 20 or 25 year NDL system warranty to include the lightweight concrete deck. The work also includes prefinished aluminum counterflashing, coping, edge metal, flashing, installing new pipe equipment stands, and painting the rooftop rusted steel equipment, existing equipment stands, doors, frame and hatches. Also limited exterior waterproofing and maintenance repair of the mechanical screen walls above the low slope roof surface.

Additive Alternate One: Install new prefinished aluminum coping on parapets.

Contact Person: Randy Lewis
Project Architect MLD Architects
211 John Knox Road, Suite 105
Tallahassee, Florida 32303

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

REGIONAL PLANNING COUNCILS

Brownfields Initiative Request for
Grant Writing Qualifications and Cost Proposal

I. Introduction

The Apalachee Regional Planning Council (ARPC) invites interested parties to submit statements of qualification and experience and a cost proposal to provide grant writing services and other grant related services. All work will be done on a task order basis. The ARPC is looking for a firm with documented and successful experience providing grant funding through the US EPA Brownfields program. Additionally, the ARPC is looking for a consultant to provide support in the identification of potential state and federal funding sources and resources available to redevelop the region's communities which are impacted by environmental issues and concerns.

The objectives of the ARPC are to complete the following:

- Identify and pursue federal and state Brownfields funding and resources.
- Submit an application for the next grant cycle for EPA Brownfields Assessment, Cleanup and/or Brownfields Cleanup Revolving Loan Fund.
- Encourage community involvement in the Brownfields process.

II. Scope of Work

The consultant will be expected to perform the following tasks on an as-needed basis:

1. Grant Preparation and Administration: The consultant may be asked to take the lead in grant application preparation with input and review by the ARPC. Included in this task

is the collection of data required in the grant application, meeting with existing community groups and assistance in the identification of potential properties or areas to be included in the application. Once grants have been awarded, the consultant will, with the ARPC's help and guidance, administer the grant.

2. Conduct public meetings and hearings to solicit community interest and provide educational information.
3. Create and facilitate a Brownfield Task Force (BTF) to review and recommend sites to be assessed and characterized.
4. Develop and implement effective methods of communicating information about the Brownfield program to the public (website, information sheets, mails, etc.).

III. Response Format/Evaluation Criteria

1. One (1) original and two (2) copies of the statements of qualifications and experience shall be submitted. The submittal shall be no longer than 12 pages and shall include the information outlined below. The minimum font size shall be 11 pitch with margins of at least 1/2 inch. To ensure fair and equitable evaluation, proposals must be organized into the following separate sections.
 - (a) History of the firm's experience providing Brownfields services as described herein.
 - (b) Experience and capacity to perform requested services.
 - (c) Number of successful grant awards and dollar amount of awards for the types of grants listed above over the past three years for clients in Florida.
2. The response shall include a summary of the following:
 - (d) History of the firm's experience providing Brownfields services as described herein.
 - (e) Brownfields grant application and administration experience/capacity.
 - (f) Description of the firm's organizational structure and the names and experience of key individuals including professional registrations and experience working with the US EPA and FDEP.
 - (g) Disclosure of any potential conflicts of interest.

IV. References

The response shall include at least three (3) references for similar services that have been provided by your firm and the dates of service. Please include the reference name, company, and phone number. Also include a description of the services and key personnel that were involved in the project.

V. Proposed Methodology

Include a description of the relevant services provided by your firm. Finally, include a concise statement of why your firm should be selected by the ARPC.

VI. Selection Criteria

- (a) The responding firms will be evaluated on the following criteria.
 - (h) Experience and ability to complete the work.
 - (i) Demonstrated Brownfields experience of successful grant writing and administration along with a demonstrated ability to work with US EPA and FDEP.
 - (j) Approach and understanding of the scope of work.
 - (k) Proven track record of community engagement.
 - (l) Cost will be evaluated but not the overall driving selection criteria. Experience and success of past grant submittals will be key selection criteria.

