

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Florida Nursery Stock and Certification Fees

RULE CHAPTER NO.: 5B-2

RULE TITLES: Registering with the Division
Certificates of Inspection (Tags)
Special Inspection and Certification Fees

RULE NOS.: 5B-2.002
5B-2.004
5B-2.010

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15) and 120.55(1)(a)4., F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: These rules are amended to incorporate by reference Division forms which impose a requirement or solicit information not specifically required by statute.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(3),(8) FS.

LAW IMPLEMENTED: 581.031(8),(14),(21),(23), 581.131, 581.141 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-2.002 Registering with the Division.

Every nurseryman, stock dealer, plant broker, and agent shall register with the division before moving, distributing or offering nursery stock for sale. All aquatic plants offered for sale or distribution at the retail level, seeds, lawn and pasture grasses, cut flowers, cut fern, and cut foliage (greens) not for

propagation are specifically exempted from nursery stock classification for registration purposes, when apparently free from injurious plant pests.

(1) NURSERY REGISTRATION REQUIREMENTS.

(a) Application for registration of nurseries shall be made upon a form, DACS-08004 PI-4, revised 5/99 ~~8/94~~, incorporated herein by reference, to be furnished by the division, which shall contain provisions with which the applicant must comply, and must be signed by the applicant or applicant's representative. Application form DACS-08004, revised 5/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08004, Application for Certificate of Registration, may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(b) through (h) No change.

(2) STOCK DEALERS, PLANT BROKERS, AND AGENTS. Stock dealers, plant brokers, and agents shall comply with the following stipulations to meet certification requirements:

(a) Those persons who desire to apply for certification and registration as a stock dealer, plant broker, or agent may make application by completing division form DACS-08004, revised 5/99 PI-4. This application form should be filed with the division thirty (30) days prior to the date the stock dealer, plant broker, or agent desires to begin operation. The completed application shall be accompanied by payment of the fee as designated in 5B-2.002(2)(e); Application form DACS-08004, revised 5/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08004, Application for Certificate of Registration, may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(b) All annual renewal documents for certificate of registration shall be returned not later than the anniversary date of the certificate being renewed, and accompanied by the appropriate fee;

(c) Stock dealers with more than one outlet supplied with nursery stock from a central location may register outlets by listing or attaching a list of outlets, with complete mailing address and geographical location, to the application or document for renewal form (DACS-08004, revised 5/99 PI-4 or DACS-08022, revised 5/99 PI-22 and remitting of the total fee payment for all outlets to be registered. Application form DACS-08004, revised 5/99, and Application for Renewal of Nursery Stock Dealer's Certificate of Registration form, DACS-08022, revised 5/99, are supplied by the division for this purpose and are incorporated herein by reference. Copies of DACS-08004 and DACS-08022, may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100

(d) through (g) No change.

Specific Authority 570.07(23), 581.031(1) FS. Law Implemented 581.131, 581.141 FS. History--Amended 12-31-74, 6-24-75, 3-25-79, 6-15-81, 10-28-85, Formerly 5B-2.02, Amended 5-17-92, 6-7-95, 11-29-95,_____.

5B-2.004 Certificates of Inspection (Tags).

Any person properly registered with the division as a nursery, stock dealer, plant broker, agent, or any person obtaining inspection services from the division may apply for authorization to print, or have printed, certificates of inspection (tags). Application form DACS-08086 PI-86, revised 12/99 7/94, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08086 PI-86, Request For Authorization To Print Certificates (Tags) of Inspection, may be obtained from the Division of Plant Industry, Bureau of Plant Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. Upon review of the application, the division may authorize reproduction of designated quantities of certificates by the applicant. These certificates may be imprinted on waybills, bills of lading, separately, or as rubber stamps. The cost of reproduction is solely that of the registrant and shall in no way be considered the responsibility of the division. The division may revoke or suspend certificates for cause, whereupon at the request of the division all certificates, tags and rubber stamps previously approved by the division shall be relinquished to the division. Special Inspection Certificate Receipt, DACS-08222, revised 12/99, shall be completed on all certificates, tags and rubber stamps that are relinquished to the division. Copies of DACS-08222 may be obtained from the Division of Plant Industry, Bureau of Plant & Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(1) GENERAL NURSERY STOCK INSPECTION TAG CERTIFICATES OF INSPECTION (TAGS) FOR NURSERY STOCK SHALL BE REQUIRED:

- (a) On each movement or shipment of nursery stock intended for resale within the state.
- (b) On all nursery stock moving out of state.
- (c) On every separate package, bundle, box, container, or individual shipment of nursery stock shipped by mail, express, common carrier, etc., whether in-state or out-of-state.
- (d) For citrus nursery stock sold or distributed directly to Florida consumers for use as ornamental or dooryard plantings. General Nursery Stock Inspection Tag, DACS-08011, revised 11/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08011, General Nursery Stock Inspection Tags, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(2) USE OF CERTIFICATES OF INSPECTION (TAGS) FOR NURSERY STOCK:

(a) Applicants shall not use or permit to be used any certificate of inspection (tag or rubber stamp) for movement of nursery stock other than that certified by the division.

(b) Applicant may use his certificate of inspection (tag or rubber stamp) on nursery stock obtained from other sources which are registered or certified by the department except for nematode certificates.

(c) All certificates issued or authorized by the division shall remain the property of the division until used or expired.

(d) Alteration or reuse of any certificate issued by or authorized by the division is prohibited.

(e) Printing or duplication of any certificate issued by the division is prohibited without prior written permission by the division for each printing or duplication.

(f) Certificates of inspection (tags) must be dated for validation.

(3) USE OF NEMATODE CERTIFICATES FOR SHIPMENTS TO OTHER STATES:

(a) Use of nematode certificates (DACS-08048 PI-48, revised 8/99 4/94, DACS-08049 PI-49, Revised 7/99 4/94, and DACS-08130 PI-130, Revised 6/99 4/94), incorporated herein by reference, for movement of plants, plant parts, or other regulated articles, not approved for use by the certified source is prohibited. Copies of DACS-08048 PI-48, DACS-08049 PI-49, and DACS-08130 PI-130 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(b) Nematode certificates (DACS-08048 PI-48, DACS-08049 PI-49, and DACS-08130 PI-130) shall not be issued to stock dealers, plant brokers or agents, except individual shipments may be certified when the shipments meet the requirements of the nematode certificate.

~~(c) All citrus nursery stock meeting the requirements of Rule Chapter 5B-44, Florida Administrative Code, that is being moved into or within 100 feet of a commercial citrus grove, commercial citrus nursery, or commercial citrus nursery site, shall be accompanied by a citrus nursery stock inspection certificate (tag) (PI-38, Revised 3/93), incorporated herein by reference. A copy of this citrus nursery stock inspection certificate (tag) shall be retained by the seller for a period of three (3) years and made available to the department on demand. Copies of PI-38 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.~~

~~(c)(d)~~ Plants from a nematode certified nursery shall not be moved under the nematode certification of another nursery. Shipments of nematode certified nursery stock shall be accompanied by the producing nursery's nematode certificate.

(d) A California Nematode Certification Checkoff List, DACS-08220, revised 7/99, shall be completed by an authorized representative of the department to document the nursery's compliance with California's nematode regulations.

California Nematode Certification Checkoff List, DACS-08220, revised 7/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08220, California Nematode Certification Checkoff List, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(23), 581.031(1),(3),(8) FS. Law Implemented 581.031(21), 581.131 FS. History—Amended 6-26-55, Repromulgated 12-31-74, Amended 6-15-81, 10-28-85, Formerly 5B-2.04, Amended 7-28-86, 5-17-92, 6-7-95, 10-8-96, _____.

5B-2.010 Special Inspection and Certification Fees.

Special inspection and certification services that may be provided by the division, when requested by farmers, growers or other interested parties may include special treatments, special pest identifications, special plant identifications, special investigations, and special regulatory activities not otherwise specifically provided for by Chapter 581, Florida Statutes. Governmental agencies requesting special inspections or permits for research purposes shall be exempt from fees. The prescribed fees for these special inspections and certifications shall be as follows:

Type of Certification	Charge	Form
Inspection and State of Origin Certificate, Phytosanitary Export certificate, Phytosanitary Reexport, and	Mileage ¹ and \$35 minimum per inspection or, Mileage and \$25 minimum per certificate issued based on other support documents (fruit and vegetable manifest, etc)	<u>DACS-08014³, Phytosanitary Export Certificate, revised 10/99.</u> <u>DACS-08050³ Inspection and State of Origin Certificate, revised 7/99.</u>
Other special inspections. ²	<u>Mileage¹ and \$35 minimum per inspection or, Mileage and \$25 minimum per certificate issued based on other support documents (fruit and vegetable manifest, etc)</u>	<u>DACS-08211³, Blueberry Certificate, revised 8/99.</u> <u>DACS-08212³, Apple Maggot Certificate, revised 8/99.</u> <u>DACS-08046³, Mamey Stamp, revised 5/99.</u> <u>DACS-08213³, Caribfly Fumigation Certificate, revised 10/99.</u> <u>DACS-08240³, Cold Treatment-California Caribbean Fruit Fly Quarantine, revised 12/99.</u> <u>DACS-08221³, California Hydrilla Quarantine, revised 12/99.</u>
Phytosanitary Export Certificate noncommercial (homeowner plants or homeowner plant products), and Temporary Certificate of Inspection.	Mileage ¹ and \$15 minimum per inspection.	<u>DACS-08014³, Phytosanitary Export Certificate, revised 10/99.</u> <u>DACS-08010³, Temporary Certificate of Inspection, revised 7/99.</u>
Cut flower, cut fern.	\$5 per acre per crop inspection plus mileage, \$15 minimum, \$460 maximum.	<u>DACS-08289³, Certificate for Cut Foliage, Flowers & Aquatic Plants, revised 1/99.</u>
Import inspection for commercial shipments of plants or plant products	Mileage ¹ and \$35 per hour per inspector from time of arrival to departure, \$35 minimum.	<u>DACS-08001³, Nursery, Stockdealer & Special Inspection Report, revised 9/99.</u>

Growing season field inspection of bulbs, seed, vegetable and tobacco transplants.	\$5 per acre per crop inspection plus mileage, \$15 minimum, \$460 maximum.	DACS-08159³, Growing Season Inspection Report, revised 11/99. DACS-08237³, Vegetable Inspection Report, revised 10/99.
Witnessing budwood or graftwood cutting.	Mileage ¹ and \$5 per 1000 budeyes cut, \$10 minimum, \$25 maximum.	DACS-08172³, Source Tree Bud Cutting Report, revised 10/99. DACS-08111, Certification to Witness Registered Budwood, revised 7/99.
Vegetable transplants, aquatic and annual (bedding) plants (greenhouse, hotbeds, or other growing units).	Mileage ¹ and \$15 minimum for first 10,000 square feet of growing unit space or less and \$2 per 1,000 square feet of additional growing space per inspection.	DACS-08237³, Vegetable Inspection Report, revised 10/99. DACS 08289³, Certificate for Cut Foliage, Flowers & Aquatic Plants, revised 1/99. DACS-08290³, Tomato/Tobacco Plant Certificate, revised 3/99.
Nematode Certification.	Mileage ¹ and \$20 per sample	DACS-08038³, Citrus Nursery Stock Inspection Tag, revised 7/99. DACS-08048³, Burrowing Nematode Certificate, revised 8/99. DACS-08049³, Nematode Certificate of Inspection for Shipping Nursery Stock to California, revised 7/99. DACS-08130³, Reniform Nematode Certificate, revised 6/99. DACS-08270³, Consolidation Declaration For Florida, revised 12/99.
Fumigation services.	\$150 per fumigation of loads 40 cu. ft. or less, \$240 per fumigation of loads exceeding 40 cu.ft.	DACS-08207³, Request for Fumigation, revised 10/99. DACS-08099³, Certificate of Treatment, revised 1/00.
Irradiation treatment.	\$200 minimum, \$500 per hour.	
Special diagnostic fees Entomolgy	\$40 per sample	DACS-08074³, Entomolgy Specimen Identification, revised 11/99.
Plant Pathology Disease specimens	\$40 per sample.	DACS-08079³, Plant Pathology Specimen Report, revised 1/00.
Lettuce mosaic samples	\$80 per sample (\$160 if found positive).	
Nematology Roots and soil	\$20 per sample	DACS-08077³, Nematology Specimen Report, revised 9/99.

Caribbean fruit fly protocol participation	\$3.50 per acre per month	<u>DACS-08161³, Application for Participation, revised 12/99.</u> <u>DACS-08233³, Caribfly Certification Program-Establishment of McPhail Traps.</u>
Grades and Standards regrading inspections 1 – 50 plants 51 – 100 plants 101 – 200 plants 201 – 300 plants 301 – 400 plants 401 – 500 plants 501 – 1000 plants Over 1000 plants	Mileage ¹ and \$25 Mileage ¹ and \$50 Mileage ¹ and \$75 Mileage ¹ and \$100 Mileage ¹ and \$125 Mileage ¹ and \$150 Mileage ¹ and \$200 Mileage ¹ and \$250	<u>DACS-08228³, Grades & Standards – Regrading Inspection Report, revised 10/99.</u>
Permits for importing regulated organisms.	\$10 per species not to exceed \$50 per permit.	<u>DACS-08208³, Application and Permit to Move Regulated Organisms, revised 01/00.</u>

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Plant Quarantine and Certification RULE CHAPTER NO.: 5B-3

Entry Requirements RULE NOS.: 5B-3.003

RULE TITLES: Requirements for the Interstate Movement of Nursery Stock and Other Plant Products 5B-3.003
Quarantine Action 5B-3.0038

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15) and 120.55(1)(a)4., F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: Forms DACS-08003, Report of Plant and Plant Material In Transit; DACS-08083, Application and Special Permit To Import Sugarcane; DACS-08084, Application to Introduce Citrus Plants and Citrus Plant Parts; DACS-08029, Agreement For Destruction, Forfeiture, or Return of Plants and/or Plant Parts; and DACS-08081, Agreement For Chemical Treatment, are filed by reference in these rules.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(4),(5) FS.
LAW IMPLEMENTED: 581.031(7), 581.083, 581.101, 581.182 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000
PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-3.003 Requirements for the Interstate Movement of Nursery Stock and Other Plants and Plant Products.

Any person, nurseryman, stock dealer, agent, or plant broker doing business outside the State of Florida who desires to ship into this state nursery stock and other plants and plant products from any state, U. S. possession, territory, or district of the United States, shall comply with the following regulations:

- (1) through (3) No change.
- (4) A Report of Plant and Plant Material In Transit, DACS-08003, revised 10/99, will be completed on any shipment of nursery stock or other plants or plant products entering Florida that is subject to additional inspection upon reaching its destination. Report of Plant and Plant Material In Transit form, DACS-08003, revised 10/99, is supplied by the

division for this purpose and is incorporated herein by reference. Copies of DACS-08003, Report of Plant and Plant Material In Transit, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100.

(5) No change.

(6) The movement of propagative parts of sugarcane into the State of Florida is prohibited unless accompanied by a special permit issued by the department. A special permit may be requested by completing An Application for Special Permit to Import Sugarcane, DACS-08083, revised 10/99, and submitting it to the division director. Special Permit to Import Sugarcane, DACS-08083, revised 10/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of An Application for Special Permit to Import Sugarcane, may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100. Sorghum seed is exempt from this requirement provided it is apparently free from plant pests.

(7) It is unlawful for any person to introduce into this state from another state, territory, or foreign country any citrus plant or citrus plant product or propagation therefrom without a permit issued by the department, unless specifically excluded by the rules of the department. A permit may be requested by completing An Application to Introduce Citrus Plants and Citrus Plant Parts, DACS-08084, revised 3/86, and submitting it to the division director. Application to Introduce Citrus Plants and Citrus Plant Parts, DACS-08084, revised 3/86, is supplied by the division for this purpose and is incorporated herein by reference. Copies of An Application to Introduce Citrus Plants and Citrus Plant Parts, may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100. Any such citrus plant or citrus plant product or propagation therefrom introduced into the state from another state, territory, or foreign country without a permit issued by the department, or any plants propagated thereafter from such materials, are unlawful and declared to be contraband and shall be confiscated and destroyed. No compensation shall be allowed for any plant, product, or propagation confiscated and destroyed pursuant to this section.

Specific Authority 570.07(23), 581.031(1),(4),(5) FS. Law Implemented 581.031, 581.182 FS. History—New 3-16-92, Amended 7-2-95, 4-1-97, _____.

5B-3.0038 Quarantine Action.

(1) Plant pests not known to occur in the state of Florida. Plants and plant products which do not meet Florida regulations or are found to be infested or infected with, or exposed to a plant pest not known to be established in the state shall be subject to being refused entry, returned to the owner, quarantined, treated, or destroyed as specified by the department, or destroyed or treated by an authorized representative of the department. The destruction, quarantine, treatment, or return of a shipment shall be under the direction

of an authorized representative of the department and at the expense of the owner. Payment to the department for such expense shall be required before shipping can resume. An Agreement For Destruction, Forfeiture, or Return of Plants and/or Plant Parts, DACS-08029, revised 7/99, will be completed on all shipments requiring regulatory action. Agreement For Destruction, Forfeiture, or Return of Plants and/or Plant Parts form, DACS-08029, revised 7/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08003, Report of Plant and Plant Material In Transit, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. The following are examples of plant pests that would require immediate quarantine action:

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

(2) Plant pests of limited distribution in the state of Florida. Plants and plant products found infested or infected with or exposed to a plant pest of limited distribution in the state shall subject to immediate quarantine action and will not be eligible for certification until treated as prescribed by the department and released from quarantine. An Agreement for Chemical Treatment, DACS-08081, revised 10/99, may be required for plants and plant products requiring treatment. An Agreement for Chemical Treatment form, DACS-08081, revised 10/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08081, An Agreement for Chemical Treatment, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. The following are examples of plant pests that would require immediate quarantine action:

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

(3) Common Plant Pests. All nursery stock and other plants and plant products found infested or infected with a common plant pest shall be subject to immediate quarantine action when the population of the plant pest is adversely affecting the plant or plant product. The plant or plant product will not be eligible for certification until treated as prescribed by the department and released from quarantine. An Agreement for Chemical Treatment, DACS-08081, revised 10/99, may be required for plants and plant products requiring treatment.

Specific Authority 570.07(23), 581.031(4), 581.101 FS. Law Implemented 581.031(7), 581.083, 581.101 FS. History—New 4-1-97, Amended _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Oak Wilt Disease	5B-26
RULE TITLE:	RULE NO.:
Interstate Movement	5B-26.007

PURPOSE AND EFFECT: The purpose is to bring this rule in compliance with Section 120.55(1)(a)4., F.S., by adopting by reference the Master Permit Form, DACS-08047, Revised 11/99, and supplying an address where the form can be obtained.

SUBJECT AREA TO BE ADDRESSED: Amends Rule 5B-26.007 by adopting by reference the Master Permit, DACS-08047, Revised 11/99, which is required for host plants of oak wilt disease to enter the state.

SPECIFIC AUTHORITY: 570.07(23), 581.031(4) FS.

LAW IMPLEMENTED: 581.031(4),(15),(20), 581.083 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-26.007 Interstate Movement.

(1) The movement of oak wilt disease or host plants into the state from an infested or regulated area is prohibited except by master permit (DACS-08047, Revised 11/99)~~(PI-204)~~ issued by the director. Master Permit (DACS-08047, Revised 11/99) ~~(PI-204), effective 10-18-90, is attached hereto and is incorporated in this rule by reference. Copies of the form may be obtained from the Division of Plant Industry, P. O. Box 147100 +269, Gainesville, Florida 32614-7100 32602.~~ Oak wilt disease or any host plant or part thereof may enter the state of Florida for research purposes provided prior written permission from the director is obtained.

(2) through (4) No change.

Specific Authority 570.07(23), 581.031(4) FS. Law Implemented 581.031(4),(15),(20), 581.083 FS. History--New 10-18-90, Amended

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Saint Augustine Decline

RULE TITLE: Interstate Movement

RULE CHAPTER NO.: 5B-36

RULE NO.: 5B-36.005

PURPOSE AND EFFECT: The purpose is to bring this rule in compliance with Section 120.55(1)(a)4., F.S., by adopting by reference the Master Permit Form, DACS-08047, Revised 11/99, and supplying an address where the form can be obtained.

SUBJECT AREA TO BE ADDRESSED: Amends Rule 5B-36.005 by adopting by reference the Master Permit, DACS-08047, Revised 11/99, which is required for host plants of Saint Augustine Decline to enter the state.

SPECIFIC AUTHORITY: 570.07(13),(23) FS.

LAW IMPLEMENTED: 581.031(4),(5),(15),(20) FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-36.005 Interstate Movement.

(1) The movement of Saint Augustine Decline disease, strains or isolates of Saint Augustine Decline virus or centipede grass mosaic virus, or any host plant or part thereof, including regulated articles, into the state from an infested or regulated area is prohibited unless such shipments are made in accordance with the provisions of this rule chapter.

(a) Saint Augustine Decline disease may not enter the state for research purposes unless prior written permission is obtained from the director of the Division of Plant Industry. In evaluating each such request, the department shall consider the possible risks and benefits of the proposed research project.

(b) Host plants from an infested or regulated area may enter Florida under one of the following conditions:

1. Issuance of a master permit, DACS-08047 PI-230, Revised 11/99, effective 12/92, incorporated herein by reference, by the director. Copies of DACS-08047 PI-230 may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100. Master Permit applicants shall be required to agree to each condition set forth in the permit form. If granted, the master permit shall permit the department of agriculture in the state of origin to authorize shipment of regulated articles into Florida subject to the requirements and conditions of the master permit.

2. Issuance of a certificate accompanying each shipment and bearing the signature of an inspector of the state of origin certifying and stating that the host plants were produced in an area free of Saint Augustine Decline disease, and have been inspected during a period of active growth and found to be free of Saint Augustine Decline disease.

(2) through (3) No change.

Specific Authority 570.07(13),(23) FS. Law Implemented 581.031(4),(5),(15),(20) FS. History–New 12-24-71, Repromulgated 12-31-74, Formerly 5B-36.05, Amended 5-13-93,_____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Lettuce Mosaic
RULE CHAPTER NO.: 5B-38

RULE TITLE: Certification Requirements
RULE NO.: 5B-38.006

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15), F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule.

SUBJECT AREA TO BE ADDRESSED: Form DACS-08043, Application For Exemption From Certified Lettuce Seed, Revised 10/99 is filed by reference in this rule.

SPECIFIC AUTHORITY: 570.07(13),(23) FS.

LAW IMPLEMENTED: 581.031(4),(5),(23),(26) FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-38.006 Certification Requirements.

(1) through (2) No change.

(3) EXCEPTIONS: Any person desiring to plant lettuce plants or seed that do not meet the requirements of (1) or (2) above may apply for a special permit DACS-08043, Revised 10/99, (PI-43) to plant such seeds or plants. A written request on Section A of Form DACS-08043, PI-43, revised 10/99 11/92, and incorporated into this rule by reference, shall be made to the department. In evaluating each request, the

department shall consider the possible risks and benefits of the applicant's proposed growing project. Compliance agreements, DACS-08031, revised 5/99, and incorporated into this rule by reference, may also be entered into which shall state any special conditions under which the exception is made. Copies of DACS-08043, Application For Exemption From Certified Lettuce Seed, revised 10/99, and DACS-08031, revised 5/99, Form PI-43 may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 570.07(13),(23) FS. Law Implemented 581.031(4),(5),(23),(26) FS. History–New 5-1-73, Repromulgated 12-31-74, Formerly 5B-38.06, Amended 5-25-93,_____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Nematodes of Citrus
RULE CHAPTER NO.: 5B-44

RULE TITLE: Movement of Regulated Articles
RULE NO.: 5B-44.008

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Section 120.52(15), F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule.

SUBJECT AREA TO BE ADDRESSED: Forms DACS-08048, Burrowing Nematode Certificate, DACS-08086, Request For Authorization To Print Certificates (Tags) of Inspection, and DACS-08038, Citrus Nursery Stock Inspection Certificate Tag, are filed by reference in 5B-44.008. SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(5) FS.

LAW IMPLEMENTED: 581.031(7),(9),(23) FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-44.008 Movement of Regulated Articles.

Movement of regulated articles into or within the state, including but not limited to, host plants and parts thereof; soil, including peat, muck and other soil types; limerock; sod; debris; used equipment; or any other regulated article

associated with nematodes of citrus listed under 5B-44.003(1) is prohibited unless accompanied by a Burrowing Nematode (BN) Certificate (BN), DACS-08048, revised 8/99. Movement of regulated articles associated with nematodes of citrus as listed under 5B-44.003(2), including but not limited to, host plants including dooryard citrus and any parts thereof; soil, including peat, muck, and other soil types; limerock; sod; debris; used equipment; or any other article designated by the department as a regulated article into or within a minimum distance of 100 feet of any approved citrus nursery site, approved citrus nursery, approved soil pit, commercial citrus grove, or a commercial citrus grove site is prohibited unless accompanied by a Burrowing Nematode (BN) Certificate (BN). Where necessary, a greater distance may be required by the department. Burrowing Nematode Certificate, DACS-08048, revised 8/99, is supplied by the division for this purpose and is incorporated herein by reference. Copies of DACS-08048, Burrowing Nematode Certificate and DACS-08086, Revised 12/99, Request For Authorization To Print Certificates (Tags) of Inspection, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, Florida 32614-7100. All citrus nursery stock meeting the requirements of this rule chapter, that is being moved into a commercial citrus grove, shall be accompanied by a Citrus Nursery Stock Inspection Tag, DACS-08038, revised 7/99, incorporated herein by reference. A copy of this Citrus Nursery Stock Inspection Certificate Tag, DACS-08038, shall be retained by the seller for a period of three (3) years and made available to the department on demand. Copies of DACS-08038 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, P. O. Box 147100, Gainesville, FL 32614-7100.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Boll Weevil Eradication	5B-52
RULE TITLES:	RULE NOS.:
Definitions	5B-52.001
Planting Cotton in the Eradication Zone and Required Participation	5B-52.007
Treatment of Cotton in the Eradication Zone	5B-52.008
Submission of Reporting Forms, Assessments and Penalties for Late Payment, and Cotton Destruction	5B-52.009

Cotton Stalk Destruction	5B-52.010
Movement of Regulated Articles	5B-52.011
Issuance of Boll Weevil Certificates and Compliance Agreements, Cancellations, and Attachments	5B-52.012

PURPOSE AND EFFECT: The purpose of this rule revision is to identify the Southeastern Boll Weevil Eradication Foundation, Inc. as the organization responsible for conducting the treatment of cotton in the eradication zone. The United States Department of Agriculture is no longer directly involved with boll weevil eradication in the Southeastern United States, and to bring this rule into compliance with Section 120.55(1)(a)4., F.S. Finally, to change the name of the federal Agricultural Stabilization and Conservation Service (ASCS) to the federal Farm Service Agency (FSA).

SUBJECT AREA TO BE ADDRESSED: Southeastern Boll Weevil Eradication Foundation, Inc. is defined under 5B-52.001; Forms DACS-08193, Cotton Acreage Reporting Form, DACS-08239, Letter of Transmittal, DACS-08164, Cotton Destruction Verification Form, DACS-08162, Boll Weevil Certificate, and DACS-08031, Compliance Agreement, are filed by reference in these rules.

SPECIFIC AUTHORITY: 570.07(23), 593.103(2), 593.109 FS.

LAW IMPLEMENTED: 593.103(2),(4),(6),(10),(13), 593.105, 593.109, 593.114, 593.116 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-52.001 Definitions.

(1) through (21) No change.

(22) Southeastern Boll Weevil Eradication Foundation, Inc. A nonprofit organization comprised of cotton growers and state plant regulatory officials representing all cotton growing states in the Southeastern United States. The Southeastern Boll Weevil Eradication Foundation, Inc. was established to provide guidance to the state foundations and conduct the eradication of the boll weevil throughout the cotton growing areas of the Southeastern United States.

~~(23)(22)~~ Suppressive area. An area where an attempt is being made to contain and control the population of boll weevil.