Oral presentations to the ARPC may be requested. The request for an oral presentation shall in no way constitute acceptance or imply that an agreement is pending. The ARPC reserves the right to award this opportunity based on the initial RFQ response without oral presentations. The ARPC reserves the right to reject any and all responses. Firms not selected will be notified in writing by the ARPC.

VII. Delivery Address and Deadline

Responses to this RFQ should be delivered to: Bruce Ballister, Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, FL 32424. The submittal deadline is 4:00 p.m. (CDT), July 15, 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 XII Miscellaneous

DEPARTMENT OF EDUCATION

CALL FOR APPLICATIONS – UNIVERSITY OF FLORIDA'S CONSTRUCTION MENTORING INITIATIVE
The University of Florida Small Business Enterprise Construction Contracting Program (SBECCP) Mentoring Initiative Steering Committee announces a call for applications

from potential mentors and potential protégés for participation in the University of Florida’s Construction Mentoring Initiative. The Steering committee will review submitted applications meeting the criteria for submission in order to make a decision regarding firms that will be selected to participate in this year’s (FY 2010-2011) initiative. The committee is expanding the mentoring initiative this time to include the selection of a non-construction related mentor/protégé pairing (e.g. commodities to commodities or commodities to services pairing) and selection of one or more pairs of A/E firms for participation in this initiative. Firms wishing to be considered for participation in the University of Florida’s Construction Mentoring Initiative should complete an application and submit it no later than July 30, 2010, to the following:

University of Florida
 Small Business and Vendor Diversity Relations
 109 Elmore Hall, P. O. Box 115250
 Gainesville, FL 32611-5250

This initiative is designed to promote small business development, enhance business knowledge and experience, foster increased business capacity, and provide small businesses access to opportunities at the University of Florida. An event to kickoff this phase of the Mentoring Initiative will take place on July 14, 2010 at the University of Florida’s Eastside Campus, in the Sunshine Skyway Conference Room, 2008 N. E. Waldo Road, Building 1603, Gainesville, Florida 32609. Firms planning to attend this event should RSVP to: Ms. Darlean Manning, Small Business and Vendor Diversity Relations Division at (352)392-0380 or e-mail: dmanning@ufl.edu.

Additional information regarding the Mentoring Initiative, including criteria for submission, may be obtained by accessing the Small Business and Vendor Diversity Division’s website: www.sbvdr.admin.ufl.edu or by contacting: Small Business and Vendor Diversity Relations Division at (352)392-0380, SBVDR@admin.ufl.edu.

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AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for Hospital Beds and Facilities batching cycle with an application due date of March 10, 2010:

County: Pasco	Service District: 5
CON # 10074	Decision Date: 6/11/2010
Decision: A	
Facility/Project: Community Hospital	
Applicant: New Port Richey Hospital, Inc.	
Project Description: Establish a 46-bed adult inpatient psychiatric hospital	
Approved Cost: \$6,158,000.00	
County: Hillsborough	Service District: 6
CON # 10075	Decision Date: 6/11/2010
Decision: A	
Facility/Project: Ten Broeck Children’s, Inc.	
Applicant: Ten Broeck Children’s, Inc.	
Project Description: Establish a 10 bed child/adolescent inpatient psychiatric hospital	
Approved Cost: \$8,242,897.00	

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On June 14, 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 Oscar R. Gonzalez, M.D.

License #ME 13260. 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 June 11, 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 Gregory Frank Saric, M.D. License #ME 75719. 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 June 15, 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 Richard Dale Baxter, R.N. License #RN 9230262. 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 June 10, 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 Lejoyea Kenyotta Fields, C.N.A. License #CNA 135158. 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 June 9, 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 Marquetta F. Harris, C.N.A. License #CNA 139893. 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 June 15, 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 Brett Haliday Melton, L.P.N License #PN 5150080. 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 June 15, 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 Amy Rainbolt, R.N. License #RN 9259215. 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.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE TO ALL POLICYHOLDERS, CREDITORS AND CLAIMANTS HAVING BUSINESS WITH MAGNOLIA INSURANCE COMPANY

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 2010-CA-1522

In Re: The Receivership of MAGNOLIA INSURANCE COMPANY, a Florida corporation.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH MAGNOLIA INSURANCE COMPANY

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 30th day of April, 2010, the Department of Financial Services of the State of Florida was appointed as Receiver of MAGNOLIA INSURANCE COMPANY and was ordered to liquidate the assets located in Florida of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of MAGNOLIA INSURANCE COMPANY, shall present such claims to the Receiver on or before 11:59:59 p.m. on Monday, May 2, 2011, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for MAGNOLIA INSURANCE COMPANY, Post Office Box 110, Tallahassee, Florida 32302-0110. Additional information may be found at: www.floridainsurancereceiver.org.