Specific Authority 570.07(23) FS. Section 3(2), Chapter 87-55, Laws of Florida. Law Implemented Chapter 87-55, Laws of Florida. History--New 12-21-87, Amended _____.

5B-52.007 Planting Cotton in the Eradication Zone and Required Participation.

(1) No change.

(2) Noncommercial cotton. Noncommercial cotton shall not be produced in the eradication zone except by written authorization under special permit issued by the division director for research purposes.

(3) through (4) No change.

Specific Authority 570.07(23) FS. Section 3(2), Chapter 87-55, Laws of Florida. Law Implemented Chapter 87-55, Laws of Florida. History--New 12-21-87, Amended _____.

5B-52.008 Treatment of Cotton in the Eradication Zone.

The treatment of cotton in the eradication zone shall be the responsibility of the Southeastern Boll Weevil Eradication Foundation, Inc. USDA and shall be accomplished under their authority and direction.

Specific Authority 570.07(23) FS. Section 3(2), Chapter 87-55, Laws of Florida. Law Implemented Chapter 87-55, Laws of Florida. History--New 12-21-87, Amended _____.

5B-52.009 Submission of Reporting Forms, Assessments and Penalties for Late Payment, and Cotton Destruction.

(1) Each commercial cotton grower shall submit a completed Cotton Acreage Reporting Form (DACS-08193, Revised 10/99) and incorporated herein by reference, to the federal Farm Service Agency (FSA) Intended Cotton Acreage Reporting Form (PI-163) to the federal Agricultural Stabilization and Conservation Service (ASCS) office servicing the county where the cotton is grown. A copy of the Cotton Acreage Reporting Form may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100. Form PI-163 The Cotton Acreage Reporting Form shall be submitted between March 1 and April ~~30~~ 29 of each year the program remains in effect.

(2) The per acre annual assessment for each acre is \$5.00 for 1987, \$17.50 for 1988, \$25 for 1989, and \$27 for 1990, \$14 for 1991, \$18 for 1992, \$10 for 1993, and \$6.50 for 1994. Thereafter, as long as a containment program is necessary, containment costs shall not exceed \$10 per acre. The cotton growers' share of the total assessment shall be due by June 15 each year the program is in effect. Assessments that were unpaid as of September 1 of 1987-1993 are subject to a penalty fee of \$4 per acre. Commencing with 1994 and thereafter, payments not received by July 15 shall be subject to a penalty fee of 20 percent of the unpaid assessment. Penalty fees shall

not exceed \$25 per acre. Assessment payments and penalty fees shall be paid at the local Farm Service Agency ASCS office.

(3) All assessments and penalty fees collected by the federal Farm Service Agency ASCS shall be remitted to the department and accompanied by a completed Letter of Transmittal Form (DACS-08239, revised 10/99) and incorporated herein by reference, as prescribed in a cooperative agreement between the department and the state federal Farm Service Agency ASCS office and shall be deposited in the State Treasury to the credit of the Plant Industry Fund. A copy of the Letter of Transmittal form may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(4) Penalty fees shall be waived by the division director only upon recommendation of the Foundation.

Specific Authority 570.07(23), 593.103(2) FS. Law Implemented 593.103(4)(10), 593.105, 593.109 FS. History--New 12-21-87, Amended 4-2-89, 12-24-90, 6-26-94, _____.

5B-52.010 Cotton Stalk Destruction.

Each commercial cotton grower, when requested by the Department shall destroy all cotton stalks. All cotton stalks shall be destroyed by February 1 each year the program is in effect. Verification of cotton stalk destruction shall be reported on a Cotton Destruction Verification Form (DACS-08164, revised 10/99) and incorporated herein by reference. A copy of the Cotton Destruction Verification Form may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100. Cotton stalks not destroyed by such date shall be deemed a public nuisance and subject to a penalty fee of \$10.00 per acre. The department may apply to any court of competent jurisdiction, and the court is authorized, in its discretion, to issue judgment and order condemnation and destruction of the nuisance. The grower is liable for all court costs, fees, and other expenses incurred in such action.

Specific Authority 570.07(23), 593.103(2) FS. Law Implemented 593.103(13), 593.109, 593.116 FS. History--New 12-21-87, Amended 4-2-89, _____.

5B-52.011 Movement of Regulated Articles.

(1) through (2) No change.

(3) Intrastate movement.

(a) Regulated articles originating in a suppressive area shall be authorized to move to an area described as a regulated area by the department when accompanied by an authenticated boll weevil certificate, (DACS-08162, revised 11/99) and incorporated herein by reference. A copy of the Boll Weevil Certificate may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(b) through (d) No change.

Specific Authority 570.07(23) FS. Law Implemented 593.103(2),(5),(7) FS. History—New 12-21-87, Amended 7-5-95,_____.

5B-52.012 Issuance of Boll Weevil Certificates and Compliance Agreements, Cancellations, and Attachments.

(1) Issuance of boll weevil certificates and compliance agreements.

(a) Boll weevil certificates. Boll weevil certificates (DACS-08162, revised 11/99) shall be issued for the movement of regulated articles. ~~under any of the following conditions~~ Conditions requiring a certificate for the movement of regulated articles are as follows:

1. When, in the judgment of an authorized representative, regulated articles have not been exposed to infestation.

2. When regulated articles have been examined by an authorized representative and found to be free of infestation.

3. When regulated articles have been treated as prescribed by the USDA or the department under the supervision of an authorized representative.

(b) Compliance agreement. As a condition to receiving a boll weevil certificate (DACS-08162, revised 11/99) for the movement of regulated articles, any person engaged in producing, purchasing, exchanging, processing, utilizing, treating, or moving regulated articles from a regulated area shall be required by the department to sign a compliance agreement (DACS-08031, Revised 5/99) and incorporated herein by reference, stipulating that he will carry out all conditions, treatments, precautions, and sanitary measures deemed necessary by the department to prevent dissemination of boll weevil, including segregation and maintenance of identity of such articles, under supervision of an authorized representative. Any violation of such compliance agreement shall result in its cancellation. A copy of the compliance agreement form (DACS-08031) may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Cancellation. Boll weevil certificates (DACS-08162) issued for the movement of regulated articles shall be withdrawn or canceled and further issuance of boll weevil certificates for the movement of such articles shall be refused by the department when it is determined that further use of such certificates could result in the spread of boll weevil.

(3) Attachment. When offered for movement, the container of regulated articles or, if there is no container, the article itself shall be required to have an authenticated boll weevil certificate (DACS-08162) securely attached.

Specific Authority 570.07(23) FS. Law Implemented 593.103(2) FS. History—New 12-21-87, Amended 7-5-95,_____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Pests of Honeybees and Unwanted Races of Honeybees

RULE CHAPTER NO.: 5B-54

RULE TITLES:	RULE NOS.:
Definitions	5B-54.001
Movement of Regulated Articles	5B-54.006
Registration with the Department	5B-54.010
Apiary Inspection Procedures	5B-54.011
Issuance of Compliance Agreements and Certificates	5B-54.014
Special Inspection to Meet Requirements of Other States and For Export to Foreign Countries	5B-54.015
Interim Detention of Honeybees and Equipment	5B-54.016
Destruction or Treatment of Infested or Infected Hives	5B-54.017
Compensation for Infested or Infected Colonies	5B-54.018
Procedures for Abandoned Apiaries	5B-54.019
Forms	5B-54.020

PURPOSE AND EFFECT: The purpose of this rule revision is to bring this rule into compliance with Sections 120.52(15) and 120.55(1)(a)(4), F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: These rules are amended to incorporate by reference Division forms which impose a requirement or solicit information not specifically required by statute.

SPECIFIC AUTHORITY: 586.10(2) FS.

LAW IMPLEMENTED: 586.025, 586.03(3), 586.035(1), 586.045, 586.09, 586.10(1),(2),(4),(6),(7),(9),(11),(12), 586.11, 586.115, 586.13(1), 586.14, 586.15 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-54.001 Definitions.

For the purpose of this chapter, the definitions in Section 586.02, Florida Statutes, and the following definitions shall apply:

(1) through (4) No change.

~~(5) Permit. An official document issued by the department to out-of-state beekeepers for the entrance of honeybees and other regulated articles as stipulated by this chapter.~~

(5)(6) USDA. United States Department of Agriculture, Animal and Plant Health Inspection Services, Plant Protection and Quarantine.

Specific Authority 586.10(2) FS. Law Implemented 586.09, 586.10(2), 586.11 FS. History--New 11-22-88, Amended _____.

5B-54.006 Movement of Regulated Articles.

(1) International movement. Regulated articles as listed under 5B-54.005 are prohibited entry into the state unless accompanied by an official letter ~~or permit~~ issued by the Division Director authorizing entry under special conditions.

(2) through (3) No change.

Specific Authority 586.10(2) FS. Law Implemented 586.025, 586.035(1), 586.10(1)(6), 586.11, 586.13(1) FS. History--New 11-22-88, Amended 11-4-92, _____.

5B-54.010 Registration with the Department.

Each beekeeper having honeybee colonies within the state must register with the department utilizing the following procedures:

(1) Application for registration of beekeeping operations shall be made upon a form furnished by the department. The form shall contain provisions with which the applicant must comply and must be signed by the applicant or applicant's representative. Form DACS-08176, PI-176, Application for Beekeeping Registration, revised 7/99 May 1992, is hereby incorporated in this rule by reference. A copy of DACS-08176 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Applicant's honeybees shall have been inspected by an authorized representative of the department within a 12-month period preceding the date of application and found to be apparently free from honeybee pests listed under 5B-54.003 and unwanted races of honeybees listed under 5B-54.004 and to be reasonably free from common honeybee pests.

(3) By signing the application the beekeeper agrees to comply with appropriate rules of the department. Each application for registration (DACS-08176) or renewal of registration (~~PI-176~~) must be accompanied by the proper registration fee based on the total number of colonies operated by the registrant as follows:

<u>Number of Colonies</u>	<u>Fee</u>
1-5	\$ 5
6-40	10
41-200	20
201-500	35
501-2000	50
2001-5000	75
Over 5000	100

(4) Upon approval of the application, the department will issue to the beekeeper a Certificate of Beekeeping Registration. Form DACS-08177, PI-177, Certificate of Beekeeping Registration, revised 4/99 9-94, is hereby incorporated in this rule by reference. A copy of DACS-08177 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(5) Application for annual renewal of the certificate must be made not later than the anniversary date of the certificate and must be accompanied by the appropriate registration fee.

(6) An application received after the anniversary date shall be accompanied by a \$10 late filing fee.

(7) Failure to register is a violation of Section 586.045, Florida Statutes, and is subject to the penalties set forth in Section 586.15, Florida Statutes.

Specific Authority 586.10(2) FS. Law Implemented 586.045, 586.10(9), 586.10(12), 586.15 FS. History--New 11-22-88, Amended 11-4-92, _____.

5B-54.011 Apiary Inspection Procedures.

(1) Each Florida apiary shall be inspected and a report issued by an authorized representative of the department at such intervals as the department deems best for the detection of honeybee pests listed under 5B-54.003 and unwanted races of honeybees under 5B-54.004. Form Apiary Inspection Report, DACS-08206, Revised 6/99, is hereby incorporated in this rule by reference. A copy of DACS-08206 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Routine inspection of an apiary shall include actual visual inspection of not less than five (5) percent of the hives included in the apiary. One hundred (100) percent of the hives may be inspected if determined appropriate by the department. A minimum of ten (10) hives shall be inspected in the apiary with all hives inspected in any apiary consisting of less than ten (10) hives.

Specific Authority 586.10(2) FS. Law Implemented 586.10(4),(9) FS. History--New 11-22-88, Amended 11-4-92, _____.

5B-54.014 Issuance of Compliance Agreements Permits and Certificates.

(1) ~~Compliance Agreements Permits~~. The department may issue a compliance agreement permit for the movement of regulated articles, as listed under 5B-54.005, from another state for entrance into Florida under any of the following conditions:

~~(a) When regulated articles have been inspected by an authorized representative of the state of origin or the department and found to be apparently free of infection or infestation by a honeybee pest or unwanted race of honeybees as listed under 5B-54.003 and 5B-54.004 or when in compliance with 5B-54.017;~~

~~(b) When regulated articles have been treated under the supervision of an authorized representative of the state of origin, the department, or the USDA with a treatment method approved by the department;~~

~~(a)(e)~~ When movement of non-certified regulated articles to specified destinations for limited handling, utilization, or processing is requested.

~~(b)(d)~~ Each permit compliance agreement will prescribe the conditions under which the regulated articles are allowed to move. Form Compliance Agreement, DACS-08031, Revised 5/99, is hereby incorporated in this rule by reference. A copy of DACS-08031 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Certificates of Inspection.

(a) A certificate is required on each sale or movement of honeybees and other regulated articles within the state unless such regulated articles are identified as specified in 5B-54.013. Forms DACS-08061, revised 8/99 PI-57, revised 6-92, Certificate of Inspection for Out of State Shipments and Re-entry Into Florida, and incorporated herein by reference, or a Queen Certificate, DACS-08057, revised 10/99, and incorporated herein by reference, or a Varroa Mite Certificate, DACS-08165, revised 10/99, and incorporated herein by reference, may be used for this purpose. A copy of forms DACS-08061, DACS-08057 and DACS-08165 may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

~~(b) A certificate, DACS-08061 or DACS-08057, is required on shipments of honeybees or other regulated articles going from the state showing that certification requirements have been met. Forms PI-57 and PI-61, revised 5/92, to be used for this purpose, are hereby incorporated in this rule by reference.~~

Specific Authority 586.10(2) FS. Law Implemented 586.10(7), 586.09, 586.11 FS. History—New 11-22-88, Amended 11-4-92, 7-9-95, _____.

5B-54.015 Special Inspection to Meet Requirements of Other States and For Export to Foreign Countries.

Any person may request the department to provide inspection, sampling, and laboratory examination of honeybees and beekeeping equipment for the purpose of determining eligibility to meet special requirements for shipment to other states and for export, under the following procedures:

(1) File a request for inspection on a form provided by the department. Form DACS-08179 PI-179, Request for Special Inspection, revised 10/99, 5-21-92, is hereby incorporated in this rule by reference. A copy of forms DACS-08179, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Provide authorized representatives with directions to the apiary, and, if requested, assistance in handling the colonies and equipment for examination.

Specific Authority 586.10(2) FS. Law Implemented 586.02(12), 586.03(3) FS. History—New 11-22-88, Amended 11-4-92, _____.

5B-54.016 Interim Detention of Honeybees and Equipment.

Any honeybees and used beekeeping equipment, whether certified or not, may be detained for inspection by the department. If such bees or used beekeeping equipment are found to have been moved or transported into the state or within the state in violation of the rules of the department, or if found infested or infected with any regulated honeybee pests or unwanted races of honeybees, such honeybees or used beekeeping equipment shall be deported, destroyed or treated by the department within 48 hours upon the order of the department. Daily Apiary Movement Reporting Form, DACS-08201, Revised 10/99, to be used for this purpose is incorporated into this rule by reference. A copy of DACS-08201, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 586.10(2) FS. Law Implemented 586.10(4), 586.115, 586.13 FS. History—New 11-22-88, Amended _____.

5B-54.017 Destruction or Treatment of Infested or Infected Hives.

(1) American foulbrood. All hives found infested or infested with American foulbrood shall be destroyed by burning or shall be decontaminated by other methods prescribed or approved by the department. This action must be accomplished within 30 40 days of diagnosis and honeybee colonies and related equipment must be stored or maintained in such a manner that exposure to other honeybees is prevented. All colonies found in the same apiary where American foulbrood is detected shall be quarantined for a minimum of 30 days by issuing a Notice of Quarantine For American Foulbrood to determine apparent freedom from American foulbrood disease. Notice of Quarantine For American

Foulbrood, DACS-08063, Revised 12/99, is hereby incorporated in this rule by reference. A copy of DACS-08063, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) Other honeybee pests and unwanted races of honeybees. Discovery of other honeybee pests or unwanted races of honeybees in the state shall initiate the quarantine of all colonies located within a distance prescribed by the department of the infested apiary. All honeybees within the quarantine area shall be inspected. A recommended eradication or control method shall be determined and prescribed by the department.

(3) Varroa mite. All hives found infested with Varroa mite shall be treated prior to movement with an acaricide approved by the Department and will not have more than two (2) Varroa mites in an ether roll of 200 bees in the post treatment survey, in accordance with Compliance Agreement PI-167, revised 10-92, incorporated in this rule by reference A Varroa Mite Certificate, DACS-08165, Revised 10/99, is to be issued following an acceptable survey. A copy of DACS-08165, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

Specific Authority 586.10(2) FS. Law Implemented 586.10(4), 586.115, 586.13 FS. History—New 11-22-88, Amended 11-4-92, 7-9-95, _____.

5B-54.018 Compensation for Infested or Infected Colonies.

(1) Florida resident owners of colonies and regulated articles destroyed due to infection or infestation with American foulbrood shall be compensated at the rate of 1/2 the estimated value of the honeybees and equipment, provided funding is available for this purpose; however, compensation shall not exceed \$30.00. The condition of the equipment to be destroyed shall be rated by the inspector and the beekeeper as good, fair, or poor. Any disagreement over the condition or value of equipment to be destroyed shall be arbitrated by the Chief of Apiary Inspection, the Cooperative Extension Service Apiary Specialist, and the Chairman of the Honeybee Technical Council. A Compensation Agreement, including the owner's Social Security number, must be signed by the owner. The Compensation Agreement form, DACS-08062, Revised 7/99, is hereby incorporated in this rule by reference. A copy of DACS-08062, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) No change.

Specific Authority 586.10(2) FS. Law Implemented 586.13, 586.14 FS. History—New 11-22-88, Amended 11-4-92, _____.

5B-54.019 Procedures for Abandoned Apiaries.

Any apiary found without proper identification or registration information is considered abandoned after which the following will apply:

(1) An inventory of the apiary will be conducted and each hive and piece of equipment tagged with an official department tag indicating the department's label of abandonment. Notice of Abandonment, Form DACS-08180, PI-180, revised 10/99, 5/92, to be used for this purpose, is hereby incorporated in this rule by reference. A local law enforcement agency and the landowner will be informed by written notice of the geographic location of such apiary. A copy of DACS-08180, Notice of Abandonment, may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100.

(2) through (8) No change.

Specific Authority 586.10(2) FS. Law Implemented 586.10(11),(12) FS. History—New 11-22-88, Amended 11-4-92, _____.

5B-54.020 Forms.

~~All forms required under this rule chapter may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100.~~

Specific Authority 586.10(2) FS. Law Implemented 586.10(2) FS. History—New 11-22-88, Amended 11-4-92, Repealed.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Dogwood Anthracnose	5B-55
RULE TITLE:	RULE NO.:
Interstate Movement	5B-55.006

PURPOSE AND EFFECT: The purpose is to bring this rule in compliance with Section 120.55(1)(a)4., F.S., by adopting by reference the Master Permit Form, DACS-08047, Revised 11/99, and supplying an address where the form can be obtained.

SUBJECT AREA TO BE ADDRESSED: Amends Rule 5B-55.006 by adopting by reference the Master Permit, DACS-08047, Revised 11/99, which is required for host plants of dogwood anthracnose to enter the state.

SPECIFIC AUTHORITY: 570.07(23), 581.031(4) FS.

LAW IMPLEMENTED: 581.031(4),(15),(20), 581.083 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-55.006 Interstate Movement.

(1) The movement of dogwood anthracnose or a host plant into the state from an infested or regulated area is prohibited except by master permit issued by the director. (Form DACS-08047 ~~PI-196~~, revised 11/99 ~~5/96~~, is incorporated by reference. Copies may be obtained from Division of Plant Industry, Bureau of Plant and Apiary Inspection, Post Office Box 147100, Gainesville, Florida 32614-7100). Dogwood anthracnose or any host plant may enter the state of Florida for research purposes with prior written permission from the director.

(2) through (3) No change.

Specific Authority 570.07(23), 581.031(4) FS. Law Implemented 581.031(4),(15),(20), 581.083 FS. History–New 9-18-89, Amended 8-19-96, _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Introduction or Release of Plant Pests, Noxious Weeds, Arthropods, and Biological Control Agents 5B-57

RULE TITLES: RULE NOS.:

Possession or Movement of Plant Pests and Noxious Weeds Regulated by the Department and the USDA 5B-57.003

Possession or Movement of Arthropods, Plant Pests, or Noxious Weeds Regulated by the Department 5B-57.004

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15) and 120.55(1)(a)4., F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: Forms DACS-080208, Application and Permit to Move Organisms Regulated By the State of Florida, and DACS-08214, Pathogen Introduction Form are filed by reference in these rules.

SPECIFIC AUTHORITY: 570.07(13),(23) FS.

LAW IMPLEMENTED: 581.031(4),(5),(6),(7),(26), 581.083 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5B-57.003 Possession or Movement of Plant Pests and Noxious Weeds Regulated by the Department and the USDA.

(1) It is unlawful to introduce, possess, move, or release any plant pest or noxious weed regulated by the department and the USDA except under permit issued by the department or the USDA. No permit shall be issued unless the department has determined that procedures exist to adequately contain the plant pest or noxious weed or that it will not pose a threat to the agricultural industry or the environment. The department's evaluation of permit applications may rely on findings of the Department of Natural Resources, The Florida Game and Fresh Water Fish Commission, the United States Department of Agriculture, or any other agency with expertise in the area. The application procedures for a permit are as follows:

(2) Complete USDA/APHIS PPQ Form 526, Application For Permit to Move Live Plant Pests and Noxious Weeds. PPQ Form 526, effective October 1988, is incorporated into this rule chapter by reference. Copies of the form may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100 or the USDA, APHIS-PPQ, Biological Assessment and Taxonomic Support, Hyattsville, Maryland 20782. A department Pathogen Informational Form is also required for plant pathogens. Pathogen Informational Form DACS-08214 Revised 01/00, (PI-214), ~~effective May 1993~~, is incorporated into this rule chapter by reference. Copies may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100.

(3) through (4) No change.

Specific Authority 570.07(13),(23) FS. Law Implemented 581.031(4),(5),(6),(7),(26), 581.083 FS. History–New 7-27-93, Amended _____.

5B-57.004 Possession or Movement of Arthropods, Plant Pests, or Noxious Weeds Regulated by the Department.

(1) It is unlawful to introduce, possess, move, or release any arthropod or noxious weed regulated by the department except under permit issued by the department. No permit shall be issued unless the department has determined that the

arthropod or noxious weed can be contained to prevent escape into the environment or that it will not pose a threat to agriculture, beneficial organisms, or the environment or become a public nuisance. In making such determinations the department may rely on the findings of other agencies and groups as listed in 5B-57.003. The application procedures for permits are as follows:

(2) Application for permit shall be made on form DACS-08208 ~~PI-208~~. Application and Permit to Move Organisms Regulated By The State of Florida, DACS-08208, Revised 01/00, (PI-208), effective May 1993, is incorporated into this rule chapter by reference. Copies may be obtained from the Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100.

(3) through (5) No change.

Specific Authority 570.07(13),(23) FS. Law Implemented 581.031(6),(7), 581.083, 581.091 FS. History--New 7-27-93, Amended _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE CHAPTER TITLE: Citrus Budwood Protection Program
RULE CHAPTER NO.: 5B-60

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

Citrus Nursery Stock Propagation and Planting 5B-60.006

Parent Trees 5B-60.007

Scion Trees 5B-60.009

Validated Tree 5B-60.011

Fees 5B-60.015

Exemptions 5B-60.016

PURPOSE AND EFFECT: The purpose of this rule revision is to meet the requirements of Sections 120.52(15) and 120.55(1)(a)4., F.S., which provides in part that a rule includes any form which imposes any requirement or solicits any information not specifically required by statute or by an existing rule, the form incorporated by reference in the rule, and an explanation of how the form may be obtained.

SUBJECT AREA TO BE ADDRESSED: Various forms are incorporated by reference in these rules.

SPECIFIC AUTHORITY: 570.07(23), 581.031(1),(3),(8) FS.

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

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:
TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Division of Plant Industry, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, FL 32608

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Constance C. Riherd, Assistant Director, Division of Plant Industry, Department of Agriculture and Consumer Services, Doyle Conner Building, 1911 S. W. 34th Street, Gainesville, Florida 32608, Phone (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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

The regulations, definitions, and standards in Citrus Budwood Protection Procedure Manual, Revised 1/21/00 ~~9/15/99~~, Citrus Budwood Testing Manual, Revised September 16, 1999, and C. N. Rostacher, Graft-transmissible Diseases of Citrus: Handbook for detection and diagnosis. (Food and Agricultural Organization of the United Nations, Rome, 1991) are hereby adopted as regulations and rules under the Division of Plant Industry, pursuant to Chapter 581, F.S. Copies may be obtained by contacting the Secretary of State's Office, Tallahassee, Florida. Copies are available for examination at the Florida Department of Agriculture and Consumer Services, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881, and the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Plant Pathology Section, 1911 S.W. 34th Street, Gainesville, Florida 32608.

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

5B-60.006 Citrus Nursery Stock Propagation and Planting.
(1) No change.

(2) Prior to propagating all dooryard, own-use and commercial citrus nursery stock, unless exempted in 5B-60.016, nurserymen and growers shall make application to produce citrus nursery stock on Form DACS-08066. Form DACS-08066, Revised 9/99 ~~6/99~~, is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. Applicants must agree to comply with all the conditions which apply to the Citrus Budwood Protection Program as specified in this rule chapter.

(3) Commercial citrus nursery stock shall be propagated according to the following provisions unless exempted in 5B-60.016.

(a) Propagative material including budwood, air-layers, and cuttings shall be from parent trees, foundation trees, scion trees, increase or validated trees for which a Certificate of

Source Tree Registration (DACS-08072) has been issued as specified in 5B-60.012. Form DACS-08072, Revised ~~1/00~~ 10/99, is hereby adopted and incorporated by reference herein. The form may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

(b) Budwood shall be taken under the direct supervision of a witness authorized by the department. Budwood from each source tree shall be wrapped separately. Each bundle shall be labeled showing variety, the tree identification number, and the number of buds counted or estimated.

(c) All propagative material data shall be recorded on a Source Tree Bud Cutting Report ~~registered budcutting report~~ (DACS-08172) and submitted to the Bureau of Citrus Budwood Registration at the time of collection. Form DACS-08172, Revised 10/99, is hereby adopted and incorporated by reference herein. Persons authorized to fill out a Source Tree Bud Cutting Report (DACS-08172), shall sign an Certification To Witness Registered Budwood form, DACS-08111, Revised 12/99, and incorporated in this rule by reference. These forms ~~The form~~ may be obtained by writing or visiting the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, Florida 33881-1438.

(d) through (i) No. change.

(j) Laboratories that submit citrus tristeza virus test results to the Citrus Budwood Protection Program shall sign a Citrus Tristeza Virus Testing Laboratory Certification Compliance Agreement DACS-08031, revised 5/99, incorporated in this rule by reference. Form DACS-08031 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(4) No change.

(5) Dooryard sources are initially recorded on a Record of Validated/Dooryard Source Trees Form DACS-08255, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

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

5B-60.007 Parent Trees.

Parent trees are selected mature source trees belonging to a nurseryman or grower, or on property that the owner has given written permission to a nurseryman and the department for access for observation, testing, and budcutting. At the time of entry into the Citrus Budwood Protection Program the owner shall sign a Parent Tree Candidate Entry Form DACS-08298

effective 3/99. Form DACS-08298 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(1) through (4) No change.

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

5B-60.009 Scion Trees.

Scion trees shall be propagated from selected parent or foundation trees, be registered on a Certificate of Source Tree Registration (DACS-08072) as specified in 5B-60.012, and must meet the following requirements:

(1) The layout, design and planting of the scion grove shall meet the requirements specified in the Citrus Budwood Protection Procedure Manual and shall be done under the supervision of the department; Scion tree planting is witnessed by the department on Growers Record of Registered Scion Tree Movement Form DACS-08071, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(2) through (4) No change.