Section XIII
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN June 7, 2010
 and June 11, 2010**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF LEGAL AFFAIRS
Division of Victim Services and Criminal Justice Programs

2A-2.002	6/11/2010	7/1/2010	36/18	
2A-2.013	6/11/2010	7/1/2010	36/18	
2A-2.014	6/11/2010	7/1/2010	36/18	

DEPARTMENT OF REVENUE

12-6.0015	6/8/2010	6/28/2010	36/14	
12-16.005	6/8/2010	6/28/2010	36/14	
12-18.004	6/8/2010	6/28/2010	36/14	
12-19.005	6/8/2010	6/28/2010	36/14	
12-24.003	6/8/2010	6/28/2010	36/14	
12-24.011	6/8/2010	6/28/2010	36/14	

Sales and Use Tax

12A-1.060	6/8/2010	6/28/2010	36/14	
12A-1.060	6/8/2010	6/28/2010	36/14	
12A-1.061	6/8/2010	6/28/2010	36/14	
12A-1.097	6/8/2010	6/28/2010	36/14	
12A-19.071	6/8/2010	6/28/2010	36/14	
12A-19.100	6/8/2010	6/28/2010	36/14	
12A-19.100	6/8/2010	6/28/2010	36/14	

Miscellaneous Tax

12B-4.003	6/8/2010	6/28/2010	36/14	
12B-8.0016	6/8/2010	6/28/2010	36/14	

Corporate, Estate and Intangible Tax

12C-1.013	6/8/2010	6/28/2010	36/14	
12C-1.051	6/8/2010	6/28/2010	36/14	
12C-3.008	6/8/2010	6/28/2010	36/14	

PUBLIC SERVICE COMMISSION

25-22.061	6/7/2010	6/27/2010	36/13	
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DEPARTMENT OF CORRECTIONS

33-601.800	6/8/2010	6/28/2010	36/18	
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WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

40D-1.607	6/10/2010	6/30/2010	35/34	35/41
40D-2.091	6/10/2010	6/30/2010	36/15	36/18
40D-2.301	6/10/2010	6/30/2010	35/52	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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40D-2.321	6/10/2010	6/30/2010	35/43	36/18
40D-2.322	6/10/2010	6/30/2010	35/34	36/09

South Florida Water Management District

40E-4.091	6/11/2010	7/1/2010	36/10	36/17
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AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

59G-4.300	6/10/2010	6/30/2010	36/10	36/18
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

61C-4.023	6/10/2010	6/30/2010	36/16	
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Electrical Contractors' Licensing Board

61G6-8.001	6/9/2010	6/29/2010	36/10	
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-204.800	6/11/2010	7/1/2010	36/17	
62-730.030	6/8/2010	6/28/2010	36/15	
62-730.160	6/8/2010	6/28/2010	36/15	

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

64B17-3.002	6/9/2010	6/29/2010	36/12	
64B17-7.001	6/10/2010	6/30/2010	36/18	
64B17-9.001	6/10/2010	6/30/2010	36/18	

Board of Athletic Training

64B33-5.001	6/10/2010	6/30/2010	36/17	
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Division of Family Health Services

64F-16.006	6/10/2010	6/30/2010	35/47	36/17
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

65A-1.205	6/11/2010	7/1/2010	36/13	36/20
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FISH AND WILDLIFE CONSERVATION COMMISSION

68-1.003	6/10/2010	6/30/2010	36/02	36/19
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Marine Fisheries

68B-56.002	6/11/2010	7/1/2010	36/12	
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