(5) The nurseryman shall furnish the Bureau of Citrus Budwood Registration within 30 days following date of budding, a nursery plat on Form DACS-08073, revised ~~10/99~~ 9/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. The nursery plat shall identify the location of each progeny tree, indicating the variety, rootstock, and the source tree registration number of the source;

(6) through (11) No change.

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

5B-60.011 Validated Tree.

Validated source trees shall be validated on a Certificate of Source Tree Registration (DACS-08072), and must meet the following requirements:

(1) through (5) No change.

(6) Validated sources are initially recorded on a Record of Validated/Dooryard Source Trees Form DACS-08255, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

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

5B-60.015 Fees.

An annual source tree registration fee shall be paid as follows:

Budwood² 25 cents/eye, \$5.00 minimum

¹ Mileage shall be based on the prevailing State mileage rate.

² Requests for budwood are submitted on a Budwood Order Form DACS-08218, Revised 12/99, which is adopted and incorporated herein by reference. The form may be obtained by writing or visiting the Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(1) through (3) No change.

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

5B-60.016 Exemptions.

(1) No change.

(2) Citrus trees produced for research purposes in field plantings shall not be exempt from the program requirements contained in this rule chapter. Research facilities shall sign a Citrus Budwood Protection Program Research Facility Compliance Agreement, DACS-08031, Revised 5/99, incorporated in this rule by reference. Form DACS-08031 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438. Requests to plant pathogen infected material for research projects shall be made on an Application and Permit To Plant Citrus Pathogen Infected Stock, DACS-08274, Revised 1/00 ~~10/99~~, and incorporated in this rule by reference. Form DACS-08274 may be obtained from the Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881-1438.

(3) through (4) No change.

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

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE TITLE:

RULE NO.:

Leases and Licenses of Real Property

12A-1.070

PURPOSE AND EFFECT: The purpose of the proposed substantial rewording of Rule 12A-1.070, F.A.C., is to incorporate changes to s. 212.031, F.S., made by the 1999 Legislature; to remove provisions that are inconsistent with those statutory changes; to reorganize and restructure the rule to make it easier for the reader to locate relevant provisions;

and to eliminate obsolete provisions. The effect of these amendments will be to provide the following regarding the applicability of sales tax to the rental or lease of real property:

- 1) Commercial real property rentals and licenses are taxable, unless specifically exempt under the provisions of s. 212.031, F.S. Each place of business must be separately registered.
- 2) Definitions of the terms “tenant,” “landlord,” “lessee,” “lessor,” “licensee,” “licensor,” “lease,” “license,” “license fees,” and “rent,” for purposes of this rule.
- 3) Guidelines for when the payment of ad valorem taxes, common area maintenance charges, utility charges, and insurance may be a payment of “rent” and subject to tax.
- 4) Commercial rentals and licenses are subject to tax when the landlord and tenant are related parties, even when the rental consideration is used to pay debt secured by a lien or mortgage on the property.
- 5) Guidelines for determining the taxability of a lease or license of property that involves the use of the property for both taxable and nontaxable uses. When an allocation of lease or license payments between taxable and exempt uses is made in an agreement, but such allocation does not represent true value, the Department may determine the proper rent or license fee allocable to the taxable use.
- 6) Guidelines for determining the taxable portion of the rental of a “residential facility for the aged.”
- 7) Provisions for a reasonable allocation of payments made under a lease or license for both real property and nontaxable intrinsically valuable personal property.
- 8) Provisions for the tenant to receive a credit for tax paid, or issue a resale certificate, to a landlord for that portion of the rented or leased real property that is sublet, assigned, or licensed, including provisions for when the tenant provides services to the subtenant, assignee, or licensee.
- 9) Guidelines for the taxability of lease termination or cancellation payments.
- 10) Definition for the term “bailment,” which are not subject to tax.
- 11) Charges for the right to use a public or private roadway for non-transportation purposes are subject to tax.
- 12) Guidelines for when the lease or license of real property used by an airline for loading or unloading passengers or property onto or from an aircraft is exempt.
- 13) A suggested blanket lease exemption certificate for use in connection with the exemption provided in s. 212.031(1)(a)9., F.S., for property used as an integral part of the performance of qualified production services.
- 14) Guidelines for the exemption for the rental or licensing of streets or right-of-ways by a utility or franchised cable television company for utility, communications, or television purposes.

15) Guidelines for the exemption for the rental or licensing of real property upon which are placed antennas, cables, and adjacent accessory structures and equipment used in the provision of cellular, enhanced specialized mobile radio, or personal communication services.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is to discuss the incorporation of the changes to s. 212.031, F.S., made by the 1999 Legislature and the provisions and guidelines provided in the proposed substantial rewording of Rule 12A-1.070, F.A.C.

SPECIFIC AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.02 (10)(h),(i),(13), 212.03(6), 212.031, 212.085 FS.

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

TIME AND DATE: 2:00 p.m., February 22, 2000

PLACE: Room B-12, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Copies of the agenda for the rule development workshop may be obtained by contacting the person listed below.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any persons requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Jamie Phillips at (850)488-0717. If you are hearing- or speech-impaired, please contact the Department by calling 1(800)367-TDD1 (1(800)367-8331).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT WORKSHOP IS: Robert D. Heyde, Senior Attorney, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4714

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 12A-1.070 follows. See Florida Administrative Code for present text.)

12A-1.070 Leases and Licenses of Real Property; ~~Storage of Boats and Aircraft.~~

(1)(a) Every person who rents any real property, as defined in s. 212.02(10)(h), F.S., or who grants a license to use, occupy, or enter upon any real property is exercising a taxable privilege unless such real property is exempt under the provisions of s. 212.031, F.S. Such a person shall register separately each place of business.

(b) As used in this rule, "tenant" shall include any person actually occupying, using, or entitled to use any real property (other than transient accommodations subject to s. 212.03, F.S.) pursuant to a lease and is synonymous with "lessee." "Landlord" shall include any person standing in the position of the landlord, or who receives a rent or license payment on

behalf of the landlord, and is synonymous with "lessor." When the context suggests, the term "tenant" may also refer to a licensee, the term "landlord" to a licensor, and the terms "rent" or "lease" to a license. When used as verbs, the terms "rent," "let," and "lease" are synonymous.

(c) "Lease," when used with reference to real property, means an agreement to use and occupy real property for any purpose and that grants possession of a particularly described area of such property over which the tenant has exclusive control and the right to exclude from the property all persons, including the landlord (although a lease may grant a right to a landlord to enter upon the property for specific purposes or upon specific conditions).

(d) "License," when used with reference to real property, means the granting of a privilege to use or occupy a building or parcel of real property for any purpose.

1. Example: An agreement whereby the owner of real property grants another person permission to install and operate a full service coin-operated vending machine, coin-operated amusement machine, coin-operated laundry machine, or any like items, on real property is a license to use the real property.

2. Example: An agreement between the owner of real property and an advertising agency for the use of the real property to display advertising matter is a license to use the real property.

(e) "License fees" include all payments, whether direct or indirect, in cash, in kind, or in goods or services, paid to a licensor for the granting of a privilege to use or occupy real property for any purpose under a license. License fees may be specified amounts or may be a percentage or share of some measuring figure, such as sales or profits.

(f) A payment of "rent," or a "lease payment," includes any payment, whether direct or indirect, in cash, in kind, or in goods or services, paid to the landlord for the granting of a privilege to use or occupy real property for any purpose under a lease and further includes base rent, percentage rent, and any similar charge. Any payment made pursuant to a lease agreement shall be considered a payment of rent if the tenant's failure to make such payment would constitute a default, allowing termination of the lease, under the provisions of the agreement or under applicable state law. Notwithstanding the previous sentence, payments made to a landlord by a tenant for tenant-requested improvements to the real property shall not be considered payments of rent if the lease does not (1) require the tenant to make such improvements and (2) provide that such improvements may be made only by the landlord or an entity related to the landlord.

(g) Ad valorem taxes paid by the tenant to the landlord or to any other person for the privilege or right to use or occupy real property are considered payments of rent or license fees and are taxable.

(h) Common area maintenance charges paid by the tenant to the landlord or to any other person for the privilege or right to use or occupy real property are considered payments of rent or license fees and are taxable.

(i) Utility charges paid by a tenant to the landlord for the privilege or right to use or occupy real property are considered payments of rent or license fees and are taxable, unless the landlord has paid the sales tax to the utility company on the utilities consumed by the tenant, and the utilities billed by the landlord to the tenant are separately stated on the landlord's invoice to the tenant at the same or lower price as that billed by the utility company to the landlord.

1. Example: The landlord owns a building with 5 offices and common areas. All offices are the same size. The landlord uses one office and leases the other four. The lease agreement provides that the utility charges are "additional rent" and failure to pay such utility charges when required will cause the lease to terminate. All offices use approximately the same amount of utilities. Utility services are sold by the utility company to the landlord. The bill to the landlord is as follows:

Electrical energy	\$1,000.00
Gas energy	500.00
Gross receipts tax (\$1500 X 2.5%)	37.50
Subtotal – subject to sales tax	1,537.50
Sewage & garbage service	100.00
Water service	50.00
Florida sales tax	92.25
Municipal utilities tax (\$1500 X 10%)	150.00
Total amount due	\$1,929.75

The landlord charges each tenant \$2,000 rent, which includes the tenant's use of the common areas, in addition to the tenant's pro rata share of utilities, including sales tax on utilities, gross receipts tax on utilities, and municipal utility tax based on the landlord's cost. Of the above total charges of \$1,929.75, the \$150.00 of charges for services of sewage, garbage, and water service are not utility service charges on which tax was paid by the landlord. Consequently, only the portion of each tenant's \$385.95 share of the total charge billed by the utility company that represents the tenant's share of non-taxable charges is taxable as rent. Therefore, the invoice to the tenant for the month should read:

Rent	\$2,000.00
Tenant's one-fifth share of charges for sewage, garbage and water	30.00
Total subject to tax	\$2,030.00
Florida (6%) sales tax	121.80
Reimbursement for one-fifth share of utilities on which tax was paid by landlord	355.95
Total amount due	\$2,507.75

2. Example: Same facts as above, except the landlord marks up the total of the utility company's service bill by 10 percent, resulting in a total charged to the tenants for utilities of \$2,122.73, instead of the \$1,929.75 actually paid by the landlord for the utilities. Thus, each tenant's one-fifth share of utilities would be \$424.55, instead of \$385.95, as in the previous example. Again, if the landlord separately states the utility charges on the tenant's invoice, the landlord should compute the tax as follows:

Rent	\$2,000.00
Tenant's share of utilities not taxed (total utilities, \$424.55, less utilities on which the landlord paid tax, \$355.95)	68.60
Total subject to tax	\$2,068.60
Florida (6%) sales tax	124.12
Reimbursement for one-fifth share of utilities on which tax was paid by the landlord	355.95
Total amount due	\$2,548.67

Because the landlord marked up the utilities, gross receipts tax, pursuant to s. 203.01, F.S., at the rate of 2.5 percent would be due on the marked-up amount, in addition to sales tax being due on such amount.

(j) When a tenant acquires insurance for his own protection, payment of the premium is not regarded as a payment of rent or a license fee, even though the landlord is also protected by the coverage. However, any portion of the premium that secures the protection of the landlord and that is separately stated or itemized is regarded as a payment of rent or a license fee and is taxable.

(2)(a) The total consideration paid by a tenant to a landlord for the use or occupancy of real property is subject to tax, even if any or all of the following factors are present:

1. The tenant and landlord are related;
2. The amount of the consideration is equal to the amount legally necessary to amortize a debt secured by a lien or mortgage on the property;
3. The tenant is jointly and severally liable on such a debt (unless the tenant has a direct ownership interest in the property, in which event the consideration is taxable only to the extent that it is not proportionate with such ownership interest).
4. The consideration is paid to the landlord, who then uses the consideration to pay a debt.
5. The consideration is paid directly to the holder of the debt.

(b)1. Example: The tenant directly owns a 25 percent interest in the real property it is leasing from a related landlord. The property is encumbered with a mortgage. The only payments made by the tenant for use of the property are payments on the mortgage. The mortgage payments are approximately equal to one-quarter of the payments that would

return to the landlord a fair rental based on the fair market value of the property. The tenant's payments of the mortgage do not constitute rent.

2. Example: The facts are the same as in the previous example, except that the mortgage payments are approximately equal to the payments that would return to the landlord a fair rental based on the fair market value of the property. Seventy-five percent of the tenant's payments of the mortgage are considered to be payments of rent, because the payments exceed by that amount payments that would be proportionate to the tenant's ownership interest.

(3)(a) When a lease or license to use or occupy real property involves the multiple use of such real property, such that a lease or license of part of the real property would be subject to tax and a lease or license of another part would be excluded from tax, the Department shall determine from the lease or license and such other information as may be available the portion of the payment for the lease or license that is exempt from tax. When insufficient information is available on which the Department can determine the exempt and taxable portions of the lease or license payments, the Department shall make a reasonable allocation of the payments between such portions. The allocation will be made on a square footage basis when the charge or value per square foot of the various parts of the real property is substantially equal.

(b) When an allocation of lease or license payments between taxable uses and exempt uses is made in the lease or license agreement, but in the judgment of the Department, the amount of rent or license fee stated in the lease or license agreement for the taxable portion of the real property does not represent true value, the Department shall make a determination of the proper amount of rent or license fee applicable thereto for the purpose of determining the amount of tax due from such other information as is available.

(c) Real property leased or rented by for-profit entities qualifying as a "residential facility for the aged" under s. 212.031(1)(b), F.S., is taxable on a pro-rata basis. The portion that is taxable is determined by the square footage that is used for commercial purposes, such as a bank, beauty shop, or giftshop, and unimproved grounds that are part of the property, compared to the total square footage of the real property.

(d) When a lease or license provides both for payments taxable as rent or license fees and for payments for nontaxable intrinsically valuable personal property, such as franchises, trademarks, service marks, logos, or patents, the tax shall be based on a reasonable allocation of the payments to the taxable property.

(4)(a) When a tenant sublets, assigns, or licenses some portion of the leased or licensed property and collects rent or license fees subject to tax, the tenant must register as a dealer and collect and remit the tax on the sublease, assignment, or license. The tenant may take credit for the tax paid to the

landlord on the area being sublet, assigned, or licensed. The amount of the credit shall not exceed the consideration received by the tenant for the sublease, assignment, or license.

(b) Examples illustrating a sublease and credit situation are as follows:

1. Tenant leases 200 square feet of floor space, all of substantially equal value, for \$400 and pays Landlord \$24 tax on the rental. Tenant subleases 100 square feet of the space to Subtenant for \$300 and collects \$18 tax. Tenant may credit against that \$18 tax the tax paid by Tenant to Landlord on 100 square feet, or \$12. Tenant thus remits to the Department \$6 tax on the sublease.

2. Tenant leases 200 square feet of floor space, all of substantially equal value, for \$400 and pays Landlord \$24 tax on the rental. Tenant subleases 100 square feet of the space to Subtenant for \$150 and collects \$9 tax. Tenant may credit against that \$9 tax the tax paid by Tenant to Landlord on 100 square feet, but only to the extent of the tax collected from Subtenant. Tenant thus remits to the Department no tax on the sublease (\$9 minus \$9).

(c) If a tenant sublets, assigns, or licenses some portion of the leased or licensed property to any person and also provides services to such person, such as display, delivery, wrapping, packaging, credit, collection, or accounting, and the charges for such services are not separately stated in writing by the tenant, the total consideration paid to the tenant is taxable. If the charges for such services are separately stated in writing, the charges for such services are not taxable.

(d) If the tenant sublets, assigns, or licenses all, or all but an incidental portion, of the leased or licensed property, the tenant may elect (by registering as a dealer and extending to the landlord a resale certificate) not to pay tax on the rent paid to the landlord and instead collect and remit tax on the consideration received by the tenant for the sublease, assignment, or license and also remit tax on the portion of the rent pertaining to the portion of the property not sublet, assigned, or licensed by the tenant.

(5)(a) The amount charged by a landlord to a tenant to cancel or terminate a lease is subject to tax if the landlord records the amount as rental or license income in its books and records or the tenant records the amount as rental expense. If such amount is not recorded as rental or license income by the landlord, or as rental expense by the tenant, then the amount is not considered a payment for the use or occupancy of real property and is not taxable. If the tenant records the amount as rental expense but does not remit tax to the landlord on such amount, the tenant shall remit the tax on such amount directly to the Department.

(b) Notwithstanding the preceding paragraph, if sufficient documentation, such as a lease, contract, or other tangible evidence, exists that establishes the amount as either a payment

for the use or occupancy of real property, or not a payment for the use or occupancy of real property, such documentation will be controlling of the taxable character of such amount.

(6)(a) When tangible personal property is left upon another's real property under a contract of bailment, the bailee is not exercising a privilege taxable under the provisions of s. 212.031, F.S., relating to leases, licenses, or rentals of real property.

(b) A bailment is a contractual agreement, oral or written, pursuant to which one person, the bailor, delivers personal property to another, the bailee, and the bailor for the duration of the relationship relinquishes his exclusive possession, control, and dominion over the personal property, so that the bailee can exclude, within the limits of the agreement, the possession of the property to others. If there is no such delivery and relinquishment of exclusive possession, and the owner's control and dominion over the property is not dependent upon the cooperation of the person on whose real property the personal property is left, and the owner's access to his or her personal property is not subject to the real property owner's control, the owner of the personal property is generally a tenant or licensee of the part of the real property upon which the personal property is left.

(c) Examples illustrating the concept of a bailment are as follows:

1. The use of a safety-deposit box in a bank or vault is a bailment, not a lease or license, because the bank has one key and the customer another key, and both keys are necessary for the customer to gain access to the box.

2. The rental of an airport locker is not a bailment, but a lease or license, because the box renter has unfettered access to the locker even though the airport operator, for security or other reasons, also has a key to the locker.

3. The use of a frozen food locker in a cold storage plant is a bailment if the plant operator's presence and assent are required in order that the food owner may access his property.

(d) A person who merely grants storage space without assuming, expressly or impliedly, any duty or responsibility with respect to the care and control of the property stored is a landlord and not a bailee, and any charge made for the storage space is taxable.

(e) In the absence of an express contract, the creation of a bailment requires that possession and control pass from the bailor to the bailee; there must be a full transfer, actual or constructive, so as to exclude the property from the possession of the owner and all other persons and give the bailee sole custody and control for the duration of the bailment.

(7) A charge for the right to use a public or private roadway for non-transportation purposes is taxable. Example: A civic organization that is not exempt from sales tax contracts with a city to have certain streets and sidewalks blocked from traffic to conduct its annual festival. The privilege granted by the city to the civic organization for the use of the streets and

sidewalks constitutes a license to use real property for non-transportation purposes. Therefore, any charge by the city to the civic organization for the use of streets and sidewalks is taxable.

(8)(a)1. The lease or license of real property used by an airline for loading or unloading passengers or property onto or from an aircraft is exempt. This real property includes: common walkways inside a terminal building used by passengers for boarding or departing from an aircraft, ticket counters, baggage claim areas, ramp and apron areas, office areas used to process tickets, baggage processing areas, areas used for the purpose of operational control of an airline's aircraft, air cargo areas, and departure lounges (the rooms that are used by passengers as sitting or gathering areas immediately before surrendering their tickets to board the aircraft). The space occupied by VIP lounges and airport clubs that are affiliated with an airline, or by a club that requires a membership or charge or for which membership or usage is determined by ticket status, is property the lease or license of which would be subject to tax.

2. If any portion of the above property is used for any other purpose, the lease or license of the property shall be subject to tax on a pro-rata basis, the exempt portion of which shall be determined by multiplying the total lease or license payment by a fraction, the numerator of which is the square footage of the areas in the airport used exclusively by an airline for the purpose of loading or unloading passengers or property onto or from aircraft and the denominator of which is the total square footage used by the airline.

3. Example: An airline leases a total of 3,000 square feet from an airport authority. The airline uses the space as follows: 1,000 square feet are used to process tickets and check in passengers' baggage; 1,000 square feet are used for the passengers' departure lounge; and 1,000 square feet are used for the management office and employees' lounge. The 1,000 square feet used to process tickets and check in baggage are exempt, as are the 1,000 square feet used as the departure lounge. The 1,000 square feet used for the management office and employees' lounge are taxable, because that space is not used exclusively for the purposes of loading or unloading passengers or property onto or from aircraft. The fraction to determine the portion of the total rental or license fee that is exempt has, therefore, 2,000 square feet as its numerator and 3,000 square feet as its denominator.

(b) The lease or license of passenger loading bridges (jetways) and baggage conveyor systems is exempt if such items are considered real property or "fixtures," as that term is defined in s. 212.06(14)(b), F.S.

(c) The lease or license of real property used for fueling aircraft is taxable when the fueling activities are conducted by a tenant or licensee that is not an airline. The charge made to an airline for the use of aprons, ramps, or other areas used for fueling aircraft is exempt.

(9)(a) A person leasing or licensing real property to be used as an integral part of the performance of qualified production services and who desires that the rental payments or license fees be exempt from tax in accordance with s. 212.031(1)(a)9., F.S., should present to the landlord a statement similar to the following at the time of execution of the lease or license:

BLANKET LEASE EXEMPTION CERTIFICATE

This is to certify that all real property rented, let, leased, or licensed by (NAME OF LANDLORD OR LICENSOR) on or after (DATE) to (NAME OF TENANT OR LICENSEE) is exempt from sales or use tax under the provisions of s. 212.031(1)(a)9., F.S., as property rented, leased, let, or licensed to be used as an integral part of the performance of “qualified production services.”

This certificate is to continue in force unless revoked by the tenant or licensee in writing, addressed to the landlord or licensor named in this agreement.

TENANT/LICENSEE _____
ADDRESS _____
SALES TAX NUMBER _____
SIGNATURE OF TENANT/LICENSEE _____
DATE _____

(b) When the real property is used for any purpose other than as an integral part of the performance of qualified production services, and the lease exemption certificate has been provided to the landlord, tax should be accrued and remitted to the Department by the tenant or licensee.

(10)(a) The rental or licensing of a public or private street or right-of-way occupied or used by a utility or franchised cable television company for utility, communications, or television purposes is exempt. For this purpose, the term “right-of-way” means an easement or way that grants the holder the right to pass over the land of another in some particular line. The term includes passageways, such as roadways, alleys, or other means to travel across or traverse property in a linear fashion. For example, a strip of land upon which a series of telephone or other utility poles have been erected is a “right-of-way.”

(b)1. The rental or licensing of real property upon which are placed antennas, cables, adjacent accessory structures, or adjacent accessory equipment used in the provision of cellular, enhanced specialized mobile radio, or personal communication services is exempt. The exemption does not apply to the rental or licensing of space on a building for the uses described in the previous sentence.

a. The term “cellular” means cellular radiotelephone service, the provision of which is subject to the provisions of 47 CFR, part 22, subpart H. The term generally refers to an automated, high capacity system of one or more multichannel

base stations designed to provide radio telecommunications services to mobile stations over a wide area in a spectrally efficient manner.

b. The term “enhanced specialized mobile radio” means a service, the provision of which is subject to the provisions of 47 CFR, part 90, subpart S. The term generally refers to a specialized mobile radio service that uses digital technology and that is connected to the Public Switched Telephone Network. The service allows for two-way telephone communications and may include other features, such as two-way paging, inventory tracking, credit card authorization, automatic vehicle locations, fleet management, inventory tracking, remote database access, and voicemail.

c. The term “personal communication services” means services the provision of which is subject to the provisions of 47 CFR, part 24, subpart D or E. Such services may be either broadband (a cellular telephone service using digital technology that includes enhanced features such as messaging and data services), or narrowband (an advanced digital paging and messaging service that may include two-way paging, response paging, data transfer, and digital voice messaging).

2. The lease or licensing of real property upon which is placed antennas, cables, adjacent accessory structures, or adjacent accessory equipment used in the provision of services other than those described in subparagraph (b)1. is fully taxable. For example, the license of space on a tower for the attachment of FM radio equipment, air-ground radiotelephone equipment, or paging equipment (other than that used to provide narrowband personal communications services or enhanced specialized mobile radio services) is taxable.

3. A person leasing or licensing real property for the uses described in subparagraph (b)1. should present to the landlord a statement similar to the following at the time of execution of the lease or license:

EXEMPTION CERTIFICATE FOR LEASE OR LICENSE OF REAL PROPERTY, OTHER THAN BUILDINGS, UPON WHICH CERTAIN ANTENNAS, EQUIPMENT, AND STRUCTURES ARE PLACED

(Name of Tenant/Licensee) certifies that it is engaged in providing either cellular radiotelephone service, personal communications services, or enhanced specialized mobile radio services, and is duly licensed by the FCC to provide such services. The undersigned also certifies that the lease or license of space is to be used for the placement of antennas, cables, adjacent accessory equipment, or adjacent accessory structures that will be used in providing cellular radiotelephone services, personal communication services, or enhanced specialized mobile radio services. The undersigned understands that when any person fraudulently, for the purpose of evading tax, issues to a vendor or to any agent of the state a certificate or statement in writing in which he or she claims exemption from the sales tax, such person, in addition to being liable for payment of the tax plus a mandatory penalty of 200%

of the tax, shall be liable for fine and punishment provided by law for conviction of a felony of the third degree, as provided in s. 775.082, s. 775.083, or s. 775.084, F.S.

_____	_____
<u>Name of Tenant/Licensee</u>	<u>Florida Sales Tax Number</u>
_____	_____
<u>Florida Gross Receipts Tax Number</u>	<u>FCC License Number</u>
Service provided (check one):	Cellular ESMR PCS

_____	_____
<u>Signature and Title of Authorized Representative</u>	<u>Date</u>

_____	_____
<u>Federal Employer Identification Number</u>	<u>Telephone Number</u>

(Form to be retained in landlord/licensor's records)

Specific Authority 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.02 (10)(h), (i), (13), 212.03(6), 212.031, 212.085 FS. History—Revised 10-7-68, Amended 2-8-69, 10-7-69, Revised 6-16-72, Amended 9-26-77, 10-18-78, 12-31-81, 7-20-82, Formerly 12A-1.70, Amended 1-2-89, 3-22-95, 7-17-95, _____.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE TITLES:	RULE NOS.:
Computation of Tax; Definitions	12B-4.052
Taxable Documents	12B-4.053
Exempt Transactions	12B-4.054

PURPOSE AND EFFECT: The proposed amendments incorporate the 1998 legislative changes to Chapter 201, F.S. The legislation amended s. 201.09(1), F.S., resulting in the elimination of the requirement to prepare a side note when renewing a term note for an amount exceeding the unpaid balance, or when renewing a note evidencing a revolving obligation for an amount exceeding the original face amount. Subsection (24) of Rule 12B-4.053, F.A.C., and subsection (1) of Rule 12B-4.054, F.A.C., are being deleted and their provisions consolidated into subsection (12) of Rule 12B-4.052, F.A.C. Language clarifying a refinancing situation where an original note and mortgage has been satisfied and a new note given is being added to Rule 12B-4.052(12), F.A.C.

SUBJECT AREA TO BE ADDRESSED: These proposed rules address the new requirements for renewing term notes and notes evidencing revolving obligations, and refinancing situations.

SPECIFIC AUTHORITY: 201.11, 213.06(1) FS.
 LAW IMPLEMENTED: 201.01, 201.08, 201.09, 201.10, 201.11, 201.21, 201.22, 201.23, 201.24, 517.32 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000
 PLACE: Room B-12, Conference Room, Carlton Building, 501 S. Calhoun St., Tallahassee, Florida

Copies of the agenda for the rule development workshop may be obtained by contacting the person listed below.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting Jamie Phillips at (850)488-0717. If you are hearing- or speech-impaired, please contact the Department by calling 1(800)DOR-TDD1 (1(800)367-8331). THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT WORKSHOP IS: Joy Eldred, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4844

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 12B-4.052 Computation of Tax; Definitions.
- (1) through (11) No change.
- (12) Renewals: Each renewal as defined in s. 201.08(5), F.S., of a written obligation to pay money, or of a mortgage or other security agreement, is taxable, unless it satisfies the requirements of s. 201.09(1), F.S.

(a) Except as provided in paragraph (e), a written agreement, such as a loan agreement, that alters or modifies the contract or obligation of an original promissory note, mortgage, trust deed, security agreement, or other evidence of indebtedness, by adding one or more obligors, increasing the principal balance, changing the interest rate, changing the maturity date, changing the payment terms, or assuming the terms of the original contract or obligation, is a renewal of the original note, mortgage, trust deed, security agreement, or other evidence of indebtedness. A renewal that does not add obligor(s) and merely changes the interest rate, the maturity date, or the payment terms is not subject to tax, provided tax was paid on the original document and the original document is attached to the renewal.

(b) A renewal of a term obligation is subject to tax on the amount of the increase of the unpaid principal balance. A term loan with periodic disbursements, such as a construction loan, may be renewed for the undisbursed amount, together with the unpaid balance of the amount that was previously disbursed, without payment of additional tax.

(c) A renewal of a revolving obligation is subject to tax on the amount of the increase over the original face amount of the original obligation.

(d) Under paragraphs (b) and (c), a separate side note is not required. The principal balance or original face amount can be indicated by a notation on the renewal document, by reference to the document being renewed, or by other proof retained by the borrower(s) or lender.

(e) Notwithstanding paragraphs (a) and (b) and (c) above:

1. A renewal note that adds one or more obligors is subject to tax on the full amount of the obligation.

2. An assumption of an existing obligation is subject to tax on the full amount of the note assumed.

3. A renewal note is subject to tax on the full amount of the obligation if the proper tax was not paid on the instrument being renewed.

a. A renewal of a promissory note is subject to tax on the full amount of the obligation if the note being renewed is not attached with cancelled stamps or an appropriate notation showing full payment of tax imposed by law.

b. A renewal mortgage or other security document shall state the official book and page number of the original mortgage or other security document being renewed which evidences prior payment in full of stamp tax due, or shall have attached to it for recording the original note or a copy thereof with evidence of proper stamp tax paid. Unless this evidence is present, the renewal is subject to tax on the full amount of the obligation.

4. If the original note and mortgage is satisfied, an instrument that might otherwise appear to be a renewal of the original note and mortgage is taxable on the full amount of the obligation. (In this case, the instrument represents a new obligation.)

(f) A written agreement that does not modify the terms of the indebtedness evidenced by a promissory note, mortgage, trust deed, security agreement, or other evidence of indebtedness in a way described in paragraph (a) is not a renewal. Examples of modifications to documents that are not renewals include those given or recorded to:

1. Correct errors;

2. Modify covenants, conditions, or terms unrelated to the debt;

3. Sever a lien into separate liens;

4. Provide additional or substitute security for the indebtedness;

5. Consolidate indebtedness or collateral;

6. Add, change, or delete guarantors; or

7. Substitute a new mortgagee or payee.

(g) When a promissory note references terms (interest rate, payments terms, or maturity date) contained in a loan agreement, and neither document expressly incorporates the other, a modification or amendment of such terms contained in the loan agreement is not treated as a renewal of the promissory note. However, if the modifying document amends the promissory note itself in a way described in the definition of a renewal in paragraph (a), then the modifying document is a renewal.

~~(12) Renewal Note, Mortgage, Trust Deed, Security Agreement or Other Evidence of Indebtedness:~~

~~(a) A written agreement which alters or modifies the contract or obligation of an original promissory note, mortgage, trust deed, security agreement or other evidence of indebtedness, by adding one or more obligors, increasing the principal balance, changing the interest rate, changing the maturity date, changing the payment terms, or assuming the terms of the original contract or obligation is a renewal of the original note, mortgage, trust deed, security agreement, or other evidence of indebtedness. A renewal which changes the interest rate, maturity date or the payment terms is not subject to tax where the tax was paid on the original document. A renewal which adds one or more obligors, increases the unpaid principal balance of a term loan, or increases the face amount of a revolving line of credit, or where the tax was not paid on the original document is subject to tax. See also s. 201.09, F.S. Cross Reference — Rules 12B-4.051(1), 12B-4.053(19), F.A.C., and s. 201.08(5), F.S.~~

~~(b) A written agreement that does not modify the terms of the indebtedness evidenced by a promissory note, mortgage, trust deed, security agreement, or other evidence of indebtedness in a way described in (a) is not a renewal. Examples of modifications to documents that are not renewals include those given or recorded to correct errors, modify covenants, conditions, or terms unrelated to the debt; sever a lien into separate liens; provide for additional collateral, substitute, or further security for the indebtedness; consolidate indebtedness or collateral; add, change, or delete guarantors; or substitute a new mortgagee or payee.~~

~~(c) When a promissory note references terms (interest rate, payment terms, or maturity date) contained in a loan agreement and neither document expressly incorporates the other, a modification or amendment of such terms contained in the loan agreement is not considered to be a renewal of the promissory note. However, if the promissory note itself is amended as described in (a), the modifying document is a renewal.~~

~~(13) No change.~~

~~Specific Authority 201.11, 213.06(1) FS. Law Implemented 201.08, 201.09 FS. History—Revised 8-18-73, Formerly 12A-4.52, Amended 8-8-78, 3-12-79, 2-3-80, 3-30-81, 8-29-84, Formerly 12B-4.52, Amended 12-5-89, 2-13-91, 10-18-94, 12-30-97, 7-28-98,_____.~~

~~12B-4.053 Taxable Documents.~~

~~(1) through (23) No change.~~

~~(24) Renewal notes: Renewed notes are taxable for the full amount of the obligation or indebtedness evidenced thereby, unless they meet the requirements of s. 201.09(1), F.S. Examples of renewal notes requiring tax include but are not limited to the following notes, where:~~

~~(a) The unpaid balance of a term note is increased.~~

~~(b) The face amount of a revolving line of credit is increased.~~

~~(c) An additional obligor is added.~~

~~(d) The original note is assumed by another person.~~

(e) There is no attachment of the original note with cancelled stamps or appropriate notation thereon showing full payment of tax as required by law. Cross Reference — Rule 12B-4.052(12) and Rule 12B-4.054(1), F.A.C.

(25) through (34) renumbered (24) through (33) No change.

Specific Authority 201.11, 213.06(1) FS. Law Implemented 201.01, 201.08 FS. History—Revised 8-18-73, Formerly 12A-4.53, Amended 2-21-77, 11-29-79, 4-11-80, 7-27-80, 12-23-80, 3-30-81, 12-30-82, 8-29-84, Formerly 12B-4.53, Amended 12-29-86, 12-5-89, 2-13-91, 10-18-94, 12-30-97, 7-28-98, _____.

12B-4.054 Exempt Transactions.

~~(1) Renewal Notes, Mortgages, Trust Deeds, Security Agreements, or Other Evidences of Indebtedness: When any note, mortgage, trust deed, security agreement, or other evidence of indebtedness is given in renewal of the note, mortgage, trust deed, security agreement, or other evidence of indebtedness, the document shall not be subject to stamp tax provided all of the requirements under s. 201.09, F.S., have been met. A renewal note shall have attached to it the original note, showing full payment of tax due. A renewal mortgage, trust deed, security agreement, or other evidence of indebtedness shall state the official book and page number of the original mortgage or other security document being renewed which evidences prior payment in full of stamp tax due, or shall have attached to it for recording the original note or a copy thereof with evidence of proper stamp tax paid. Examples of exempt note transactions are as follows (same rationale is applicable to mortgages, trust deeds, security agreements, or other evidences of indebtedness): Also see s. 201.08(5), F.S., and Rule 12B-4.052(12), F.A.C.~~

~~(a) A renewal note executed merely to increase the rate of interest or to extend the length of payments of an existing note, without enlargement of the existing principal balance, is not taxable. (1959 Op. Att’y. Gen. Fla. 059-11 (Jan. 21, 1959))~~

~~(b) The insertion of the name of a new payee, who has become holder of the original note and is entitled to receive payment of the obligation, does not make the note taxable if all other provisions of s. 201.09, F.S., are met. (1962 Op. Att’y. Gen. Fla. 062-139 (Oct. 23, 1962))~~

~~(c) Renewal of a master note, note drawn in connection with a letter of credit, bail bond or otherwise is exempt if, at date of renewal, the face amount of the renewal note does not exceed the unpaid balance of the original note and all other requirements of s. 201.09, F.S., are met. Cross Reference — Rule 12B-4.053(29), F.A.C.~~

~~(d) A note renewing a revolving obligation may be renewed tax free for the full original face amount of the original obligation provided all other requirements of s. 201.09, F.S., are met. Term notes such as construction loans or other loans with periodic disbursements may be renewed for the undisbursed amount together with only the unpaid balance of the amount which was previously disbursed. Cross Reference — Rule 12B-4.052(12)(a), F.A.C.~~

~~(e) After June 30, 1990, a renewal note will be exempt if it is executed only by the original obligor of the original promissory note and all other requirements of s. 201.09, F.S., are met.~~

(2) through (31) renumbered (1) through (30) No change.

Specific Authority 201.11, 213.06(1) FS. Law Implemented 201.01, 201.08, 201.09, 201.10, 201.11, 201.21, 201.22, 201.23, 201.24, 517.32 FS. History—Revised 8-18-73, Formerly 12A-4.54, Amended 2-21-77, 11-29-79, 3-5-80, 4-11-80, 7-27-80, 12-23-80, 2-12-81, Formerly 12B-4.54, Amended 3-30-81, 12-3-81, 12-29-86, 12-5-89, 2-13-91, 10-18-94, 12-30-97, 7-28-98, _____.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE TITLE: RULE NO.:

Computation of Phosphate Rock Tax Rate 12B-7.0225

PURPOSE AND EFFECT: Section 211.3103(6), F.S., requires the Department to annually determine the phosphate rock base rate adjustment and the resulting annual phosphate rock tax rate, and to provide written notice to affected producers on or before April 15 of each year. Section 211.3103(6)(e), F.S., authorizes the adoption of another index if the Phosphate Rock Primary Products Index is discontinued. The U.S. Department of Labor, Bureau of Labor Statistics, has discontinued Commodity Code 1475. The Department will now use the Producer Price Index Commodity Code 147. Therefore, the creation of Rule 12B-7.0225, FAC., is necessary to adopt this index.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is the proposed adoption of the U.S. Bureau of Labor Statistics Producer Price Index Commodity Code 147, as required by s. 211.3103(6)(e), F.S.

SPECIFIC AUTHORITY: 211.3103(6)(e), 213.06(1) FS.

LAW IMPLEMENTED: 211.3103 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Room 435, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Copies of the agenda for the rule development workshop may be obtained by contacting the person listed below.

Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting: Jamie Phillips, (850)488-0717. If you are hearing or speech-impaired, please contact the Department by calling 1(800)DOR-TDD1 (1(800)367-8331).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT WORKSHOP IS: Joseph Parramore, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4709

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12B-7.0225 Computation of Phosphate Rock Tax Rate.

The U.S. Bureau of Labor Statistics Producer Price Index Commodity Code 147, Chemical and Fertilizer Mineral Mining, is hereby adopted by reference for the purpose of calculating the annual base rate adjustment to the phosphate rock tax rate.

Specific Authority 211.3103(6)(e), 213.06(1) FS. Law Implemented 211.3103 FS. History--New _____.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE TITLES:	RULE NOS.:
Documents, Extensions, and Due Dates for Filing	12C-3.0015
Calculation of Tax upon Resident Decedent Estates	12C-3.0035
Calculation of Tax upon Nonresident Decedent Estates	12C-3.0045
Calculation of Tax upon Nonresident Alien Decedent Estates	12C-3.0055
Forms	12C-3.008
Releases	12C-3.012
Protest Procedures	12C-3.013

PURPOSE AND EFFECT: A) The proposed amendments to Rule 12C-3.0015, FAC., revise the terms under which a new form, Affidavit of No Florida Estate Tax Due, will be used for decedents dying on or after January 1, 2000, whose estates are not subject to federal or Florida estate tax. The affidavit, when recorded in the county where the decedent's property is located, will remove the Department's lien. It explains the conditions under which a Nontaxable Certificate and Receipt for Estate Tax will be issued for estates filing a federal estate tax return. The changes specify a new Florida estate tax form which must be filed for estates that file a federal estate tax return. B) The proposed amendments to Rule 12C-3.0035, FAC., explain how to calculate the portion of the new Florida Estate Tax Return for Residents, Nonresidents and Nonresident Aliens, that applies to resident decedent estates. It gives requirements concerning when refunds of estate taxes are secured from other states. C) The proposed changes to Rule 12C-3.0045, FAC., explain how to calculate the portion of the new Florida Estate Tax return that applies to nonresident decedent estates. D) The proposed amendments to Rule 12C-3.0055, FAC., explain how to calculate the portion of the new Florida Estate Tax return that applies to nonresident alien decedent estates. E) The proposed changes to Rule 12C-3.008, FAC., give instructions for obtaining forms by fax, by calling the Department, or by downloading selected forms from the Department's Internet site. The current estate tax forms are listed. F) The proposed amendments to Rule 12C-3.012, FAC., give information regarding the use of a new combined form for

the waiver and release of a Florida estate tax lien. G) The proposed changes to Rule 12C-3.013, FAC., state how to protest items in a billing notice.

SUBJECT AREA TO BE ADDRESSED: These proposed rule amendments address the Department's statutory responsibilities regarding the administration, collection, and enforcement of Florida's estate tax. Also, these proposed rule changes implement statutory revisions enacted by the 1999 Legislature.

SPECIFIC AUTHORITY: 72.011, 198.08, 213.06(1), 213.21 FS.

LAW IMPLEMENTED: 72.011, 198.02, 198.03, 198.04, 198.05, 198.08, 198.12, 198.13, 198.14, 198.15, 198.22, 198.32, 213.21 FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

PLACE: Room 435, Conference Room, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Copies of the agenda for the rule development workshop may be obtained by contacting the person listed below.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least five (5) calendar days before such proceeding by contacting: Jamie Phillips, (850)488-0717. If you are hearing or speech impaired, please contact the Department by calling 1(800)DOR-TDD1 (1(800)367-8331).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT WORKSHOP IS: Maryellen Clemens, Senior Tax Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4712

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12C-3.0015 Documents, Extensions, and Due Dates for Filing.

(1) Preliminary Notice and Report. For estates of decedents dying before January 1, 2000, within ~~Within~~ 2 months after the decedent's death or within a like period after qualifying as such, the personal representative shall submit to the Department of Revenue Form DR-301, Preliminary Notice and Report, to determine whether or not the estate is subject to tax.

(2) Estate Not Subject to Tax. For decedents dying prior to January 1, 2000, if ~~If~~ the estate is not subject to federal estate tax, upon receipt of the Form DR-301 and \$5 fee, a nontaxable certificate will be issued to the estate's representative. This nontaxable certificate; (Form DR-302) may be ~~when~~ recorded

in the county where the decedent owned property is located, will help show clear title to assets to be transferred from the decedent's estate. For decedents dying after December 31, 1999, the Department will no longer issue a Nontaxable Certificate and Receipt for Estate Tax (Form DR-302) in this instance. For decedents dying on or after January 1, 2000, if the estate is not subject to federal or Florida estate tax, the personal representative may file an Affidavit of No Florida Estate Tax Due (Form DR-312) with the Clerk of Court in each county where the decedent owned property. The affidavit will attest that no federal estate tax return (federal Form 706) is required to be filed for the estate, and no Florida estate tax is due pursuant to Chapter 198, F.S. The certificate (Form DR-302) or affidavit (Form DR-312), when recorded in the county where the decedent's property is located, will remove the Department's lien. The certificate or affidavit is admissible in evidence to show nonliability for tax.

(3) Estate Possibly Subject to Tax. The gross estate of a resident decedent includes interests in property owned outside the United States. For decedents dying prior to January 1, 2000, in addition to the DR-301 report, within nine months after the decedent's death, the personal representative (as defined in Section 198.01(2), F.S.); of every estate of a Florida resident, nonresident, or alien decedent whose estate includes Florida property and is subject to filing under the federal Federal Internal Revenue Code; shall file a an executed copy of the executed federal estate tax return Federal Estate Tax Return (federal Federal Form 706 or federal Federal Form 706-NA 706NA), together with any payment of the Florida estate tax due with the Department of Revenue within nine months from the date of death. The copy of the executed Federal Estate Tax Return serves as the Florida estate tax return. If the Department of Revenue determines that the estate owes no tax to Florida, upon payment of a \$5 fee, the Department will issue to the personal representative a Nontaxable Certificate and Receipt for Estate Tax (DR-302). This certificate has the same effect as a receipt. It may be recorded in the county or counties in which the decedent owned property. The certificate is admissible as evidence that the estate owes no Florida estate tax. For decedents dying on or after January 1, 2000, the personal representative of an estate owning Florida property must file the Florida Estate Tax Return for Residents, Nonresidents and Nonresident Aliens (Florida Form F-706), and a copy of the executed federal estate tax return (federal Form 706 or federal Form 706-NA), together with any payment of Florida estate tax estimated to be due. Upon receipt of a copy of the federal closing letter and payment of any Florida estate tax due, the Department will issue a Final Certificate, Form DR-304. This certificate may be recorded as evidence that no additional Florida Estate Tax is due.

(4) Domicile Affidavit – If the estate is filing as a Florida nonresident, the personal representative must file the Estate Tax Domicile Affidavit, Form DR-310, with the copies copy of the executed Florida Form F-706 and executed federal Federal Form 706.

(5) Extensions.

(a) If an extension of time is required for filing the copy of the federal Federal Form 706 return or paying the Florida estate tax, the personal representative must file a copy of the federal extension request with the Department within 30 days after filing such request with the federal taxing authorities. If the federal Federal Internal Revenue Service grants the extension, the personal representative must file a copy of the approved federal extension with the Florida Department of Revenue within 30 days of receiving the approved federal extension. The Department will grant the same extension to pay or file with Florida as granted by the federal Federal Internal Revenue Service.

(b) An extension of time to file the copy of the federal Federal Form 706 return does not extend the time to pay the Florida estate tax. Interest on any tax due and not paid by the original due date (as specified in Rule 12C-3.001(3), F.A.C.) will accrue from the original due date to the date the tax is paid.

(6) No change.

Specific Authority 198.08, 213.06(1) FS. Law Implemented 198.02, 198.03, 198.04, 198.05, 198.12, 198.13, 198.14, 198.15, 198.32 FS. History—New 12-13-94, Amended _____.

12C-3.0035 Calculation of Tax upon Resident Decedent Estates.

(1) The gross estate includes interests in property owned outside the United States. The credit for state death taxes as shown on the federal return is the beginning point for determination of the tax due Florida: on Form F-706, Florida Estate Tax Return for Residents, Nonresidents and Nonresident Aliens. The amount shown on line 1, Part II, of this return is This entire credit is the amount of tax due Florida if the decedent was a Florida resident and the situs of all property in the estate was located in Florida. In the case of a resident decedent owning property with a situs in other states, a reduction against the Florida tax is allowed on line 2, Part II, of the Florida return for the estate taxes properly paid to the other states after all refunds of state taxes are adjusted against the other state taxes paid. If refunds are secured from other states after the Florida F-706 return is filed, the Florida Estate Tax Return must be amended and these amounts must be remitted to Florida, because the refunded amounts would render line 2, Part II, of the original Florida return in error. The gross estate includes interests in property owned outside the United States.

(2) No change.

(3) Subsequent State Tax Refunds. If, after filing Form F-706, Florida Estate Tax Return for Residents, Nonresidents and Nonresident Aliens and a ~~an executed~~ copy of the executed federal estate tax return (~~federal Federal~~ Form 706) with the Department of Revenue, any amount of estate or inheritance tax is subsequently refunded by another state either prior to or after the closing letter is received from the IRS (or the Final Certificate, Form DR-304 is issued to the estate), the personal representative is required to notify the Florida Department of Revenue by filing an amended F-706 Florida Estate Tax Return indicating ~~of~~ the corrected amount of estate or inheritance tax properly paid to the other state and must remit the amount of the refund to Florida, plus interest on the refunded amount from the ~~original due date of the return~~ until the tax is remitted ~~paid~~ to Florida.

(4) No change.

Specific Authority 198.08, 213.06(1) FS. Law Implemented 198.02 FS. History—New 12-13-94, Amended.

12C-3.0045 Calculation of Tax upon Nonresident Decedent Estates.

(1) If the decedent was not a resident of Florida (but was a citizen or resident of the United States) and the estate owns property with a situs in Florida and a credit for state death taxes is taken on the federal return, estate tax will be due the State of Florida if the Florida property, in Part III, Florida Form F-706, as reduced by any related nonrecourse mortgage, has any value remaining after such reduction (but not below zero).

(2) To determine the amount of Florida estate tax due on Florida Form F-706, divide the gross value (net of nonrecourse mortgages) of the Florida assets property (line 6, Part III) by the gross value (net of nonrecourse mortgages) of the entire estate taxable by the United States (including property located outside the United States), line 7, Part III, and multiply this number by the credit for state death taxes, line 5, Part III. The result of these calculations is the amount of estate tax due Florida on line 9 of Part III, Form F-706:

Florida Estate Tax =

$$\frac{\text{Gross value of Florida property}}{\text{Gross value of entire estate wherever situate}*} \times \text{Federal Credit for State Death Taxes}$$

*The gross value of the entire estate wherever situate includes all property in which the decedent had any interest, including property outside the United States.

(3) No change.

(4) Marital Deduction Property. The gross value of marital deduction property is included in the gross value of Florida property on line 6, Part III, if such property has a Florida situs and is included in the gross value of the estate, line 7, Part III, wherever situate. As part of the gross estate, such property is included in Florida's estate tax formula in Part III of the Florida F-706 Estate Tax Return.

Specific Authority 198.08, 213.06(1) FS. Law Implemented 198.03, 198.22 FS. History—New 12-13-94, Amended.

12C-3.0055 Calculation of Tax upon NonResident Alien Decedent Estates.

(1) The following formula shall be used in calculating the tax upon the estate of an alien decedent who was not a citizen or resident of the United States at the time of death but who owned property in Florida: The gross value of property taxable under Florida estate tax law, line 13, Part IV, of the Florida Estate Tax Return Form F-706, as finally determined by the United States Internal Revenue Service in federal Form 706-NA, multiplied by the credit allowable for state death tax, line 12, Part IV, under the Federal Revenue Act, divided by the gross value of the estate taxable by the United States, line 14, Part IV, or:

Florida Estate Tax =

$$\frac{\text{Gross value of Florida property}}{\text{Gross value of all property located in the United States}*} \times \text{Federal Credit for State Death Taxes}$$

(2) The entire amount of the federal credit for state death taxes as shown on the executed copy of the ~~federal Federal~~ Form 706-NA ~~706NA~~ and line 12, Part IV, of Florida Form F-706 is the amount of tax due Florida if all the United States property owned by the nonresident alien decedent was located in Florida. A portion of this credit is due Florida, line 16, Part IV, if other property is owned by the nonresident alien decedent in other states. There is no Florida limitation (other than the amount of the credit for state death taxes) on the total amount of estate tax due Florida where some property is owned by the nonresident alien decedent in other states of the United States.

Specific Authority 198.08, 213.06(1) FS. Law Implemented 198.04 FS. History—New 12-13-94, Amended.

12C-3.008 Forms.

The following public-use forms and instructions are employed by the Department in its dealings with the public and are hereby adopted by reference. These forms are available by: 1) writing the Florida Department of Revenue, Forms Distribution Center, 168 Blountstown Highway, Tallahassee, Florida 32304; or, 2) faxing the Forms Distribution Center at 850-922-2208; or, 3) using a fax machine telephone handset to call the Department's automated Fax On Demand system at 850-922-3676; or, 4) visiting any local Department of Revenue Service Center to personally obtain a copy; or, 5) calling the Forms Request Line during regular office hours at 800-352-3671 (in Florida only) or 850-488-6800; or, 6) downloading selected forms from the Department's Internet site stated in the parentheses (<http://sun6.dms.state.fl.us/dor/>). Copies may be obtained by application to the Department of Revenue, Bureau of Tax Information and Media Services, P. O. Box 7443, Tallahassee, Florida 32399-7443.

Form Number	Title	Effective Date
(1) DR-301 DR-302	Preliminary Notice and Report (r. 07/99 05/93) Nontaxable Certificate and Receipt for Estate Tax (r. 07/90)	08/94
DR-304	Final Certificate for Estate Tax (r. 05/90)	01/93
DR-305	Certified Copy of Final Certificate (r. 07/90)	01/93
DR-306	Certified Copy of Nontaxable Certificate (r. 08/92)	01/93
DR-307	Preliminary Monthly Report (r. 08/92)	01/93
(2) DR-308	Request Application and Certificate for Waiver and Release of Florida Estate Tax Lien (r. 10/99 09/82)	01/93
DR-309	Certificate of Waiver and Release of Florida Estate Tax Lien (r. 08/92)	01/93
(3) DR-310	Estate Tax Domicile Affidavit (r. 11/96 n. 04/94)	08/94
DR-311	Notice of Proposed Estate Tax Assessment (n. 06/94)	08/94
(4) DR-312	Affidavit of No Florida Estate Tax Due (for decedents dying on or after January 1, 2000) (n. 01/00)	_____
(5) F-706	Florida Estate Tax Return for Residents, Nonresidents and Nonresident Aliens (n. 01/00)	_____

Specific Authority 198.08, 213.06(1) FS. Law Implemented 198.08 120.53(1)(b) FS. History—New 9-26-77, Formerly 12C-3.08, Amended 1-11-93, 8-25-94, _____.

12C-3.012 Releases.

A decedent's estate being probated in this state may request a release of certain property from the estate tax lien. A release will be issued under the following conditions:

- (1) through (2) No change.
- (3) Waiver and Release of the Florida Estate Tax Lien.

When a release is requested, if it appears that a tentative tax or additional tax will be due this state on the basis of the information contained in the Request Application and Certificate for Waiver and Release of the Florida Estate Tax Lien (Form ~~DR-308~~), the tentative tax as determined in subsections (1) or (2) of in this rule section may be required before the Waiver and Release is issued.

Specific Authority 198.08, 213.06(1) FS. Law Implemented 198.22 FS. History—New 8-25-94, Amended 12-13-94, _____.

12C-3.013 Protest Procedures.

(1) After receiving a billing notice ~~issued by the Bureau of Returns Processing~~, the personal representative of the estate shall have 60 calendar days from the issuance of the billing notice to resolve the issue with the Revenue Specialist Examiner or Revenue Specialist Examiner's Supervisor. The personal representative may either call or write the Revenue Specialist Examiner at the telephone number or address indicated on the billing notice ~~or write the Chief, Bureau of Returns Processing, Department of Revenue, Building F, 5050 West Tennessee Street, Tallahassee, Florida 32399-0100~~. If the matter is not resolved at the end of the specified 60 calendar day period, the personal representative of the estate will be given an opportunity to request that a Notice of Proposed Estate Tax Assessment (Form DR-311), incorporated by reference in Rule 12C-3.008, F.A.C., be issued. Alternatively, the personal representative of the estate may request a Notice of Proposed Estate Tax Assessment at any time if he or she wishes they wish to pursue other administrative or judicial remedies.

- (2) through (4) No change.

Specific Authority 72.011, ~~120.53(1)~~, 198.08, 213.06(1), 213.21(1)(a) FS. Law Implemented 72.011, 198.08, 213.21 FS. History—New 8-25-94, Amended _____.

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Monthly Reports by Citrus
RULE CHAPTER NO.: 20-3

RULE TITLES: Fruit Dealers
RULE NOS.: 20-3.001

Quantity of Fruit Handled 20-3.002
Processed Product Report 20-3.002

PURPOSE AND EFFECT: Would add a new rule section codifying reporting procedures followed by registered processing plants.

SUBJECT AREA TO BE ADDRESSED: Registered processing plant reporting procedures.

SPECIFIC AUTHORITY: 601.10(1),(7),(8), 601.15(1),(2), (4),(10), 601.155(7), 601.28(4), 601.69, 601.701 FS.

LAW IMPLEMENTED: 601.10(8), 601.15(1), 601.155(7), 601.69 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: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

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

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Agency Organization and Operation
RULE CHAPTER NO.: 20-100

RULE TITLE: Official Forms Used by Agency
RULE NO.: 20-100.004

PURPOSE AND EFFECT: Updates list of official forms used by the Department of Citrus in conducting its business with the public.

SUBJECT AREA TO BE ADDRESSED: List of official forms used by the Department in conducting its business with the public.

SPECIFIC AUTHORITY: 601.10(1),(15) FS.
LAW IMPLEMENTED: 601.10(15) FS.

IF REQUESTED 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: Joan B. Martin, Administrative Assistant, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

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

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

Division of Workers' Compensation

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Obligation to Rehire Rules	38F-57
RULE TITLES:	RULE NOS.:
Obligation to Rehire	38F-57.001
Definitions	38F-57.002
Penalty for Employer's Failure to Rehire	38F-57.003
MMI Notification	38F-57.004

PURPOSE AND EFFECT: This rule will establish the procedure to be followed by the Division of Workers' Compensation in assessing fines under s. 440.15(6), F.S., for certain employers' failure to make good faith offers of re-employment to their injured employees.

SUBJECT AREA TO BE ADDRESSED: Section 440.15(6), F.S., requires certain employers to make good faith offers of employment to their injured employees. Employers who do not do so are subject to the assessment of a fine of up to \$2,000 per violation. Any fine would be assessed by the Division of Workers' Compensation.

SPECIFIC AUTHORITY: 440.15(6) FS.

LAW IMPLEMENTED: 440.15(6) FS.

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

PLACE: Room 301-F, Forrest Building, 2728 Centerview Drive, Tallahassee, Florida

TIME AND DATE: 9:00 a.m. to 12:00 noon, Tuesday, February 29, 2000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Reginald Watkins, Chief, Bureau of Rehabilitation and Medical Services, telephone number (850)488-3431, ext. 320, e-mail: watkinr@wcpst.fdles.state.fl.us; 2728 Centerview Drive, Suite 100, Forrest Building, Tallahassee, FL 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

38F-57.001 Obligation to Rehire.

Any employer who consistently employs 51 or more employees shall be subject to a fine for failure to comply with the provisions of Section 440.15(6), F.S.

Specific Authority 440.15(6) FS. Law Implemented 440.15(6) FS. History—
New _____.

38F-57.002 Definitions.

(1) "Consistently employs" means that the employer is employing 51 or more full time equivalent employees for 90 percent of the regular work days for 1 calendar year immediately preceding the date of accident, or if the employer has been in business less than one year the employer must have employed 51 or more full time equivalent employees for 90 percent of the regular work days from the start of the business to the time of accident.

(2) "Good Faith" means that within thirty days after the accident employer has received notice from the carrier that the employee has reached maximum medical improvement and has received notice of the employee's physical limitations, the accident employer:

(a) offers the employee a bona fide job in writing which is within the employee's physical limitations; or

(b) refers the employee to no less than five other employers who have advised in writing that they have employment available within the employee's physical limitations; or

(c) provides to the employee full employment services provided by a licensed Employment Service. The service must begin within 30 days of notification of MMI and physical limitations and must continue for at least 30 days thereafter; or

(d) ascertains that the employee has obtained suitable gainful employment elsewhere; or

(e) requests that the carrier provide full reemployment services pursuant to Section 440.491, Florida Statutes and the carrier agrees to provide such services.

Specific Authority 440.15(6) FS. Law Implemented 440.15(6) FS. History—
New _____.

38F-57.003 Penalty for Employer's Failure to Rehire.

(1) The Division shall assess a fine of \$250 for every \$5,000 of the greater of the employer's workers' compensation premium or payroll, not to exceed a total of \$2,000 per violation when the employer has not in good faith, as defined above, offered the employee employment appropriate to the employee's physical limitations within 30 days after receipt from the carrier of the employee's date of maximum medical improvement and the employee's physical limitations.

(2) The Division shall not assess the above fine when the employer refuses to offer the employee employment if such refusal is because of the employee's misconduct at the time of injury or the employee's violation of the employer's established rules which would otherwise result in the employee's termination from employment. Employee misconduct includes, but is not limited to:

(a) Conduct evincing such willful or wanton disregard of an employer's interests as is found in deliberate violation or disregard of standards of behavior which the employer has the right to expect of his employee; or

(b) Carelessness or negligence of such a degree or recurrence as to manifest culpability, wrongful intent, or evil design, or to show an intentional and substantial disregard of an employer's interests or of the employee's duties and obligations to his employer.

Specific Authority 440.15(6) FS. Law Implemented 440.15(6) FS. History--New _____.

38F-57.004 MMI Notification.

When the carrier is notified that the employee has reached maximum medical (MMI) improvement and the employee's physical limitations, the carrier shall notify the employer within 15 days after such notification.

Specific Authority 440.15(6) FS. Law Implemented 440.15(6) FS. History--New _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Cost Management and Control

RULE TITLES:	RULE NOS.:
Reporting Instructions	59B-13.001
Definitions	59B-13.002
Uniform Data Specifications	59B-13.003
Certification	59B-13.004
Penalties for Report Deficiencies	59B-13.005
Uniform Publication Format	59B-13.006

PURPOSE AND EFFECT: The proposed rules require that health maintenance organizations report data to the agency that are indicators of access and quality of care for Florida members. The proposed rules require an annual report of indicator data in a uniform electronic format. The proposed rules require that the health maintenance organizations deliver a certification to the agency from an independent auditor that certifies that the indicator data is an accurate representation of the specified health care services afforded to Florida members of the health maintenance organization. The proposed rules establish penalties for late reports or late certification, incomplete reports or certification, false reports or certification, and refusal to report or to certify. The proposed rules establish a uniform format for publication of health maintenance indicator data.

SUBJECT AREA TO BE ADDRESSED: Health maintenance organizations are required to release to the agency data that are indicators of access and quality of care. The agency is developing rules specifying data reporting procedures for these indicators as required by s. 641.51(8), Florida Statutes.

SPECIFIC AUTHORITY: 408.15(8) FS.

LAW IMPLEMENTED: 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS.

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

TIME AND DATE: 10:00 a.m., February 22, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jerry Mayer, Director, State Center for Health Statistics, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59B-13.001 Reporting Instructions.

(1) Any health maintenance organization authorized to transact business in the state under Chapter 641, Florida Statutes as of January 1 of the report year shall report access and quality indicator data for Florida members to the agency as described in Rules 59B-13.001, 59B-13.002, 59B-13.003 and 59B-13.004.

(2) Beginning with calendar year 1999 data, each health maintenance organization shall submit indicator data for each calendar year period no later than October 1 of the following year.

(3) Extensions to the indicator data due date will be granted by the Administrator of Research and Analysis for a maximum of 30 days from the due date in response to a written request signed by the chief executive officer of the health maintenance organization or his or her designee. The request must be received prior to the due date and the delay must be due to unforeseen and unforeseeable factors beyond the control of the reporting health maintenance organization. Extensions shall not be granted verbally.

(4) Each health maintenance organization shall submit indicator data in a text (ASCII) file. The file name shall be in the format: HMOyyyy.text where yyyy is the year of the indicator data.

(5) Each health maintenance organization shall send indicator data by electronic mail to HMOguide@fdhc.state.fl.us or to the agency's mailing address using a 3.5" diskette. The mailing address of the agency is: Agency for Health Care Administration, 2727 Mahan Drive,

Tallahassee, Florida 32308 with the statement, “Attention: State Center for Health Statistics.” The diskette must have an external label affixed with the following information:

(a) “HMO Indicator Data”;

(b) Health maintenance organization identification number assigned by the agency;

(c) Health maintenance organization name;

(d) File name in the format HMOyyyy.txt where yyyy is the year of the indicator data; and

(e) Number of records in the file. Health maintenance organizations submitting indicator data using electronic mail shall include in the electronic mailing the following information:

(a) “HMO Indicator Data”;

(b) Health maintenance organization identification number assigned by the agency;

(c) Health maintenance organization name;

(d) File name in the format HMOyyyy.txt where yyyy is the year of the indicator data; and

(e) Number of records in the file.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

59B-13.002 Definitions.

(1) “HEDIS” means the Health Plan Employer Data Information Set developed and published by the National Committee for Quality Assurance, 2000 L Street NW, Suite 500 Washington, DC 20036. HEDIS includes technical specifications for the calculation of indicators of access and quality of care.

(2) “Hybrid” means a source and method of data collection using both administrative records and a sample of medical records as specified by HEDIS.

(3) “HEDIS Rotation Schedule” means the indicators of access and quality of care required for each calendar year of data. The rotation schedule is available on the Internet at www.ncqa.org.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

59B-13.003 Uniform Data Specifications.

(1) Each health maintenance organization shall submit Florida member data for each indicator of access or quality of care listed in (a) through (s) below as required by the HEDIS rotation schedule for the calendar year. Indicators not referenced in the HEDIS rotation schedule must be reported annually. For each indicator, use the HEDIS specifications for the calendar year of data to be reported.

(a) Indicator 001 – Breast cancer screening. Required for Medicaid, commercial, and Medicare patients.

(b) Indicator 002 – Cervical cancer screening. Required for Medicaid and commercial patients.

(c) Indicator 003 – Prenatal care in the first trimester. Required for Medicaid and commercial patients.

(d) Indicator 004 – Controlling high blood pressure. Required for Medicaid, commercial, and Medicare patients.

(e) Indicator 005 – Beta blocker treatment after a heart attack. Required for Medicaid, commercial, and Medicare patients.

(f) Indicator 006 – Diabetes care, lipid profile performed. Required for Medicaid, commercial, and Medicare patients.

(g) Indicator 007 – Diabetes care, lipids controlled. Required for Medicaid, commercial, and Medicare patients.

(h) Indicator 008 – Diabetes care, dilated eye exam performed. Required for Medicaid, commercial, and Medicare patients.

(i) Indicator 009 – Diabetes care, kidney disease monitored. Required for Medicaid, commercial, and Medicare patients.

(j) Indicator 010 – Use of appropriate medications for people with asthma, 5 to 9 year-olds. Required for Medicaid and commercial patients.

(k) Indicator 011 – Use of appropriate medications for people with asthma, 10 to 17 year-olds. Required for Medicaid and commercial patients.

(l) Indicator 012 – Use of appropriate medications for people with asthma, 18 to 56 year-olds. Required for Medicaid and commercial patients.

(m) Indicator 013 – Use of appropriate medications for people with asthma, combined. Required for Medicaid and commercial patients.

(n) Indicator 014 – Antidepressant medication management, optimal practitioner contacts for medication management. Required for Medicaid, commercial, and Medicare patients.

(o) Indicator 015 – Antidepressant medication management, effective acute phase treatment. Required for Medicaid, commercial, and Medicare patients.

(p) Indicator 016 – Antidepressant medication management, effective continuation phase treatment. Required for Medicaid, commercial, and Medicare patients.

(q) Indicator 017 – Well-child visits in the first 15 months of life, six or more visits. Required for Medicaid and commercial patients.

(r) Indicator 018 – Well-child visits in the third, fourth, fifth and sixth year of life. Required for Medicaid and commercial patients.

(s) Indicator 019 – Adolescent well-care visits. Required for Medicaid and commercial patients.

(2) Each health maintenance organization shall report the following data elements for each of the required indicators in (1) above and report the indicator data separately for each product line required in (1) above, as described below:

(a) Health maintenance organization identification number – An eight-digit number assigned by the agency for reporting purposes.

(b) Calendar year – The calendar year of the data.

(c) Indicator number – The number of the indicator as specified in (1) above.

(d) Product line – The product line represented by the data:

1. Medicare – Use code 01 to indicate that the product line is Medicare.

2. Medicaid – Use code 02 to indicate that the product line is Medicaid.

3. Commercial – Use code 03 to indicate that the product line is commercial.

(e) Data collection method – The source of data and approach used in gathering the data as specified by HEDIS:

1. Administrative records – Use code 01. The administrative method must be used for indicators 010 through 016.

2. Hybrid – Use code 02. The hybrid method must be used for indicator 004 and indicators 006 through 009.

(f) Eligible member population – The number meeting the criteria as specified by HEDIS.

(g) Sample size – Minimum required sample size as specified by HEDIS or other sample size. This data element is not required if the administrative method is used. Leave blank (zero-fill) if (e) above is 01.

(h) Denominator – If the administrative method is used, eligible member population minus members with contraindications or other criteria for exclusion, if any, or as specified by HEDIS. If the hybrid method is used, the sample size is the denominator or as specified by HEDIS.

(i) Number of numerator events – Number of numerator events from all data sources as specified by HEDIS.

(j) Number of substitute records – Number of substitute records added to the original sample as specified by HEDIS. This data element is not required if the administrative method is used. Leave blank (zero-fill) if (e) above is 01.

(k) Rate – Numerator divided by denominator times 100.00.

(l) Lower CI – Lower 95% confidence interval as specified by HEDIS.

(m) Upper CI – Upper 95% confidence interval as specified by HEDIS.

(n) Percentage with pharmacy benefits – Number of members in the denominator for which the health maintenance organization manages or provides pharmacy benefits. Leave blank (zero fill) if the indicator is not indicators 010 through 016.

(3) Each health maintenance organization shall report indicator data in the following formats:

(a) Health maintenance organization identification number – Eight characters.

(b) Calendar year – Four digits.

(c) Indicator number – Three digits.

(d) Product line – Two digits.

(e) Data collection method – Two digits.

(f) Eligible member population – Eight digits, right-justified. Zero fill leading digits.

(g) Sample size – Eight digits, right-justified. Zero fill leading digits.

(h) Denominator – Eight digits, right-justified. Zero fill leading digits.

(i) Number of numerator events – Eight digits, right-justified. Zero fill leading digits.

(j) Number of substitute records – Eight digits, right justified. Zero fill leading digits.

(k) Rate – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx.xx is a value between 0 and 100.00.

(l) Lower CI – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx.xx is a value between 0 and 100.00. If the lower CI is less than zero, report 000.00.

(m) Upper CI – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx is a value between 0 and 100.00. If the upper CI exceeds 100 report 100.00.

(n) Percentage with pharmacy benefits – Five digits with two decimal places required, right-justified. Zero fill leading digits. Include decimal. Use the format: xxx.xx where x represents any digit and xxx.xx is a value between 0 and 100.00.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

59B-13.004 Certification.

(1) Each health maintenance organization shall deliver to the agency a certification by an independent auditor approved by the agency that the indicator data reported to the agency for the calendar year is a fair and accurate representation of the specified health care services afforded to Florida members of the health maintenance organization by October 1 of the year following the year of the data.

(2) Extensions to the certification due date will be granted by the Administrator of Research and Analysis for a maximum of 30 days from the due date in response to a written request signed by the chief executive officer of the health maintenance organization or his or her designee. The request must be received prior to the due date and the delay must be due to unforeseen and unforeseeable factors beyond the control of the reporting health maintenance organization. Extensions shall not be granted verbally.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

59B-13.005 Penalties for Report Deficiencies.

(1) For purposes of this rule, a report, certification, or other information is incomplete when it does not contain all data required by the agency in this rule or when it contains inaccurate data. A report or certification is “false” if done or made with the knowledge of the preparer or a superior of the preparer that it contains information or data which is not true or accurate.

(2) A health maintenance organization that refuses to file, fails to timely file, or files a false or incomplete report, certification or other information required to be filed under the provisions of s. 408.061, F.S., other Florida law, or rules adopted thereunder, shall be subject to administrative penalties pursuant to s. 408.08(5), F.S.

(3) The penalty period will begin on the first work day following the due date for purposes of penalty assessments.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

59B-13.006 Uniform Publication Format.

(1) The agency shall publish the following indicator data for each indicator no less frequently than every two years:

- (a) Health maintenance organization name;
- (b) Calendar year of data;
- (c) Type of payer;
- (d) Rate;
- (e) Upper and lower confidence interval.

(2) In each publication of indicator data, the agency shall include a title and a summary description of the indicator.

Specific Authority 408.15(8) FS. Law Implemented 641.51(8), 408.061, 408.063(2), 408.08(5), 408.15(11) FS. History—New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE TITLES: RULE NOS.:

Collection and Payment of Fees Written Examination; Passing Grade; 61-24.004

Review Process; Reexamination 61-24.013

PURPOSE AND EFFECT: The Department is considering amending the above referenced rules relating to the regulation of athlete agents. The purpose is to revise provisions in order to implement computer based administration of the required examination.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development will affect the regulation of athlete agents as it relates to the Departments powers and duties regarding the administration of the required examination.

SPECIFIC AUTHORITY: 215.405, 455.217(1)(b), 468.457 FS.

LAW IMPLEMENTED: 215.405, 455.203, 455.217, 455.2281, 455.271, 468.453, 468.4536 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: Tom Thomas, Assistant General Counsel, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE TITLE: RULE NO.:
Medical Gas Certification 61G4-15.031

PURPOSE AND EFFECT: The purpose of rule 61G4-15.031 is to require all licensed plumbing contractors who wish to engage in the business of medical gas systems shall take and successfully complete six (6) hours of medical gas systems related continuing education courses.

SUBJECT AREA TO BE ADDRESSED: Medical Gas Certification.

SPECIFIC AUTHORITY: 489.108, 489.1136 FS.

LAW IMPLEMENTED: 489.1136 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: Rodney Hurst, Executive Director, Construction Industry Licensing Board, 7960 Arlington Expressway, Suite 300, Jacksonville, Florida 32211-7467

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G4-15.031 Medical Gas Certification.

(1) Licensed plumbing contractors, as described in Section 489.1136(1)(a), F.S., engaged in, or who wish to engage in, the business of medical gas systems pursuant to Section 489.1136, F.S., shall take and successfully complete six (6) hours of medical gas system related continuing education courses one time from an instructional entity, which is incremental and incidental to the plumbing industry, and whose course has been approved by the Board. The one time six (6) hours of Board approved medical gas system continuing education courses shall be required in accordance with the National Fire Prevention Association (NFPA) Standard 99C (“Standard on

Gas and Vacuum Systems”), latest edition, as adopted by the Florida State Fire Marshall and the American Society of Sanitary Engineers (ASSE) Series 6000 (“Professional Qualifications Standards for Medical Gas Systems Installers, Inspectors and Verifiers”), latest edition approved by the Board, as incorporated herein by reference to augment those issues addressed by the NFPA Standard 99C relative to medical gas.

(2) The Board shall approve only those courses submitted by an instructional entity, which is incremental and incidental to the plumbing industry, and which teaches familiarity with the National Fire Prevention Association (NFPA) Standard 99C (“Standard on Gas and Vacuum Systems”), latest edition, as adopted by the Florida State Fire Marshall and the American Society of Sanitary Engineers (ASSE) Series 6000 (“Professional Qualifications Standards for Medical Gas Systems Installers, Inspectors and Verifiers”), latest edition approved by the Board, as incorporated herein by reference to augment those issues addressed by the NFPA Standard 99C relative to medical gas. Such instructional entity shall utilize the NFPA Standard 99C and ASSE Series 6000 to teach familiarity and practical ability in regards to medical gas systems as described in Section 489.1136, F.S., for all such installations, improvements, repairs and maintenance of medical gas systems.

(3) Any instructional entity providing a Board approved medical gas course shall issue a certificate of completion of such course(s) to the student who has successfully completed each Board approved course. Such certificate(s) shall be available for inspection by any entity or person seeking to have the contractor engage in the business of medical gas.

(4)(a) Any natural person employed by a licensed plumbing contractor to supervise work on medical gas systems as specified in Section 489.1136(1)(b), F.S., or who wishes to perform brazing duties incidental to the installation, improvement, repair, or maintenance of a medical gas system, shall take and complete a thirty-two (32) hour course on medical gas systems. Such course shall be Board approved and shall consist of both classroom and practical work designed to teach familiarity with the National Fire Prevention Association (NFPA) Standard 99C (“Standard on Gas and Vacuum Systems”), latest edition as adopted by the Florida State Fire Marshall, and the American Society of Sanitary Engineering (ASSE) Series 6000, (“Professional Qualifications Standards for Medical Gas Systems Installers, Inspectors and Verifiers”), latest edition approved by the Board, as incorporated herein by reference to augment those issues addressed by the NFPA Standard 99C relative to medical gas.

(b) Any other natural person who wishes only to perform brazing duties incidental to medical gas systems as specified in Section 489.1136(1)(c), F.S., shall pass an examination from a test approved by the Board. Such test shall include a practical

examination based on the American Society of Mechanical Engineers (ASME) Section IX or on the American Welding Society (AWS) – B2.2, as approved by NFPA Standard 99C.

(5) Instructional entities seeking provider status from the Board in order to provide courses in medical gas systems training shall be entities incremental and incidental to the plumbing industry and shall demonstrate to the Board their qualifications to provide such courses, including classroom and practical work on medical gas systems in compliance with Section 489.1136, F.S., and all sections of this rule. Such instructional entities seeking provider status shall make application to the Board using Form #, _____ as provided in Chapter 61G4-12.006, Florida Administrative Code.

(6) Individuals seeking instructor status from the Board in order to teach courses in medical gas systems as approved for a Board approved provider shall be licensed plumbing contractors, or employees of a licensed plumbing contractor for at least five (5) years employment and certified in medical gas systems by the Board. Such individuals seeking instructor status shall make application to the Board using Form # _____ as provided in Chapter 61G4-12.006, Florida Administrative Code.

(7) The training required under this section for current licensees must be completed by October 1, 2000.

(8) It is the responsibility of the licensed plumbing contractor to be sure that any members of his or her workforce required to be qualified under Section 489.1136, F.S., are in compliance with that law. Such a contractor is subject to discipline under Section 489.129, F.S., for any violation of this law pursuant to Section 489.1136(1)(a), F.S.

(9) It is the responsibility of the licensed plumbing contractor to be sure that on any job site where a medical gas system is being installed, improved, repaired or maintained that a person certified pursuant to Section 489.1136(1)(a) or (1)(b), F.S., is present. It is the responsibility of the licensed plumbing contractor to be sure that on any medical gas system job site where brazing work is being performed by a person certified under Section 489.1136(1)(c), F.S., that a person certified under Section 489.1136(1)(a) or (1)(b), F.S., is present.

Specific Authority 489.108, 489.1136 FS. Law Implemented 489.1136 FS. History–New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLES:	RULE NOS.:
Active Status	61G5-25.001
Inactive Status; Reactivation	61G5-25.002
Delinquent Status	61G5-25.003
PURPOSE AND EFFECT: The Board proposes to amend the existing rules by updating the language within.	

SUBJECT AREA TO BE ADDRESSED: Active Status; Inactive Status; Reactivation; Delinquent Status.

SPECIFIC AUTHORITY: 477.016, 477.012 FS.

LAW IMPLEMENTED: 455.271, 477.0212 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: Ed Broyles, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G5-25.001 Active Status.

(1) The department shall renew an active cosmetology license or specialty registration upon timely receipt of the completed application for status, the biennial renewal fee, and certification that the licensee or registrant has demonstrated participation in the continuing education required by Rule 61G5-32.001 ~~61G5-18.041~~, F.A.C.

(2) No change.

Specific Authority 477.016 FS. Law Implemented 455.271, 477.0212 FS. History—New 2-1-95, Amended _____.

61G5-25.002 Inactive Status; Reactivation.

(1) No change.

(2) An inactive status licensee or registrant may change to active status at any time provided the licensee or registrant meets the continuing education requirements of Rule 61G5-32.001 ~~61G5-18.041~~, F.A.C., pays the reactivation fee, and if the request to change licensure status is made at any time other than at the beginning of a licensure cycle, pays the additional processing fee. However, a licensee or registrant whose license or registration has been in inactive status for more than two consecutive biennial licensure cycles shall be required to submit a statement affirming that the licensee or registrant has read within the last thirty (30) days and is familiar with the laws and rules for the practice of cosmetology in the State of Florida before the license or registration can be placed into active status.

(3) through (4) No change.

Specific Authority 477.016, 477.012 FS. Law Implemented 477.0212, 455.271 FS. History—New 2-1-95, Amended 4-5-95, _____.

61G5-25.003 Delinquent Status.

(1) through (2) No change.

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

(c) if active status is elected, demonstrate compliance with the continuing education requirements found in Rule 61G5-32.001 ~~61G5-18.041~~, F.A.C.

Specific Authority 477.016 FS. Law Implemented 455.271, 477.0212 FS. History—New 2-1-95, Amended 4-5-95, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE TITLES:	RULE NOS.:
Hair Braiding, Hair Wrapping, and Body Wrapping; Registration Requirements, Practice Outside of Licensed Salon	61G5-31.002
Hair Braiding, Hair Wrapping, and Body Wrapping Registration	61G5-31.003
Hair Braiding, Hair Wrapping, and Body Wrapping Term of Registration, Registration Renewal	61G5-31.005
Practice of Hair Braiding, Hair Wrapping, and Body Wrapping Pending Approval of Registration	61G5-31.006

PURPOSE AND EFFECT: The proposed changes to rule 61G5-31.002 will set forth the registration requirements as a body wrapper and requirements for practice outside of a licensed salon. The proposed changes to rule 61G5-31.003 will set forth the procedures to be followed to register as a body wrapper. The proposed changes to rule 61G5-31.005 will specify the length of the term of registration and the procedures to be followed for renewal of a body wrapping registration. The proposed changes to rule 61G5-31.006 will set forth the requirements for individuals to practice body wrapping prior to the issuance of their registration in the area of body wrapping.

SUBJECT AREA TO BE ADDRESSED: Body Wrapping Registration Requirements, Practice Outside of Licensed Salons; Body Wrapping Registration; Body Wrapping Term of Registration, Registration Renewal; and Practice of Body Wrapping Pending Approval of Registration

SPECIFIC AUTHORITY: 455.2228, 455.203(1), 477.016 FS., Chapter 99-251, Laws of Florida.

LAW IMPLEMENTED: 455.203(1), 455.228, 477.026(f), 477.0132 FS., Chapter 99-251, Laws of Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Ed Broyles, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G5-31.002 Hair Braiding, ~~and~~ Hair Wrapping, and Body Wrapping; Registration Requirements, Practice Outside of Licensed Salon.

(1) Only those individuals who are licensed to engage in the practice of cosmetology in the State of Florida, or who are registered to engage in the practice of hair braiding in the State of Florida shall engage in the practice of hair braiding or performed hair braiding services in the State of Florida.

(2) Only those individuals who are licensed to engage in the practice of cosmetology in the State of Florida, or who are registered to engage in the practice of hair wrapping in the State of Florida shall engage in the practice of hair wrapping or performed hair wrapping services in the State of Florida.

(3) Registration as a hair braider shall not authorized a registrant to practice hair wrapping. Registration as a hair wrapper shall not authorize a registrant to practice hair braiding.

(4) Only those individuals who are licensed to engage in the practice of cosmetology in the State of Florida, or who are registered to engage in the practice of body wrapping in the State of Florida shall engage in the practice of body wrapping or performed body wrapping services in the State of Florida.

(5)(4) Whenever either hair braiding, ~~or~~ hair wrapping, or body wrapping services are performed in a location other than a licensed cosmetology or specialty salon, all implements used in connection with the performance of the services shall be of a disposable nature; or shall be sanitized in a disinfectant approved for hospital use or approved by the Environmental Protection Agency. Whenever either hair braiding, ~~or~~ hair wrapping, or body wrapping services are performed in a licensed cosmetology or specialty salon, all laws and rules of the Board concerning the operation of the cosmetology or specialty salon, including all sanitary and disinfectant requirements, shall be observed and complied with by individuals performing hair braiding, ~~or~~ hair wrapping, or body wrapping services.

Specific Authority 477.0132, 477.016 FS., Chapter 99-251, Laws of Florida. Law Implemented 477.0132 FS., Chapter 99-251, Laws of Florida. History—New 2-1-95, Amended 11-25-98,_____.

61G5-31.003 Hair Braiding, ~~and~~ Hair Wrapping, and Body Wrapping Registration.

(1) All persons desiring to become registered to practice hair braiding shall apply for registration to the Department in writing upon forms prepared and furnished by the Department, shall pay the registration fee as set forth in Chapter 61G5-24, F.A.C., and shall provide satisfactory proof of their successful completion of a two-day 16-hour Board approved hair braiding course.

(2) All persons desiring to become registered to practice hair wrapping shall apply for registration to the Department in writing upon forms prepared and furnished by the Department, shall pay the registration fee as set forth in Chapter 61G5-24,

F.A.C., and shall provide satisfactory proof of their successful completion of a one-day 6-hour Board approved hair wrapping course.

(3) All persons desiring to become registered to practice body wrapping shall apply for registration to the Department in writing upon forms prepared and furnished by the Department, shall pay the registration fee as set forth in Chapter 61G5-24, F.A.C., and shall provide satisfactory proof of their successful completion of a two-day 12-hour Board approved body wrapping course.

(4)(3) Satisfactory proof of successful completion of the required hair braiding course, ~~or~~ hair wrapping course, or body wrapping course shall consist of the original or a legible copy of the certificate of completion supplied to the applicant by the provider of the course indicating the provider's name, the student name, the dates of the course, and the total number of hours successfully completed.

(5)(4) All persons who have applied for registration as a hair braider, ~~or~~ hair wrapper, or body wrapper shall retain a copy of all materials submitted in connection with their application, including the completed application, proof of payment of all applicable fees, and satisfactory proof of their successful completion of a Board approved hair braider, ~~or~~ hair wrapper, or body wrapper course, until they are issued a certificate of registration or notified that their application has been denied.

Specific Authority 477.0132, 477.016, 477.026(f) FS., Chapter 99-251, Laws of Florida. Law Implemented 477.0132, 477.026(f) FS., Chapter 99-251, Laws of Florida. History—New 2-1-95, Amended 11-25-98,_____.

61G5-31.005 Hair Braiding, ~~and~~ Hair Wrapping, and Body Wrapping Term of Registration, Registration Renewal.

(1) All hair braiding, hair ~~and~~ wrapping, and body wrapping registrations shall be valid for a period of two years or until the end of the biennial licensure renewal cycle in which they are first issued, which ever occurs first. The biennial licensure renewal cycle for all hair braiding, ~~and~~ hair wrapping, and body wrapping registrations shall coincide with the biennial licensure renewal cycle used for the renewal of cosmetology licenses and specialty registrations.

(2) At the time of registration renewal, all hair braiding, ~~and~~ hair wrapping, and body wrapping registrants shall pay all applicable renewal fees and charges as provided in Chapter 61G5-24, F.A.C. Prior to the expiration of their hair braider, ~~or~~ hair wrapper, or body wrapper registration, all hair braiding, ~~and~~ hair wrapping, and body wrapping registrants shall complete a Board approved HIV/AIDS training course as provided in Section 455.2228, F.S. All HIV/AIDS training courses shall comply with the requirements as set forth in Rule 61G5-18.011, F.A.C.

Specific Authority 455.203(1), 455.2228, 477.016 FS., Chapter 99-251, Laws of Florida. Law Implemented 455.203(1), 455.2228 FS., Chapter 99-251, Laws of Florida. History—New 11-25-98, Amended _____.

61G5-31.006 Practice of Hair Braiding, ~~and~~ Hair Wrapping, ~~and~~ Body Wrapping Pending Approval of Registration.

(1) An applicant for registration as a hair braider shall be eligible to practice hair braiding, and an applicant for registration as a hair wrapper shall be eligible to practice hair wrapping, ~~and an applicant for registration as a body wrapper shall be eligible to practice body wrapping~~ pending the approval of his or her application for registration provided the individual has previously submitted the following to the Department:

- (a) a properly completed registration application;
- (b) payment of all applicable fees for initial registration as set forth in Chapter 61G5-24, F.A.C.; and,
- (c) proof of successful completion of a Board approved hair braiding, ~~or~~ hair wrapping, ~~or~~ body wrapping course as defined in Rule 61G5-31.004 F.A.C.

(2) Upon receipt of notification that the individual's application for registration as either a hair braider, ~~or~~ hair wrapper, ~~or~~ body wrapper is incomplete, the individual shall immediately cease all practice of hair braiding, ~~or~~ hair wrapping, ~~or~~ body wrapping.

(3) Applicants wishing to perform hair braiding, ~~or~~ hair wrapping, ~~or~~ body wrapping services under this exception in a licensed cosmetology or specialty salon shall, prior to beginning the performance of hair braiding, ~~or~~ hair wrapping, ~~or~~ body wrapping services in the salon, provide to the cosmetology or specialty salon license holder or his or her representative a copy of the completed application for registration as a hair braider, ~~or~~ hair wrapper, ~~or~~ body wrapper submitted to the Department by the applicant. The applicant shall also immediately inform the cosmetology or specialty salon license holder if the applicant is notified by the Department that his or her application for registration as a hair braider, ~~or~~ hair wrapper, ~~or~~ body wrapper is incomplete or it has been determined that the applicant is not qualified for registration.

Specific Authority 477.016 FS., Chapter 99-251, Laws of Florida. Law Implemented Chapter 99-251, Laws of Florida. History--New 11-25-98, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE CHAPTER TITLE: Brokerage Relationships
 RULE CHAPTER NO.: 61J2-10

PURPOSE AND EFFECT: To discuss necessary rules for the implementation of the recent legislative changes to the Broker Relationship Disclosure Act.

SUBJECT AREA TO BE ADDRESSED: During consideration on a Petition for Declaratory Statement during the December 15, 1999 Commission meeting, it became apparent that rulemaking may be necessary in view of the general applicability of the Declaratory Statement.

SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 475.272, 475.278 FS.

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

TIME AND DATE: 8:30 a.m., March 15, 2000 (This is a continuation of the January 19, 2000 workshop)

PLACE: Office of Florida Real Estate Commission, 400 West Robinson Street, Suite 301, North Tower, Orlando, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Herbert S. Fecker, Jr., Director, Division of Real Estate, 400 W. Robinson Street, Suite 308, North Tower, Orlando, Florida 32801

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Office of Beaches and Coastal Systems**

RULE TITLE: Description of the Pinellas County Coastal Construction Control Line
 RULE NO.: 62B-26.011

PURPOSE AND EFFECT: To amend Rule 62B-26.011, reestablishing the Pinellas County Coastal Construction Control Line to more accurately define that portion of the beach dune system which is subject to severe fluctuations based upon the 100-year storm surge and storm waves, and thus define the area within which special siting and design considerations are required to ensure protection of the beach dune system, proposed or existing structures, adjacent properties, and the preservation of public beach access.

SUBJECT AREA TO BE ADDRESSED: Reestablishment of the Pinellas County Coastal Construction Control Line.

SPECIFIC AUTHORITY: 161.053 FS.

LAW IMPLEMENTED: 161.053 FS.

TWO RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 6:00 p.m., March 7, 2000

PLACE: Pinellas County, City Hall, Commission Chambers, 112 South Osceola Avenue, Clearwater, FL

TIME AND DATE: 6:00 p.m., March 8, 2000

PLACE: Pinellas County, Treasure Island Community Center, 1 Park Place, Treasure Island, Florida

The purpose of the workshops is to receive public comments from affected property owners, and other interested parties pertaining to the proposed reestablishment of the Pinellas County Coastal Construction Control Line, prior to the amendment of Rule 62B-26.011, Florida Administrative Code. Aerials showing the proposed location of the coastal

construction control line of the area under consideration, the Pinellas County Coastal Construction Control Line Study Report, and the Pinellas County Storm Surge Model Study are available for inspection at the Office of Beaches and Coastal Systems, 5050 West Tennessee Street, Capital Center, Building B9, Room 218, Tallahassee, and commencing February 3, 2000, will be on display at the following locations:

Belleair Town Hall, Lobby 901 Ponce de Leon Blvd.	Belleair Beach Town Hall, Lobby 444 Causeway Blvd.	Clearwater 112 S. Osceola Ave. City Hall, Lobby
Indian Rocks Beach 1507 Bay Palm Blvd. Town Hall, Auditorium	Indian Shores 19305 Gulf Blvd. Town Hall, Auditorium	Madeira Beach 300 Municipal Dr. Town Hall, Lobby
North Redington Beach 190 173rd Ave. Town Hall, Lobby	Redington Beach 105 164th Ave. Town Hall, Lobby	Redington Shores 17798 Gulf Blvd. Town Hall, Lobby
St. Pete Beach 7701 Boca Ciega Dr. Town Hall, Lobby	Treasure Island 120 108th Ave. Town Hall, Auditorium	

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise Rosaline Beckham, (850)487-1262, at least 48 hours prior to the meeting.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Rosaline Beckham, Environmental Specialist III, The Florida Department of Environmental Protection, Office of Beaches and Coastal Systems, Mail Station #300, Tallahassee, Florida 32399-3000, (850)487-1262

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLES:	RULE NOS.:
Training, Education, Certification, and Requirements for Issuance of Permits	64B5-14.003
Requirements for General Anesthesia or Deep Sedation	64B5-14.008
Parenteral Conscious Sedation	64B5-14.009
Pediatric Conscious Sedation	64B5-14.010

PURPOSE AND EFFECT: The Board proposes to amend Rule 64B5-14.003 to update the rule text with regard to training. Rule 64B5-14.008 is being amended to further clarify the equipment which must be readily available to the operator and recovery room. Rules 64B5-14.009 and 64B5-14.010 are being amended to require that beginning January 1, 2001, each facility must have defibrillator equipment for the patient population being treated.

SUBJECT AREA TO BE ADDRESSED: Training; equipment requirements for general anesthesia or deep sedation for the general patient population; parenteral conscious sedation and pediatric conscious sedation.

SPECIFIC AUTHORITY: 466.004, 466.017 FS.

LAW IMPLEMENTED: 466.017 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: William Buckhalt, Executive Director, Board of Dentistry/MQA, 2020 Capital Circle, S. E., Bin # C06, Tallahassee, Florida 32399-3256

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-14.003 Training, Education, Certification, and Requirements for Issuance of Permits.

(1) General Anesthesia Permit.

(a) through (b) No change.

(c) A dentist employing or using general anesthesia or deep sedation and all assistant/dental hygienist personnel shall be certified in an American Heart Association or American Red Cross or equivalent agency sponsored cardiopulmonary resuscitation course at the basic life support level to include one person CPR, two person CPR, infant resuscitation and obstructed airway, with a periodic update not to exceed two years. Starting with the licensure biennium commencing on March of 2000, a dentist and all assistant/dental hygienist personnel shall also be trained in the use of either an Automated External Defibrillator or a defibrillator and electrocardiograph as part of their cardiopulmonary resuscitation course at the basic life support level. In addition to CPR certification, a dentist utilizing general anesthesia or deep sedation must be currently trained in ACLS (Advanced Cardiac Life Support) or ATLS (Advanced Trauma Life Support).

(d) through (e) No change.

(2) Parenteral Conscious Sedation Permit.

(a) through (d) No change.

(e) A dentist utilizing parenteral conscious sedation and his assistant/dental hygienist personnel shall be certified in an American Heart Association or American Red Cross or equivalent agency sponsored cardiopulmonary resuscitation course at the basic life support level to include one man CPR, two man CPR, infant resuscitation, and obstructed airway with a periodic update not to exceed two years. Starting with the licensure biennium commencing on March of 2000, a dentist

and all assistant/dental hygienist personnel shall also be trained in the use of either an Automated External Defibrillator or a defibrillator and electrocardiograph as part of their cardiopulmonary resuscitation course at the basic life support level. In addition to CPR certification, a dentist utilizing parenteral conscious sedation must be currently trained in ACLS (Advanced Cardiac Life Support) or ATLS (Advanced Trauma Life Support).

(f) through (g) No change.

(3) Pediatric Conscious Sedation Permit.

(a) No change.

(b) A dentist utilizing pediatric conscious sedation and his assistant/dental hygienist personnel shall be certified in an American Heart Association or American Red Cross or equivalent agency sponsored cardiopulmonary resuscitation course at the basic life support level to include one man CPR, two man CPR, infant resuscitation, and obstructed airway with a periodic update not to exceed two years. Starting with the licensure biennium commencing on March of 2000, a dentist and all assistant/dental hygienist personnel shall also be trained in the use of either an Automated External Defibrillator or a defibrillator and electrocardiograph as part of their cardiopulmonary resuscitation course at the basic life support level. In addition to CPR certification, a dentist utilizing pediatric conscious sedation must be currently trained in ACLS (Advanced Cardiac Life Support) or ATLS (Advanced Trauma Life Support).

(c) through (d) No change.

(4) No change.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History—New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.03, Amended 12-31-86, 11-8-90, 2-1-93, Formerly 21G-14.003, Amended 12-20-93, Formerly 61F5-14.003, Amended 8-8-96, 10-1-96, Formerly 59Q-14.003, Amended 2-17-98, _____.

64B5-14.008 Requirements for General Anesthesia or Deep Sedation.

General Anesthesia Permit applicants and permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

(1) through (2) No change.

(3) The following equipment must be readily available to the operatory and recovery room and maintained in good working order:

(a) through (d) No change.

(e) Defibrillator equipment appropriate for the patient population being treated.

(4) through (7) No change.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History—New 10-24-88, Amended 11-16-89, Formerly 21G-14.008, Amended 12-20-93, Formerly 61F5-14.008, Amended 8-8-96, Formerly 59Q-14.008, Amended _____.

64B5-14.009 Parenteral Conscious Sedation.

Parenteral Conscious Sedation Permit applicants or permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

(1) through (2) No change.

(3) The following equipment must be readily available to the operatory and recovery room and maintained in good working order:

(a) through (c) No change.

(d) A pulse oximeter which provides continuous monitoring of pulse and rate of oxygen saturation of the blood shall be used during each procedure, and-

(e) As of January 1, 2001, the facility must have defibrillator equipment appropriate for the patient population being treated.

(4) through (7) No change.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History—New 10-24-88, Amended 11-16-89, 4-24-91, Formerly 21G-14.009, 61F5-14.009, Amended 8-8-96, 10-1-96, Formerly 59Q-14.009, Amended _____.

64B5-14.010 Pediatric Conscious Sedation.

Pediatric Conscious Sedation Permit applicants or permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

(1) through (2) No change.

(3) The following equipment must be readily available to the operatory and recovery room and maintained in good working order:

(a) through (c) No change.

(d) A pulse oximeter which provides continuous monitoring of pulse and rate of oxygen saturation of the blood shall be used during each procedure; ~~and~~

(e) A scale for weighing pediatric patients; and-

(f) As of January 1, 2001, the facility must have defibrillator equipment appropriate for the patient population being treated.

(4) through (8) No change.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History—New 8-8-96, Formerly 59Q-14.010, Amended _____.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation

RULE TITLES:	RULE NOS.:
Definitions	65C-19.001
Claiming Allowable Expenditures	65C-19.002
Title IV-E Eligibility Criteria	65C-19.003
Allowability of Costs	65C-19.004
Time Studies	65C-19.005
Cost Pool	65C-19.006
Allowable Maintenance Costs	65C-19.007
Nonreimbursable Expenditures	65C-19.008
Accounting/Claiming Procedures	65C-19.009
Eligibility/Reimbursability Determination	65C-19.010

PURPOSE AND EFFECT: Section 6 of Chapter 97-260, Laws of Florida, effective July 1, 1997, authorized the Department of Children and Family Services to certify local funds as state match for eligible Title IV-E expenditures. This rule chapter establishes procedures for such certification.

SUBJECT AREA TO BE ADDRESSED: Certification and claiming of publicly-appropriated local funds as a state match for federal dollars.

SPECIFIC AUTHORITY: 39.0121(7) FS.

LAW IMPLEMENTED: 409.26731 FS.

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

TIME AND DATE: 9:00 a.m., March 6, 2000

PLACE: Hilton Garden Inn, Orlando Airport, Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Keith Kitchens, Family Safety Program Office, 1317 Winewood Blvd., Building 8, Tallahassee, FL 32399-0700 or by telephoning (850)922-2607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

CERTIFICATION OF PUBLIC AGENCY FUNDS AS TITLE IV-E MATCH (LOCAL MATCH PROCESS)

65C-19.001 Definitions.

For purposes of this rule chapter, the following definitions shall apply.

(1) "Capital expenditure" means the cost of an asset plus the cost to put it in place. For example, a capital expenditure for equipment equals the net invoice price of the equipment, including the cost of any modifications, attachments, accessories, or auxiliary apparatus necessary to make it usable for the purpose for which it is acquired.

(2) "Certification of match" means documented and verified assurances from a local government entity, agency or instrumentality that the local funds used for match were publicly-appropriated funds spent on Title IV-E eligible children for Title IV-E eligible activities.

(3) "Child caring institution" means a public or private child-care institution, licensed by the state of the agency responsible for licensing or approval of institutions of this type, as meeting the standards established for such licensing. The term shall not include detention facilities, forestry camps, training schools, or any facility operated primarily for the detention of children who are determined to be delinquent.

(4) "Cost allocation plan (CAP)" means the document which identifies and allocates billing rates for the costs of an agency's services.

(5) "Cost pools" mean either the accumulated costs that benefit a specific program or cost objective (direct cost pool) or accumulated costs that benefit two or more programs or cost objectives (indirect cost pool).

(6) "Direct cost" means a cost that can be identified specially with a particular final cost objective.

(7) "Indirect cost expenditure" means a cost that is incurred for a common or joint purpose benefiting more than one cost objective.

(8) "Local agency" means a county, municipality, city, township, local public authority, school district, special district, intrastate district, council of governments (whether or not incorporated as a non-profit corporation under state law), any other regional or interstate government entity, or any agency or instrumentality of a local government.

(9) "Public appropriation" means locally appropriated dollars expended to provide out-of-home care to Title IV-E eligible children.

(10) "Time study" means a type of personnel activity report used for allocating portions of salaries and wages as Title IV-E eligible. Time studies track the amount spent by staff on multiple activities as part of their daily responsibilities.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.002 Claiming Allowable Expenditures.

In order for a local agency to claim Title IV-E reimbursement for an allowable expenditure related to the maintenance and administrative costs for the care of Title IV-E eligible children, it must:

(1) Enter into a written agreement with the Department of Children and Families district office wherein the local government is located, utilizing FORM XXXX, Interagency Agreement with the Florida Department of Children and Families, _____, 2000, which is incorporated by reference as if restated herein. The written agreement must be executed prior to submission of any Title IV-E claims.

(2) Develop cost allocation plans (CAP) which must be submitted as partial documentation of the amount of Title IV-E administrative expenditures.

(3) Document Title IV-E eligibility:

(a) Maintenance costs. Document that the expenditure was made for a child who was eligible for Title IV-E at the time the expenditure was made. (See 65C-19.003.)

(b) Administrative costs. Document that the expenditure made was for a Title IV-E eligible activity.

(4) Provide certification of match by providing documentation, such as invoices and billing receipts, of the amount of the expenditure and certify that the expenditure was made from public funds, and identify the local government's taxing authority.

(5) Develop expenditure projections. Along with the claim, the local government must project expenditures two quarters in advance.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.003 Title IV-E Eligibility Criteria.

(1) Removal Situation. Title IV-E stipulates that several conditions must have existed at the time of a child's removal from the home in order for the child's costs to be eligible for reimbursement.

(a) If, at the time of the child's removal, the child's family was receiving or eligible to receive financial assistance based on Aid to Families with Dependent Children (AFDC) policy in effect in July, 1996, it shall be assumed that the necessary removal situation existed and this criterion is automatically met. See, 42 U.S.C. 606, 607, and 672.

(b) The child must have lived with a parent or other specified relative within the six months prior to the child's removal or voluntary placement. Relatives include parents, grandparents, siblings, aunts, uncles, cousins, and step-family. Title IV-E does not stipulate how long the child must have resided with the relative as long as it was within the last six months prior to removal. The residence is defined as the place where the children was actually living and being cared for, even if it was not with the child's parents.

(c) The child must have been in financial need, meaning that the family income and the child's income were below federally-established levels.

(d) The child must be deprived of one parent either because of death, separation, abandonment, incapacity or disability, unemployment, or under-employment.

(2) Removal Order. Title IV-E requires that a written removal order be entered by the court within six months of a child's removal from his or her home. The removal order must include the following findings:

(a) The child was removed because leaving the child in the home would have been contrary to the child's welfare.

(b) Reasonable efforts were made by the department to prevent removal and keep the child at home, or that no reasonable efforts could be made.

(3) Placement Requirements. To satisfy Title IV-E requirements, an out-of-home placement must be a licensed emergency shelter home, licensed foster home, a licensed private not-for-profit child caring agency; or a public facility with 25 beds or less. If the child is placed in a non-licensed placement or a public facility with over 25 beds, Title IV-E maintenance expenditures cannot be claimed for that child during the period the child is in that placement. However, administrative costs may still be claimed for the Title IV-E eligible expenditures. Youths in detention facilities, training schools, youth camps, or who are in Subsidized Independent Living status are not eligible for Title IV-E reimbursement.

(4) Ongoing Eligibility for Title IV-E Funds. After the initial eligibility criteria for Title IV-E are met, certain conditions in the child's life must continue in order for Title IV-E reimbursement to continue. As these conditions change, the child may move in and out of reimbursable status. Because the Department is responsible for determining a child's on-going eligibility and reimbursability status, the local agency must keep the department apprised of changes that occur in each IV-E case. If Title IV-E is claimed during any period in which a child is temporarily not reimbursable due to a change in the child's condition, that Title IV-E money must be returned. The conditions that must continue in order or a child's IV-E reimbursability to continue are as follows:

(a) Continued Financial Need. As long as the child is in foster care, the child must remain in financial need.

(b) Continued Parental Deprivation. At least one parent must be absent due to death, separation, abandonment, etc., or the parent must be unable to care for the child due to incapacity or disability, under-or unemployment.

(c) Continued Placement in Licensed Placements. All foster care placements must be licensed placements. Title IV-E cannot be claimed for any time during which a child is not in a licensed placement.

(5) Runaway Status. When a child is in runaway status, the child is not eligible for IV-E reimbursement because the child is not in a licensed placement. Once the child returns to a licensed placement, the agency can file a claim for reimbursement once again, but not for the time during which the child was in runaway status.

(6) Adjustments to IV-E Claims. Should a claim be filed for a child during a period in which the child is temporarily not eligible for reimbursement, an adjustment can be made to correct the error. The local agency must contact the department every quarter as to any adjustments that must be made for that quarter, and forward a copy of any incorrectly claimed invoice(s) with a written explanation for the error.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.004 Allowability of costs.

In order to be reimbursable, costs must:

(1) Be necessary and reasonable for proper and efficient performance and administration of Federal awards. A cost is reasonable if, in its nature and amount, it does not exceed that which would be incurred by a prudent person under the circumstances prevailing at the time the decision was made to incur the cost. In determining reasonableness of a given cost, consideration shall be given to:

(a) Whether the cost is of a type generally recognized as ordinary and necessary for the operation of the governmental unit or the performance of the federal award.

(b) The restraints or requirements imposed by such factors: sound business practices; arms length bargaining; federal, state and other laws and regulations; and, terms and conditions of the federal award.

(c) Market prices for comparable goods or services.

(d) Whether the individuals concerned acted with prudence in the circumstances considering their responsibilities to the governmental unit, its employees, the public at large, and the federal government.

(e) Significant deviations from the established practices of the governmental unit which may unjustifiably increase the federal award's cost.

(2) Be allocable to Federal awards under the provisions of OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments (Federal Register, Vol. 60, No. 95, at page 26484 (May 17, 1995)), incorporated by reference as if restated herein.

(3) Be authorized or not prohibited under state or local laws or regulations.

(4) Conform to any limitations or exclusions set forth in federal laws, terms, and conditions of the federal award, or other governing regulations as to types or amounts of cost item.

(5) Be consistent with policies, regulations, and procedures that apply uniformly to federal awards and other activities of the governmental unit.

(6) Be accorded consistent treatment. A cost shall not be assigned to a federal award as a direct cost if any other cost incurred for the same purpose in like circumstances has been allocated to the federal award as an indirect cost.

(7) Except as otherwise provided for in OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments (Federal Register, Vol. 60, No. 95, at page 26484 (May 17, 1995)), incorporated by reference as if restated herein, be determined in accordance with generally accepted accounting principles.

(8) Not be included as a cost or used to meet cost sharing or matching requirements of any other federal award in either the current or a prior period, except as specifically provided by federal law or regulation.

(9) Be adequately documented.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.005 Time Studies.

Title IV-E administrative costs are claimed through a time study methodology that calculates, from an entire cost pool, the administrative expenses that are IV-E reimbursable. A time study is a staff time log on which a staff member records his or her activities in 15-minute increments during a day, one week per month, using a menu of activities. The time study must include all possible activities performed by staff.

(1) If the service provider is contracted to perform only IV-E eligible staff activities, than no time study is required. Since only IV-E eligible administrative activities are being performed, 100 percent of staff time is claimable. However, a certification must be signed every six months to attest to 100 percent of the time spent on Title IV-E eligible activities.

(2) If the provider has contracts to perform any non-IV-E eligible activities, and any of the staff performing IV-E eligible activities also participates in any of those activities, than a time study must be conducted. Time studies must be conducted if there are any employees in the agency who work on:

(a) More than one federal award.

(b) A federal award and a non-federal award.

(c) An indirect cost activity and a direct cost activity.

(d) Two or more indirect cost activities which are allocated using different allocation bases.

(e) An unallowable activity and a direct or indirect cost activity.

(3) Once the staff time studies are completed, the percentage of recorded IV-E eligible staff activities is multiplied by the amount of the agency's total administrative cost pool. The amount is then multiplied by the agency's IV-E eligibility rate, which is the proportion of the agency's foster care cases that are IV-E eligible during that quarter. These calculations yield the amount of administrative expense that can be claimed for reimbursement (at a rate of 50%). Allocating charges for supervisors, clerical and support staff, based on the results of the sampled employees, shall be acceptable.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.006 Cost Pool.

The cost pool shall contain the following administrative expenses of the local agency as identified below.

(1) Cost of salaries, including wages, salaries, and fringe benefits of all staff included in the time study sample. This also included support staff and supervision. Note: The value of donated services is not allowable for Title IV-E reimbursements, but may be used to meet cost sharing or matching requirements for Title IV-E.

(2) Overhead costs which include:

(a) Costs of office space including rent, maintenance, operations, utilities, and repairs.

(b) Expensed equipment, depreciation schedule equipment. Capital expenditures which are not charged directly to a Federal award can be recovered through use allowances or depreciation on buildings, capital improvements, and equipment. Capital expenditures for equipment, including replacement equipment, other capital assets, and improvements which materially increase the value or useful life of equipment or other capital assets are allowable as a direct cost when approved by the awarding agency. When replacing equipment purchased in whole or in part with Federal funds, the agency may use the equipment to be replaced or trade-in or sell the property and use the proceeds to offset the cost of the replacement property.

(c) Insurance(d) Costs of doing business. These include:

1. Travel costs. Travel costs are allowable for expenses for transportation, lodging, subsistence and related items incurred by employees traveling on official business.

2. Fund raising and investment management costs. Neither the costs of fundraising nor investment costs are allowable except for those costs associated with the management of investments covering pensions, self-insurance, or other funds which include Federal participation as allowed in OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments (Federal Register, Vol. 60, No. 95, at page 26484 (May 17, 1995)), incorporated by reference as if restated herein. All costs of organized fundraising, including financial campaigns, solicitation of gifts and bequests, and similar expenses incurred to raise capital or obtain contributions are not allowable, regardless of the purpose for which the funds will be used.

3. Professional activities.

4. Costs of the agency's memberships in business, technical, and professional organizations.

5. Costs of the agency's subscriptions to business, professional, and technical periodicals.

6. Costs of meetings and conferences where the primary purpose is the dissemination of technical information, including meals, transportation, rental of meeting facilities, and other incidental costs.

7. Costs of membership in civic, community and social organizations are allowable as a direct cost with the approval of the Federal awarding agency.

8. Publication costs, including the costs of printing, distribution, promotion, mailing, and general handling.

9. Training. The local agency's reimbursement for staff activities that are related to either staff or foster parent training is calculated at a 50% rate.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.007 Allowable Maintenance Costs.

Title IV-E maintenance costs are those costs associated with the support of a child while removed from his/her home. In order for a maintenance cost to be reimbursable, it must meet the following criteria:

(1) Costs must be paid though publicly-allocated funds that are not already being used to earn any other federal program dollars.

(2) Costs to be claimed must be made as an individual case payment transaction for a child who is Title IV-E eligible. To be eligible for reimbursement a cost must be linked directly to an identified child (using a case number or Social Security number) who is eligible for IV-E during the month the costs is incurred. The cost must be claimed in the month the cost is incurred, not the payment month.

(3) Costs must be for activities or services that are eligible for Title IV-E reimbursement. The following are examples of the types of maintenance costs that are reimbursable:

(a) Foster care room and board.

(b) Clothing, shoes, athletic uniforms, band uniforms.

(c) Extraneous school expenses other than tuition and transportation, including such expenses as tutoring, yearbooks, graduation, band instruments.

(d) Travel from the foster home to the parent's home.

(e) Holiday and birthday gifts.

(f) Summer camp.

(g) Baby diapers, formula.

(h) Child car seat restraint, bicycle helmet.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.008 Nonreimbursable Expenditures.

The following expenditures are not Title IV-E reimbursable:

(1) Medical or psychological treatment or therapy.

(2) School tuition.

(3) Transportation to school.

(4) Social services.

(5) medical services.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.009 Accounting/Claiming Procedures.

Upon completion of documentation as set forth in the written agreement between the local government and the department, the following reimbursement process shall be initiated:

(1) The local agency shall require the provider to submit quarterly documentation of Title IV-E expenditures and an estimate of eligible expenditures for the upcoming quarter.

(2) The local agency will submit documentation to a local match liaison of the department's Family Safety office to certify that the expenditures were made with public funds. The local match liaison shall review the documentation for payment approval.

(3) Upon completion of the review of the documentation submitted, the local match liaison shall forward the information to Financial Management for a reimbursement of 95% to the local agency. The department shall retain up to 5% once the award is received from the federal government. Any funds remaining in excess of actual administrative costs will be refunded to the local agency.

(4) The expenditures shall be claimed and the upcoming quarter estimates shall be included on the Title IV-E Foster Care and Adoption Assistance Financial Report (ACF-IV-E-1 Part 4, OMB control number #0970-0205), incorporated by reference as if restated herein, on a quarterly basis.

(5) Once the award is received from the federal government and posted to the Family Safety Federal Grants Trust Fund, the 5% retained by the Department will be transferred for administrative expenses of the local match program.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

65C-19.010 Eligibility/Reimbursability Determination.

The Department of Children and families in each district makes the Title IV-E eligibility determinations for each child and provides that information to the local provider. Eligibility determinations shall be made monthly throughout the time a child is in the Department’s care, to reflect changing circumstances in the child’s life affecting eligibility.

Specific Authority 39.0121(7) FS. Law Implemented 409.26731 FS. History—New _____.

**Section II
Proposed Rules**

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE TITLES:

Citations	RULE NOS.:
Notice of Noncompliance	61G15-19.005
Mediation	61G15-19.0051
Notice of Noncompliance	61G15-19.006
Citations	61G19-19.007
	61G19-19.0071

PURPOSE AND EFFECT: The Board finds it necessary to repeal Rules 61G15-19.005 and 19.007 and new rules will be promulgated to take their place. Rule 61G19-19.006 is being amended to update the rule text for mediation for a first time offense.

SUMMARY: Repeal of Rules 61G15-19.005 and 61G19-19.007 and new rules created to take their place which will be numbered 61G19-19.0051 and 61G15-19.0071. Rule 61G19-19.006 will be amended to update the areas of the rule text with regard to mediation and first time offenses.

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

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.

SPECIFIC AUTHORITY: 455.224, 455.225, 455.2235 FS.

LAW IMPLEMENTED: 455.224, 455.2235, 471.023, 471.033 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: Dennis Barton, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULES IS:

61G15-19.005 Citations.

Specific Authority 455.224, 455.225 FS. Law Implemented 455.224 FS. History—New 2-2-92, Amended 8-31-92, Formerly 21H-19.005, Amended 10-19-97, Repealed _____.

61G15-19.0051 Notice of Noncompliance.

(1) As an alternative to investigation and prosecution, when a compliant is received, FEMC shall provide a licensee with a notice of noncompliance for an initial offense for the following violations:

(a) Failure to date documents when affixing signature and seal.

(b) Practice with an inactive or delinquent license less than one month.

(c) Firm practicing without a current certificate of authorization less than one month.

(2) A second offense shall result in issuance of a citation pursuant to Rule 61G15-19.0071.

Specific Authority 455.225 FS. Law Implemented 455.224 FS. History—New _____.

61G15-19.006 Mediation.

Pursuant to §455.2235, the Board designates the following areas as appropriate for mediation for a first offense:

(1) Practice with an improper seal. (See Rule 61G15-23.001, F.A.C. or offer to practice engineering through a corporation, partnership, or fictitious name which has not been duly certified.

(2) No change.

(3) Practice with an inactive license less than six months.

Specific Authority 455.2235 FS. Law Implemented 455.2235 FS. History—New 2-20-95, Amended 10-20-96, _____.

61G15-19.007 Notice of Noncompliance.

Specific Authority 455.225 FS. Law Implemented 455.224 FS. History--New 2-5-96, Amended 10-20-96, Repealed _____.

61G15-19.0071 Citations.

(1) As used in this rule, "citation" means an instrument which meets the requirements set forth in Section 455.224, F.S., and which is served upon a licensee or certificateholder for the purpose of assessing a penalty in an amount established by this rule.

(2) In lieu of the disciplinary procedures contained in Section 455.225, F.S., FEMC is hereby authorized to dispose of any violation designated herein by issuing a citation to the subject within six months after the filing of the complaint that is the basis for the citation. If a violation for which a citation may be issued is discovered during the course of an investigation for an unrelated violation, the citation must be issued within 6 months from the discovery of the violation and filing of the uniform complaint form by the investigator.

(3) The following violations with accompanying fines may be disposed of by citation:

(a) An engineer who has practiced or offered to practice engineering through a corporation, partnership, or fictitious name which has not been duly certified. The fine shall be \$100 for each month or fraction thereof of said activity, up to a maximum of \$1,000. (See Sections 455.227(1)(j), 471.023, and 471.033(1)(a), F.S.)

(b) Practice with an inactive or delinquent license more than one month or if a Notice of Noncompliance has previously been issued for the same offense. The fine shall be \$100 for each month or fraction thereof. (See Section 471.033(1)(i), F.S.)

(c) Firm practicing without a current certificate of authorization more than one month or if a Notice of Noncompliance has previously been issued for the same offense. The fine shall be \$100 for each month or fraction thereof. (See Section 471.023, F.S.)

(d) Failure to notify the Board of a change in the principal officer of the corporation or partner in a partnership who is the qualifying professional engineer for said corporation or partnership within one month of such change. The fine shall be \$500. (See Section 471.023(4), F.S.)

(4) If the subject does not dispute the matter in the citation in writing within 30 days after the citation is served by personal service or within 30 days after receipt by certified mail, the citation shall become a final order of the Board of Professional Engineers. The subject has 30 days from the date the citation becomes a final order to pay the fine and costs. Failure to pay the fine and costs within the prescribed time period constitutes a violation of Section 471.033(1)(k), F.S., which will result in further disciplinary action. All fines and costs are to be made payable to "Florida Engineers Management Corporation – Citation."

(5) Prior to issuance of the citation, the investigator must confirm that the violation has been corrected or is in the process of being corrected.

(6) Once the citation becomes a final order, the citation and complaint become a public record pursuant to Chapter 119, F.S., unless otherwise exempt from the provisions of Chapter 119, F.S. The citation and complaint may be considered as aggravating circumstances in future disciplinary actions pursuant to Rule 61G15-19.004, F.A.C.

(7) Subsequent violation(s) of the same rule or statute shall require the procedure of Section 455.225, F.S., to be followed. In addition, should the offense for which a citation could be issued occur in conjunction with violations not described herein, then the procedures of Section 455.255, F.S., shall apply.

Specific Authority 455.224, 455.225 FS. Law Implemented 455.224, 455.227, 471.023, 471.033 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 8, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 5, 1999

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE TITLES:	RULE NOS.:
Definitions	61G15-32.002
Common Requirements to all Fire Protection Engineering Documents	61G15-32.003
Design of Water Based Fire Protection Systems	61G15-32.004
Design of Fire Water Spray (Mist) Fire Suppression and Control Systems	61G15-32.009

PURPOSE AND EFFECT: The Board has determined that amendments are necessary to Rule 61G15-32.002 to update the rule text regarding definitions. Rule 61G15-32.003 requires amendments which will expand the common requirements for certain fire protections engineering documents. Rule 61G15-32.004 is being amended to update the rule text for the design of water based fire protection systems. The Board has determined that a new rule is necessary to address the design of fine water spray (mist) first suppression and control systems and will be assigned rule number 61G15-32.009.

SUMMARY: Rule 61G15-32.002 is being amended to update the rule text which will further clarify the definitions for Engineer of Record for the Fire Protection System(s), and for Fire Protection Engineering Documents. The Board proposes to update Rule 61G15-32.003 by expanding the common

requirements for certain fire protection engineering documents. Rule 61G15-32.004 is being amended to further clarify the design of water based fire protection systems. The Board has determined that a new rule, numbered 61G15-32.009 be promulgated, which will provide language for the design of fine water spray (mist) fire suppression and control systems.

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

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.

SPECIFIC AUTHORITY: 471.008, 471.033(2) FS.

LAW IMPLEMENTED: 471.033 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Dennis Barton, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULES IS:

61G15-32.002 Definitions.

(1) Engineer of Record for the Fire Protection System(s): The Florida Registered Professional Engineer who develops the Fire Protection System(s) design criteria; performs analysis as required; and is responsible for the preparation of the Fire Protection Engineering Construction Documents.

(2) through (4) No change.

(5) Fire Protection Engineering Documents: The fire protection engineering drawings, specifications, design calculations and other materials or representations that set forth the overall design requirements for the construction, alteration, demolition, renovation, repair, modification, permitting and such, for any public or private fire protection system(s), which are prepared, signed, dated and sealed by the Engineer of Record for the Fire Protection System(s).

(6) through (7) No change.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.033 FS. History—New 5-19-93, Formerly 21H-32.002, Amended.

61G15-32.003 Common Requirements to all Fire Protection Engineering Documents.

(1) The Fire Protection Engineering Documents shall provide the construction requirements to indicate the nature and scope of the work, and to describe, detail, dimension, label and define as required to adequately communicate the design concept for the Fire Protection Components, System(s),

materials, assemblies, equipment and its structural and utility support system(s), insofar as they involve the safeguarding of life, health or property.

(2) The Fire Protection Engineering Design Documents shall specify the applicable requirements for the acceptance testing of the fire protection system and components, which shall be based upon applicable codes and standards, where available.

(3) No change.

(4) The applicable code and standard used in the preparation of the Fire Protection shall be shown on the Fire Protection Engineering Design Documents. When applicable codes and standards are not available or applicable, and said documents are based on engineering judgment, which constitutes a deviation from applicable codes and standards, any reasons and assumptions made to develop the fire protection concept shall be identified on the documents.

(5) through (8) No change.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.033 FS. History—New 5-19-93, Formerly 21H-32.003, Amended.

61G15-32.004 Design of Water Based Fire Protection Systems.

(1) Water Based Fire Protection Systems include, but are not limited to, automatic sprinkler systems of wet, dry, fine water spray (mist), manual, and deluge valve controlled types, pumping systems, standpipes, fire water mains and dedicated fire protection water sources.

(2) To ensure minimum design quality in Fire Protection Engineering Documents, said documents shall include as a minimum the following information when applicable:

(a) No change.

(b) The Point of Service for the fire protection water supply as defined by 633.021(17), ~~(16)~~, F.S.

(c) In storage occupancies the Engineer of Record shall determine the commodity classification as determined by applicable standards or on alternate sources as provided in the definition of codes and standards. The NFPA commodity classification shall be provided on the Fire Protection Engineering Documents for all storage occupancies. In cases where applicable hazard classification is not identified in NFPA codes or standards, or a higher hazard classification is required for insurance purposes, the engineer or record shall provide the basis for the design decisions.

(d) All required hydraulic calculations conducted for the system(s) shall be completed in accordance with the minimum standards for detail and information as required by NFPA 13. The source and location of water supply test results shall be indicated on the documents.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.033 FS. History—New 5-19-93, Formerly 21H-32.004, Amended.

61G15-32.009 Design of Fine Water Spray (Mist) Fire Suppression and Control Systems.

(1) Fine water spray (mist) systems include water based fire suppression and control systems based on NFPA 750.

(2) The fire protection system(s) shall be based on applicable NFPA standards when available or on alternative engineering sources including full scale fire testing and good engineering practice when no applicable standard exists.

(3) Design of fine water spray systems requires specific knowledge of hazards, physical containment and fire dynamics. A “pre-engineered” listed system shall be installed only after the engineer or record has evaluated the project specific protected hazard.

Specific Authority 471.008, 471.033(2) FS. Law Implemented 471.033 FS. History—New.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 8, 1999

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 5, 1999

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE TITLES:	RULE NOS.:
Initial Registration of Credentials Verification Organization	64B-8.001
Biennial Renewal of Credentials Verification Organization Registration	64B-8.002
Documentation of Accreditation or Certification of a Credentials Verification Organization by a National Accrediting Organization	64B-8.003
Documentation of Liability Insurance Coverage by a Credentials Verification Organization	64B-8.004
Requirement for Notification of change in Accreditation or Certification Status or Insurance Status	64B-8.005
Forms	64B-8.009
Prohibitions-Registered Credentials Verification Organizations	64B-8.013
Prohibitions-Subscriber Authorized to Access to Access Core Credentials Data	64B-8.014
Penalties-Credentials Verification Organizations	64B-8.015
Definition of “Fully Accredited or Certified as a Credentials Verification Organization”	64B-8.016
Initial Reporting of Core Credentials	64B-8.017
Notification of Correction, Updates, or Modifications to Core Credentials Data	64B-8.018

PURPOSE AND EFFECT: To establish rules governing Credentials Verification Organizations to be used for credentialing data verification.

SUMMARY: These rules set forth the guidelines governing Credentials Verification Organizations to be used by the Department of Health for credentials verification including, but not limited to, registration, liability insurance, access to data, prohibitions and penalties.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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

SPECIFIC AUTHORITY: 455.557 FS.

LAW IMPLEMENTED: 455.557 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: Lucy Gee, Chief, Bureau of Operations, 2020 Capital Circle, S. E., Bin #C10, Tallahassee, Florida 32399-3260 and the Credentialing Verification Advisory Council

THE FULL TEXT OF THE PROPOSED RULES IS:

64B-8.001 Initial Registration of Credentials Verification Organization.

Pursuant to 455.557(5), Florida Statutes, any credentials verification organization that does business in this state must register with the department. The department shall register a Credentials Verification Organization that has:

(1) Submitted a completed Application for Credentials Verification Organization Registration Form, DH-MQA 1021, effective 12/99;

(2) Remitted the credentials verification organization registration fees; and

(3) Submitted documentation of liability insurance coverage and accreditation or certification by a recognized national organization accrediting credentials verification organizations.

Specific Authority 455.557(8) FS. Law Implemented 455.557(5),(7) FS. History—New.

64B-8.002 Biennial Renewal of Credentials Verification Organization Registration.

The department shall renew the biennial registration of a Credentials Verification Organization who has:

(1) Submitted an updated complete Application for of Credentials Verification Organization Registration Form, DH MQA 1021, effective 12/99; and

(2) Shown proof to the department of accreditation or certification by a national accrediting organization;

(3) In addition, in order to renew a credentials verification organization registration after July 1, 2000, the organization must remit the credentials verification organization biennial renewal registration fee not to exceed an amount sufficient to cover the department's actual expenses in providing and enforcing such registration.

Specific Authority 455.557(8),(5) FS. Law Implemented 455.557(5) FS. History-New _____.

64B-8.003 Documentation of Accreditation or Certification of a Credentials Verification Organization by a National Accrediting Organization.

Documentation of accreditation or certification of a credentials verification organization by a national accrediting organization means a copy of the accreditation or certification certificate or letter issued by the issuing organization that shows accreditation or certification status and date of expiration of accreditation or certification.

Specific Authority 455.557(8) FS. Law Implemented 455.557(5),(2)(b),(2)(1) FS. History-New _____.

64B-8.004 Documentation of Liability Insurance Coverage by a Credentials Verification Organization.

Documentation of liability insurance coverage by a credentials verification organization means a copy of the liability insurance policy showing amount of coverage, type of coverage, and dates of coverage.

Specific Authority 455.557(8) FS. Law Implemented 455.557(5),(7) FS. History-New _____.

64B-8.005 Requirement for Notification of Change in Accreditation or Certification Status or Insurance Status.

A registered credentials verification organization must notify the department in writing within three business days of revocation of accreditation or certification status or a change in liability insurance status.

Specific Authority 455.557(8) FS. Law Implemented 455.557(5),(7),(2)(b) FS. History-New _____.

64B-8.009 Forms.

The following forms used by the department in implementing the standardized credentials collection program are listed as follows and are hereby adopted and incorporated by reference, and can be obtained from the Division of Medical Quality Assurance, Bureau of Operations, at 2020 Capital Circle, S.E., Bin # C-10, Tallahassee, Florida 32399-3260:

(1) Initial Reporting of Core Credentials Data Form, DH-MQA 1020, effective 12/99;

(2) Reporting of Corrections, Updates, Modifications to Core Credentials Data Form, DH-MQA 1023, effective 12/99;

(3) Practitioner Participation Agreement (Comprehensive Release Form), DH-MQA, effective 1/2000;

(4) Application for Credentials Verification Organization Registration Form, DH-MQA 1020, effective 12/99;

(5) Application for Subscription to Access Authorized Core Credentials Data Form, DH-MQA1022, effective 12/99.

Specific Authority 455.557(8) FS. Law Implemented 455.557(3)(b)3..4..(c)(5) FS. History-New _____.

64B-8.013 Prohibitions-Registered Credentials Verification Organizations.

(1) In order to implement subsection (5) of 455.557, Florida Statutes, the department may investigate in accordance with Chapter 455, Florida Statutes, or audit the records of a credentials verification organization to determine if the organization has engaged in any prohibited acts. No registered credentials verification organization shall engage in the following prohibited acts:

(a) Fail to maintain full accreditation or certification;

(b) Fail to provide data authorized by the health care practitioner;

(c) Fail to report to the department changes, updates, and modifications to a health care practitioner's core credentials data within forty-five (45) days of the change;

(d) Fail to comply with the prohibition against collection of duplicate core credentials data from a practitioner;

(e) Fail to adhere to standards for marketing and advertising established by the applicable accrediting organization;

(f) Fail to maintain liability insurance according to the standards established by the applicable accrediting organization;

(g) Fail to use standardized forms or Department approved electronic means for the initial reporting of core credentials data, for the health care practitioner to authorize the release of core credentials data, and for the subsequent reporting of corrections, updates, and modifications thereto.

(2) In the event the department revokes or suspends the registration of a credentials verification organization, the organization must immediately notify all Florida health care practitioners who have designated the organization to provide initial or update their core credentials data within 15 days of the action.

Specific Authority 455.557(8) FS. Law Implemented 455.557(5),(3),(7),(4) FS. History-New _____.

64B-8.014 Prohibitions-Subscriber Authorized to Access Core Credentials Data.

No subscriber authorized to access core credentials data shall engage in the following prohibited acts:

(1) Release core credentials data without the authorization of the practitioner; and

(2) Fail to comply with the prohibition against collecting or attempting to collect duplicate core credentials data from a practitioner;

Specific Authority 455.557(8) FS. Law Implemented 455.557(3)(4) FS. History–New _____.

64B-8.015 Penalties-Credentials Verification Organizations.

When the department finds a credentials verification organization has committed any of the prohibited acts set forth in s. 455.557, F.S., it shall issue an order imposing penalties as recommended in the following guidelines:

(1) Failure to maintain full accreditation or certification: The minimum penalty shall be suspension of a registration until full accreditation or certification has been obtained. The maximum penalty shall be denial of an application to renew a registration or revocation of a registration.

(2) Failure to provide data authorized by the health care practitioner: For a first offense, the usual penalty shall be a thirty-day suspension. For subsequent offenses, the usual penalty shall be denial of an application to renew a registration or revocation of a registration.

(3) Failure to report to the department changes, updates, and modifications to a health care practitioner's core credentials data within 45 days of the change: For a first offense, the usual penalty shall be a thirty-day suspension. For subsequent offenses, the usual penalty shall be denial of an application to renew a registration or revocation of a registration.

(4) Failure to comply with the prohibition against collection of duplicate core credentials data from a practitioner: For a first offense, the usual penalty shall be a thirty-day suspension. For subsequent offenses, the usual penalty shall be denial of an application to renew a registration or revocation of a registration.

(5) Failure to adhere to standards for marketing and advertising established by the applicable accrediting organization: For a first offense, the usual penalty shall be a thirty-day suspension. For subsequent offenses, the usual penalty shall be denial of an application to renew a registration or revocation of a registration.

(6) Failure to maintain liability insurance according to the standards established by the applicable accrediting organization: The minimum penalty shall be suspension of a registration until appropriate liability insurance has been obtained. The maximum penalty shall be denial of an application to renew a registration or revocation of a registration.

(7) Failure to use standardized forms or department approved electronic means for the initial reporting of core credentials data for the health care practitioner to authorize the release of core credentials data, and for the subsequent reporting of corrections, updates, and modifications thereto: For a first offense, the usual penalty shall be a thirty-day suspension. For subsequent offenses, the usual penalty shall be denial of an application to renew a registration or revocation of a registration.

Specific Authority 455.557(8) FS. Law Implemented 455.557(5),(4),(2),(3) FS. History–New _____.

64B-8.016 Definition of "Fully Accredited or Certified as a Credentials Verification Organization."

Fully accredited or certified as a credentials verification organization" as used in s. 455.557(5), F.S., is defined as:

(1) for the National Committee for Quality Assurance, certified in all credentialing elements, excluding site visits; and/or

(2) for the American Accreditation Healthcare Commission/URAC, full accreditation.

Specific Authority 455.557(8) FS. Law Implemented 455.557(5) FS. History–New _____.

64B-8.017 Initial Reporting of Core Credentials.

(1) Every health care practitioner shall report all core credentials data to the department that is not already on file with the department via department approved electronic means or on the Initial Reporting of Core Credentials Data Form, DH-MQA 1020, effective 12/99.

(2) A health care practitioner may designate a registered credentials verification organization to submit all core credentials data to the department that is not already on file with the department. A registered credentials verification organization designated by a health care practitioner to report core credentials data to the department shall do so via department approved electronic means or upon the Initial Reporting of Core Credentials Data Form, DH-MQA1023, effective 12/99.

Specific Authority 455.557(8) FS. Law Implemented 455.557(3) FS. History–New _____.

64B-8.018 Notification of Corrections, Updates, or Modifications to Core Credentials Data.

(1) A health care practitioner shall notify the department within 45 days of any corrections, updates, or modifications to the core credentials data by submitting the corrections, updates or modifications via department approved electronic means or on the Reporting of Corrections, Updates, Modifications to Core Credentials Data Form, DH-MQA 1023, effective 12/99.

(2) A health care practitioner may designate a registered credentials verification organization to submit corrections, updates, and modifications to core credentials data to the department. A registered credentials verification organization designated by a health care practitioner to notify the department of any corrections, updates, or modifications to core credentials data shall do so via department approved electronic means or upon a Reporting of Corrections, Updates, Modifications to Core Credentials Data Form, DH-MQA 1023, effective 12/99, within 45 days of the change.

Specific Authority 455.557(8) FS. Law Implemented 455.557(3) FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Lucy Gee, Chief, Bureau of Operations
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Gloria Henderson, Director,
Division of Medical Quality Assurance
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: January 24, 2000
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: July 2, 1999

DEPARTMENT OF HEALTH

Board of Medicine

RULE TITLE: Disciplinary Guidelines
RULE NO.: 64B8-44.003

PURPOSE AND EFFECT: To include penalties for sexual misconduct and for failing to report in writing within 30 days of a criminal plea or conviction as authorized by 1999 amendments to Part II of Chapter 455, Florida Statutes, and to specify the penalties for repeat offenses.

SUMMARY: The Board has approved the language recommended by the Dietetics and Nutrition Practice Council regarding the specific penalties for sexual misconduct, failing to report a criminal plea, and repeat offenses.

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

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.

SPECIFIC AUTHORITY: 455.627, 458.309, 468.507 FS.

LAW IMPLEMENTED: 455.627, 468.517, 468.518(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Dietetics and Nutrition Practice Council/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-44.003 Disciplinary Guidelines.

(1) through (3) No change.

(4) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Section 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses

are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATION
(a) Violating Practice Act or Board or Department Rules (468.518(1)(a))

RECOMMENDED RANGE OF PENALTY
(a)(1) From a minimum of six months probation to revocation or denial of licensure, and an administrative fine from \$150.00 to \$1,000.00, depending on the seriousness of the underlying offense and the magnitude of the violation.

(a)(2) After the first offense, a minimum of one year's probation to revocation or denial of licensure, and an administrative fine from \$200.00 to \$1,000.00, depending on the seriousness of the underlying offense and the magnitude of the violation.

(b) Inability to practice with skill and safety (468.518(1)(b))

(b) From submission to a mental or physical examination directed towards the problem, one year probation with conditions, possible referral to the PRN to revocation or denial, and an administrative fine from \$100.00 to \$1,000.00.

(c) Attempting to procure a license by fraud or misrepresentation (468.518(1)(c))

(c)(1) From denial or revocation of licensure with ability to reapply upon payment of a fine up to \$1,000.00 to denial of license without ability to reapply.

(c)(2) For a second offense, denial or permanent revocation of licensure with \$1,000.00 fine.

(d) Action taken against license by another jurisdiction (468.518(1)(d))

(d)(1) From imposition of discipline comparable to that which would have been imposed if the substantive violation had occurred in Florida to suspension or denial of license until it is unencumbered in the other jurisdiction, and an administrative fine from \$100.00 to \$1,000.00. Impaired practitioners working in this state may be ordered into the PRN.

(d)(2) After the first offense, from imposition of discipline comparable to that which would have been imposed if a second or higher substantive violation had occurred in Florida to suspension or denial of license until it is unencumbered in the other jurisdiction, and an administrative fine from \$200.00 to \$1,000.00. Impaired practitioners working in this state may be ordered into the PRN.

(e) Conviction of a crime relating to the practice (458.518(1)(e))

(e)(1) From a one year probation with conditions to revocation or denial of the license and an administrative fine ranging from \$100.00 to \$1,000.00. Any Board ordered probation shall be for no less time than Court ordered sanctions.

(e)(2) After the first offense, from a three-year probation with conditions to revocation or denial of the license, and an administrative fine ranging from \$250.00 to \$1,000.00. Any Board ordered probation shall be for no less time than Court ordered sanctions.

(f) Filing a false report or failing to file a report as required (458.518(1)(f))

(f)(1) From a minimum of one year probation with conditions to revocation or denial of the license, and an administrative fine from \$100.00 to \$1,000.00.

(f)(2) After the first offense, a minimum of three years probation with conditions to revocation or denial of the license, and an administrative fine from \$250.00 to \$1,000.00.

(g) False, deceptive, or misleading advertising (458.518(1)(g))

(g)(1) From one year probation with conditions to one year suspension followed by at least one year probation with conditions or denial of licensure, and an administrative fine from \$250.00 to \$1,000.00.

- (h) Committing fraud in the practice
(468.518(1)(h))

(g)(2) For a second offense, two years probation with conditions to two years suspension followed by at least one year probation with conditions or denial of licensure, and an administrative fine from \$350.00 to \$1,000.00.
(g)(3) After the second offense, two to five years suspension followed by two years of probation with conditions to revocation or denial of licensure, and an administrative fine from \$500.00 to \$1,000.00.
(h)(1) From one year probation with conditions to revocation or denial of licensure, and an administrative fine from \$250.00 to \$1,000.00.
(h)(2) After the first offense, from one year suspension followed by probation with conditions to revocation or denial of licensure, and an administrative fine from \$400.00 to \$1,000.00.
(i)(1) From a \$250.00 administrative fine to revocation.
(i)(2) After the first offense, from a \$750.00 administrative fine to revocation.
(j)(1) From one year suspension followed by at least one year probation with conditions ~~or denial to revocation~~ to revocation or denial of licensure, and an administrative fine from \$250.00 to 1,000.00.
(j)(2) For a second offense, two years suspension followed by at least one year probation with conditions to revocation or denial of licensure, and an administrative fine from \$400.00 to \$1,000.00.
(j)(3) For a third offense, revocation or denial of licensure and an administrative fine from \$800.00 to \$1,000.00.
(k)(1) From one year probation with conditions to revocation or denial of a license, and an administrative fine from \$100.00 to \$1,000.00.
(k)(2) After the first offense, a minimum of one year suspension followed by a minimum of one year probation with conditions to revocation or denial of a license, and an administrative fine from \$350.00 to \$1,000.00.
(l)(1) From six months suspension followed by one year probation with conditions to revocation or denial of licensure, and an administrative fine from \$250.00 to \$1,000.00.
(l)(2) After the first offense, from one year suspension followed by two years of probation with conditions to revocation or denial of licensure, and an administrative fine from \$350.00 to \$1,000.00.
(m)(1) From suspension to revocation or denial of licensure, and an administrative fine from \$500.00 to \$1000.00.
(m)(2) For a second offense, revocation or denial of licensure, and an administrative fine from \$750.00 to \$1,000.00.
(n)(1) From probation with conditions or one year's suspension followed by a minimum of one year probation with conditions to revocation or denial of a license, and an administrative fine from \$100.00 to \$1,000.00.
(n)(2) After the first offense, from one year suspension followed by a minimum of one year probation with conditions to revocation or denial of a license, and an administrative fine from \$400.00 to \$1,000.00.
(o)(1) From probation with conditions to revocation or denial of licensure, and an administrative fine from \$400.00 to \$1,000.00. Evaluations shall be required to determine the need for referral to PRN.
- (i) Practicing on delinquent, revoked, suspended or inactive license (468.518(1)(i))

(o)(2) For a second offense, from one year suspension followed by a minimum of one year probation with conditions to revocation or denial of licensure, and an administrative fine from \$800.00 to \$1,000.00. Evaluations shall be required to determine the need for referral to PRN.
(o)(3) After the second offense, revocation of license and a fine of \$1,000.
(p)(1) From a \$100.00 administrative fine to revocation or denial of a license.
(p)(2) After the first offense, from a \$250.00 administrative fine to revocation or denial of a license.
- (j) Treating ailments by means other than dietetics and nutrition practice
(468.518(1)(j))

(p) Failing to report in writing within 30 days after the licensee has been convicted or found guilty of, or has entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction (455.624(1)(w))
(5) through (7) No change.
- (k) Failure to maintain acceptable standards of practice
(468.518(1)(k))

Specific Authority 455.627, 458.309, 468.507 FS. Law Implemented 455.627, 468.517, 468.518(2) FS. History—New 12-4-90, Formerly 21M-50.003, Amended 6-22-94, Formerly 61F6-50.003, 59R-44.003, Amended 3-16-98, 8-19-99,_____.
- (l) Kickbacks or split fee arrangements
(468.518(1)(l))

NAME OF PERSON ORIGINATING PROPOSED RULE:
Dietetics and Nutrition Practice Council
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 1999
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 30, 1999
- (m) Advertising any experimental assessment or treatment
(468.518(1)(m))

DEPARTMENT OF HEALTH
Division of Disease Control
RULE TITLE: Allocation Methodology for the Distribution of Funds Appropriated for Tuberculosis Control
RULE NO.: 64D-3.025
PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to make adjustments to the current allocation methodology for the distribution of categorical tuberculosis funds. The proposed rule amendments provide new language that will more effectively allocate tuberculosis categorical resources and funding of county health departments based on current and future disease incidence trends.
SUMMARY: The proposed rule amendments include changes to the factors used to determine the distribution of funds appropriated for tuberculosis control. The proposed rule amendments also include the assurance that any additional grant funding provide for specific projects in certain areas of the state will not affect the standard formula for the distribution of funds to the counties.
SUMMARY OF STATEMENT OF REGULATORY COST: No statement of estimated regulatory cost has been prepared.
Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative, must do so within 21 days of this notice.
- (n) Failure to keep written medical records
(Rule 64B8-44.004)
- (o) Sexual misconduct in the practice of the profession
(455.567)

SPECIFIC AUTHORITY: 381.0011(4)(13), 381.003(2), 392.61(4), 392.66 FS.

LAW IMPLEMENTED: 381.0011(4)(13), 381.003(1)(a), 392.61(4) FS.

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

TIME AND DATE: 9:00 a.m., February 29, 2000

PLACE: 2585 Merchant's Row Blvd., Room 340N, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jane Peck, Operations and Management Consultant II, Bureau of Tuberculosis and Refugee Health, 2020 Capital Circle, S. E., Bin #A20, Tallahassee, FL 32399-1717, Telephone (850)245-4350, Ext. 2317

THE FULL TEXT OF THE PROPOSED RULE IS:

64D-3.025 Allocation Methodology for the Distribution of Funds Appropriated for Tuberculosis Control.

(1) In addition to the criteria listed in s. 392.61(4), F.S., the factors used to determine the distribution of funds for each county will be include the following:

~~(a) The number of reported tuberculosis cases in a county during the most recent past 5 2 years period for which complete annualized morbidity data is available;~~

~~(a) The population with a family income below 150% of the federal poverty level;~~

~~(b) The cost of living differential; and~~

~~(c) The geographical size of the area.~~

(2) Any additional grant funding provided by state or federal agencies for specific projects in specifically identified areas of the state will not result in the formula in paragraph (1) being adjusted. The formula will be adjusted to consider federal grant restrictions which stipulate that funding be restricted to certain geographical areas in the state.

Specific Authority 381.0011(4)(13), 381.003(2), 392.61(4), 392.66 FS. Law Implemented 381.0011(4)(13), 381.003(1)(a), 392.61(4) FS. History--New 9-18-98, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jane Peck

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Graydon Sheperd

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 11, 2000

DATE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 14, 1999

FLORIDA HOUSING FINANCE CORPORATION

RULE TITLES:	RULE NOS.:
Definitions	67-38.002
Notice of Funding Availability	67-38.0025
Application Submission Procedures	67-38.003
Incomplete Applications and Rejection Criteria	67-38.004
Application Evaluation and Award Guidelines	67-38.005
Terms and Conditions of the Advance	67-38.006
Terms and Conditions of the Loan	67-38.007
Eligible Uses for the Loan	67-38.008
Eligible Uses of Grants	67-38.009
Credit Underwriting Procedures	67-38.010
Fees	67-38.011
Sale, Transfer or Conveyance of Development	67-38.012
Site Development and Design Standards	67-38.013
Disbursement Procedures	67-38.014
Compliance and Monitoring Procedures	67-38.0145
Disposition of Property Accruing to the Corporation	67-38.015
Administrative Appeal Procedures	67-38.016

PURPOSE AND EFFECT: The purpose of Rule Chapter 67-38, Florida Administrative Code (FAC.), is to establish the procedures by which the Florida Housing Finance Corporation shall administer the application process, determine loan or grant amounts to non-profits with limited or no experience who engage in development of affordable housing for very low or low-income households.

SUMMARY: Prior to receipt of Application for a new funding year, the Corporation (1) researches the market need for affordable housing throughout the state of Florida and (2) evaluates prior applicaitons to determine what changes or additions should be made to the Rule or application. The proposed amendments to the Rule and adopted reference material include changes that will create a formulated process for selecting Developments that apply for funding in 2000.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

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

SPECIFIC AUTHORITY: 420.528 FS.

LAW IMPLEMENTED: 420.507, 420.521-.529 FS.

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

TIME AND DATE: 10:00 a.m., Monday, February 28, 2000

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, 6th Floor, Seltzer Room, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Gwen Lightfoot, Deputy Development Officer, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329, (850)488-4197

THE FULL TEXT OF THE PROPOSED RULES IS:

67-38.002 Definitions.

(1) "Act" means the Florida Housing Finance Corporation Act as found in Chapter 420, Part V, Florida Statutes, as amended from time to time.

~~(2) "Acquisition Phase" means the second phase of the Predevelopment process during which the Sponsor shall conduct or perform tasks and activities associated with the acquisition of the Project Site and any existing improvements by the Sponsor.~~

~~(2)(3) "Administrative Expenses" means expenses incurred by the Applicant Sponsor as a direct result of and solely related to the Development Project. These shall include long distance phone calls, necessary travel (except to conferences, conventions or for training), copying, printing, and postage fees.~~

~~(3) "Affiliate" means any person or entity that (i) directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with the Applicant, (ii) serves as an officer or director of the Applicant, or (iii) is the spouse, parent, child, sibling, or relative by marriage of a person or entity described in (i) or (ii) above.~~

~~(4) "Advance" means PLP funds awarded to a Sponsor in an amount recommended by the Credit Underwriter and approved by the Corporation, not to exceed \$25,000. An Advance may be forgiven or rolled over into a Loan to the Sponsor pursuant to the terms and conditions set forth in this Rule Chapter.~~

~~(5) "Annual Anticipated Gross Income" means the gross amount of wages, income from assets, regular cash or non-cash contributions, and any other resources and benefits determined to be income by HUD. "Annual Anticipated Gross Income" is generally determined by analyzing the amount of income anticipated to be received by all adults in a household during the next 12 months following the effective date of any such determination.~~

~~(4) "Applicant" means any unit of government, a local housing authority established pursuant to Chapter 421, a community-based or not-for-profit organization, or a limited partnership if its general partner is a community-based or not-for-profit organization that submits an Application for funding from the Predevelopment Loan Program. "Applicant" includes a sponsor as defined by Section 420.523 of the Florida Statutes.~~

~~(5)(6) "Application" means the completed forms from the Application Package together with exhibits submitted to the Corporation in accordance with this Rule Chapter in order to apply for PLP funds. The current year application is adopted and incorporated herein.~~

~~(7) "Application Cycle" means the period designated by the Corporation during which Applications may be submitted to the Corporation in accordance with this Rule Chapter as described in a notice to be published by the Corporation in the Florida Administrative Weekly.~~

~~(8) "Application Deadline" means 5:00 p.m., Eastern Standard Time, on the final day of the Application Cycle.~~

~~(6)(9) "Application Package" means the forms, tabs and instructions thereto, comprising the Predevelopment Loan Program Application Package prepared by the Corporation for the current Application Cycle which shall be completed and submitted to the Corporation by an Applicant a Sponsor in accordance with this Rule Chapter in order to apply for PLP funds.~~

~~(7) "Board of Directors" or "Board" means the Board of Directors of the Florida Housing Finance Corporation.~~

~~(8)(10) "Code" means the Internal Revenue Code of 1986, as amended, together with corresponding and applicable final, temporary or proposed regulations and revenue rulings issued with respect thereto by the Treasury or the Internal Revenue Service of the United States.~~

~~(9)(11) "Compliance Period" means;~~

~~(a) with respect to multifamily Developments Projects that obtain construction/permanent financing from a source other than Florida Housing programs and no Florida Housing funds remain in the Development, a period of 15 years beginning on the date the Predevelopment Loan is paid off pursuant to Rule Chapter 67-38.007(5); or~~

~~(b) with respect to Developments that obtain construction/permanent financing from Florida Housing programs, a period equal to the compliance period committed to by the Applicant under the Florida Housing program from which the permanent/construction financing is obtained maturity date of the Predevelopment Loan, as the same may be extended pursuant to this Rule Chapter.~~

~~(12) "Conditional Commitment" means evidence from a financial institution or other lending source acceptable to the Corporation under which such financial institution or other lending source agrees to issue a commitment to provide a Sponsor with the requisite construction/permanent financing in connection with the Project, subject to certain achievable conditions (other than receipt of a loan from the HOME or SAIL program or tax credits) and meets all of the following criteria:~~

~~(a) Must have completed a preliminary lender review;~~

~~(b) Must contain the interest rate, the loan amount and the repayment schedule;~~

(e) ~~Must contain the conditions to be met before becoming a Firm Commitment.~~

~~A Conditional Commitment from a syndicator is an agreement which contains certain achievable conditions which must be met before becoming a Firm Commitment and includes all terms and conditions of the agreement. A commitment subject to committee approval will be considered a Conditional Commitment~~

~~(10)(13) "Corporation" or "Florida Housing" means the Florida Housing Finance Corporation, a public corporation and the successor to the Florida Housing Finance Agency.~~

~~(11)(14) "Credit Underwriter" means the legal representative under contract with the Corporation having the responsibility for providing stated credit underwriting services. Such services shall include, for example, a comprehensive analysis of the Applicant, the real estate, the economics of the Development, the ability of the Applicant and Development team to proceed and evidence of the need for affordable housing in order to determine that the Development meets the program requirements, but not be limited to, reviewing the financial feasibility and viability of Projects and proposing to the Corporation the amount of an Advance and/or Loan needed, if any.~~

~~(12) "Development" means the buildings, structures, fixtures and all other improvements to the Development Site proposed by a Applicant and for which financial assistance under the Predevelopment Loan Program(s) has been applied for or received.~~

~~(13) "Development Plan" means the written description/narrative of the proposed Development submitted to the Corporation by the Applicant with the recommendation of the Technical Assistance Provider detailing the Applicant's objectives and goals with respect to the Development, from formulation of the development concept through construction, leasing, operation or sale. The Development Plan shall clearly set forth the Applicant's anticipated sources to fund all anticipated predevelopment expenses, including those in excess of the amounts to be requested under the Predevelopment Loan Program, if any, and the sources and uses of construction and permanent financing.~~

~~(14) "Development Site" means the land for the Development, as defined by the legal description in the Development Plan and the documents evidencing or securing the Loan.~~

~~(15) "Farmworker" means any laborer who is employed on a seasonal, temporary, or permanent basis in the planting, cultivating, harvesting, or processing of agricultural or aquacultural products and who derives at least 50% of his income in the immediately preceding 12 calendar months from such employment. To qualify as a "Farmworker" under this Rule Chapter, the incomes of all adult persons, excluding Students, cannot exceed 80% of the median annual gross income established by HUD for households within the State,~~

~~the MSA or, if not within the MSA, within the county in which the person or household resides, whichever is greater. Farmworker includes a household of one or more persons wherein at least one member of the household is a Farmworker, or a person who has retired from such work due to age, disability or illness. The term "Farmworker" also includes a person who has retired as a laborer described in this paragraph due to age, disability or illness and includes a household of one or more persons wherein at least one member of the household is a Farmworker, or a person who has retired as a laborer due to age, disability or illness. In order to be considered retired as a Farmworker due to age under this Rule Chapter, a person must be 50 years of age or older and must have been employed for a minimum of 5 years as a Farmworker immediately preceding retirement. In order to be considered retired as a Farmworker due to disability or illness, it must be:~~

~~(a) Medically established that the person is unable to be employed as a Farmworker due to such disability or illness; and~~

~~(b) Established that the person had previously met the definition of a Farmworker.~~

~~(16) "Final Work Plan" means the Initial Work Plan as revised by the Sponsor in accordance with the recommendations of the Credit Underwriter and the Technical Assistance Provider and approved by the Corporation prior to the Acquisition Phase.~~

~~(17) "Firm Commitment" means evidence from a financial institution or other lending source acceptable to the Corporation under which such financial institution or other lending source agrees to issue a commitment to provide a Sponsor with the requisite construction/permanent financing in connection with the Project, subject only to (i) the execution of the requisite documents to evidence and secure the loan, (ii) payment of any commitment or lender related fees and (iii) such other conditions related to the Corporation.~~

~~(16)(18) "HUD" means the United States Department of Housing and Urban Development.~~

~~(19) "Initial Work Plan" or "Initial Plan" means a written description/narrative of the proposed Project submitted to the Corporation by the Sponsor as part of its Application detailing the Sponsor's objectives and goals with respect to the Project, from formulation of the development concept through construction, leasing, operation or sale. The "Initial Work Plan" shall include, without limitation, the information required in Form 2, project Narrative/Initial Work Plan of the Application Package.~~

~~(17) "Invitation to Participate" means a letter issued by the Corporation to each Applicant that met threshold detailing the Applicant's obligations with respect to the line of credit Loan to be received from the Predevelopment Loan Program.~~

~~(18)(20)~~ "Loan" means PLP funds awarded to an Applicant Sponsor in the form of a line of credit in an amount not to exceed \$500,000 subject to availability of funds ~~in an amount recommended by the Credit Underwriter and approved by the Corporation, not to exceed the lesser of the development and acquisition costs for the Project, as determined by the Credit Underwriter or \$500,000 (including the amount of any Advance awarded to the Sponsor), which shall be evidenced by a promissory note from the Sponsor, bearing interest at a rate of 3% (except for the Advance) and secured by such documents and collateral as the Corporation may require. The proceeds of the Loan shall be disbursed to the Sponsor pursuant to the terms and conditions set forth in Rule 67-38.006, F.A.C.~~

(19) "Loan Committee" means a group composed of at least five persons including a Board member appointed by the Chairman of the Board or other committee as designated by the Board who will be responsible for review and approval of Applications under the PLP Program. Meetings of the Loan Committee shall be called by the Chairperson of the Committee who shall be appointed by the Executive Director.

~~(20)(24)~~ "Local Government" means a unit of local general-purpose government as defined in Section 218.31(2), Florida Statutes (1995) any county or municipality (incorporated city, town or village) within the State.

~~(22)~~ "Low Income Persons or Households" means ~~one or more natural persons or a family, whose total Annual Anticipated Gross Income for all adult persons, excluding Students, does not exceed 80% of the area median income adjusted for family size as determined by HUD.~~

~~(21)(23)~~ "Minimum Set-Aside Requirement" means, with respect to PLP,

(a) for rental Developments:

1. either (a) a minimum of 20% of the completed housing units must be rented to persons whose income does not exceed 50% of the median income for the area, as determined by HUD, with adjustments for family size or sold to Very Low Income Persons or Households, or

2. (b) a minimum of 40% 50% of the completed housing units are rented to persons whose income does not exceed 60% of the median income for the area, as determined by HUD, with adjustments for family size or sold to Low Income Persons or Households, or (c) a minimum of 50% of the completed housing units are rented or sold to Farmworker households.

(b) With respect to home ownership Developments Projects, all remaining completed housing units must be sold to persons or households with incomes not exceeding 120% of the median annual gross income as established by HUD for households within the State, the MSA or, if not within the MSA, within the county in which the person or household resides, whichever is greater, or for purposes of the HOME Program, incomes not exceeding 80% of the medium gross

income as established by HUD for households within the State, the MSA or, if not within the MSA, within the county in which the person or person resides.

~~(22)(24)~~ "Mortgage" means a written agreement securing a Loan which creates a lien on the Development Project and the Development Project Site, subject only to such encumbrances approved by the Corporation.

~~(23)(25)~~ "Not-For-Profit Organization" or "Community-Based Organization" means any group, established under Chapter 617, Florida Statutes to provide housing and other services on a not-for-profit basis and that is acceptable to federal and state agencies and financial institutions as a sponsor of Affordable housing. The Not-For-Profit Organization or Community-Based Organization shall not be affiliated with or controlled by a for-profit corporation have control of the Project and shall materially participate in the predevelopment, development construction and operation of the Development Project through the Compliance Period. In addition to the foregoing, if the Applicant Sponsor is a limited partnership, the Not-For-Profit Organization or "Community-Based Organization" must own at least 51% of the ownership interest in the Development held by the general partner entity Project and receive at least 51% of the net revenues generated thereby. For purposes of low income housing tax credits the Not-for-Profit Organization nonprofit means a qualified not-for-profit entity as defined in the HUD regulations Section 42(h)(5)(c), subsection 501 (c)(3) or 501(c)(4) of the Code and organized under Chapter 617 Florida Statutes, to provide housing and other services on a not-for-profit basis, which owns at least 51% of the ownership interest in the Development Project held by the general partner entity and which entity is acceptable to federal and state agencies and financial institutions as a Applicant Sponsor for affordable housing.

~~(24)(26)~~ "PLP" or "Predevelopment Loan Program" means the Predevelopment Loan Program established by the Act and this Rule Chapter.

~~(27)~~ "Post Acquisition Phase" means ~~the third phase of the Predevelopment process during which the Sponsor shall conduct or perform tasks and activities associated with the development of the project and the closing of the construction/permanent financing pursuant to the approved Firm Commitment submitted to the Corporation by the Sponsor.~~

~~(28)~~ "Pre-Acquisition Phase" means ~~the first phase of the Predevelopment process during which the Sponsor shall conduct or perform tasks and activities associated with the requisite due diligence prior to the acquisition of the Project Site.~~

~~(25)~~(29) "Predevelopment" means the tasks and activities set forth in the Development Final Work Plan to be accomplished prior to construction of the housing units, all to be conducted during the Pre-Acquisition, Acquisition and Post-Acquisition Phases.

~~(30)~~ "Project" means the buildings, structures, fixtures and all other improvements to the Project Site proposed by a Sponsor and for which financial assistance under the Predevelopment Loan Program(s) has been applied for or received.

~~(31)~~ "Project Site" means the land for the Project, as defined by the legal description in the Application and the documents evidencing or securing the Loan.

~~(26)~~ "Preliminary Underwriting Assessment" is an analytical review by the Credit Underwriter of the Applicant's development costs, sources of funds and pro forma operating statement to ensure the Development's feasibility and shall prioritize tasks which must be accomplished prior to obtaining construction and permanent financing.

~~(27)~~(32) "Rehabilitation" means to bring a Project back to its original state, or to bring back to its original state with added improvements with limitations as specified by the program or programs which provide construction/permanent financing to the development where the value of such repairs or improvements exceeds \$25,000 per unit. To be considered a "Rehabilitation," there must be at least the foundations remaining from the previous structures, suitable to support the proposed construction and the structural integrity must be certified by an approved structural engineer. "Rehabilitation" does not include the costs of acquiring or moving a structure.

~~(33)~~ "Review Committee" means a committee of at least five persons appointed by the Executive Director of the Corporation who will evaluate the scoring of the Applications. Meetings of the Review Committee shall be called by the Review Committee Chairperson who shall be the Executive Director.

~~(28)~~(34) "Servicer" means the legal representative under contract with the Corporation having the responsibility for providing stated loan servicing and administration and compliance monitoring services. Such services shall include, for example without limitation, reviewing and approving all Loan disbursement requests for site acquisition, loan servicing and single-family and multi-family compliance monitoring services, if any.

~~(29)~~(35) "Servicing and Compliance Monitoring Fees" means fees associated with the review and processing of requests for disbursement of funds, inspections and the monitoring of Developments Projects.

~~(36)~~ "Sponsor" means a unit of Local Government, a housing authority established pursuant to Chapter 421 of the Florida Statutes, a Community Based Organization, a Not For Profit Organization, or a limited partnership, if its

~~general partner is a Community Based Organization or Not For Profit Organization, that submits an Application and is awarded an Advance or Loan or a combination of both.~~

~~(30)~~(37) "State" means the State of Florida.

~~(38)~~ "Student" means any person not living with that person's parent or guardian who is eligible to be claimed by that person's parent or guardian as a dependent under the Code, and who is enrolled on at least a half-time basis in a secondary school, vocational-technical center, community college, college or university. The term does not include a person participating in an educational or training program approved by the Corporation.

~~(39)~~ "Target Population" means Farmworkers, Very Low Income Persons and Households, and Low Income Persons and Households.

~~(31)~~(40) "Technical Assistance Provider" means a professional retained by the Corporation to provide specialized technical support and assistance to Applicants Sponsors in the form of telephonic, on-site visits and responses to oral and written inquiries from Applicants Sponsors throughout the entire Predevelopment process and to provide such other services as agreed to determined by the Technical Assistance Provider and the Corporation.

~~(41)~~ "Very Low Income Persons or Households" means one or more natural persons or a family, whose total Anticipated Annual Gross Income for all adult persons, excluding Students, does not exceed 50% of the median annual gross income as established by HUD for households within the State, the MSA or, if not within an MSA, within the county in which the person or household resides, whichever is greater. The term "Very Low Income Persons" also means, in Projects for which the Sponsor intends to use the federal low income housing tax credit, persons or households having incomes that meet the eligibility requirements of Section 42 of the Code.

Specific Authority 420.528 FS. Law Implemented 420.507, 420.521-420.529 FS. History—New 3-23-93, Amended 1-16-96, Formerly 9I-38.002, Amended 3-26-98,_____.

67-38.0025 Notice of Funding Availability.

(1) ~~Each December Annually,~~ the Corporation shall publish in the Florida Administrative Weekly a Notice of Funding Availability (NOFA) setting forth the availability aggregate amount of PLP funding funds to be made available for eligible PLP activities during the ensuing calendar year. ~~During each Application Cycle, Applications shall be submitted to the Corporation by the Application Deadline set forth in each Notice of Predevelopment Loan Program Application Cycle issued by the Corporation and published in the Florida Administrative Weekly (the "Notice"), the Notice shall also set forth the amount of PLP funds available to be awarded during each such Application Cycle to the extent that funding is available. Each Notice shall be published at least 60 days prior to the Application Deadline set forth therein. The~~

NOFA and each Notice shall be mailed to each person and organization on the mailing lists for the Corporation's PLP Program and Home Ownership programs.

(2) The NOFA shall specify a priority 50% set aside of the total funding allocation for Farmworker Developments Projects for the first 6 month period following the date of publication of the NOFA in the Florida Administrative Weekly.

(3) PLP funding shall be available to Applicants whose Applications have met threshold, on a first-come, first-served basis pursuant to this Rule Chapter.

~~(4)(3) If an Application is submitted and has been determined to meet threshold but no available lines of credit remain, the Applicant After the selection of Sponsors is made pursuant to Rule 67-38.004, F.A.C., any shall be placed on a waiting list in an order determined by the date completed Application is submitted to the Corporation. If an Application is submitted and does not meet threshold, the priority of the Application on the waiting list is determined by the date the Application is determined to have met threshold, not the date the Application was submitted remaining funds shall be offered to those Sponsors on PLP's scoring and ranking spreadsheet meeting the threshold requirements contained in the Application Package.~~

~~(4) If there are no Sponsors awaiting funding, all remaining funds will be applied towards the next Application Cycle.~~

Specific Authority 420.528 FS. Law Implemented 420.527 FS. History—New 1-16-96, Formerly 91-38.0025, Amended 3-26-98,_____.

67-38.003 Application Submission Procedures.

~~(1) At any time dDuring the year each Application Cycle, Applicants Sponsors may submit Applications to the Corporation for PLP funding for eligible Predevelopment tasks and activities to be conducted during one or more of the following phases (a) Pre-Acquisition Phase; (b) the Acquisition Phase; (c) the Post-Acquisition Phase.~~

~~(2) During each Application Cycle, PLP funding shall be available to Sponsors on a quarterly basis to the extent funds are available, through a competitive process, based on the following criteria:~~

~~(2)(3) The Corporation hereby adopts by reference the Application Package (Form PLP 2000 1998) which provides forms, tabs, threshold requirements, instructions and other information necessary for submission of an Application under the Predevelopment Loan Program.~~

~~(3)(4) Application Packages may be obtained from the Corporation for a fee in accordance with this Rule Chapter, at 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Applications shall only be received by the Corporation during the applicable Application Cycle. Applications shall be deemed to be received by the Corporation if delivered by hand, U.S. Postal Service, or other~~

~~courier service on or before the Application Deadline for the applicable Application Cycle. Applications which are not received by the applicable Application Deadline shall not be reviewed. All Applications delivered by hand, must be presented to Corporation staff; to be inscribed with the time and date of receipt.~~

~~(5) Applications and other items related to or required by the Application Package transmitted by facsimile shall not be accepted by the Corporation. Once the Application has been received by the Corporation, no additions, deletions, or changes will be accepted. The staff of the Corporation cannot assist any Sponsor by copying, collating, or adding documents to an Application, nor shall any Sponsor be permitted to use the Corporation's facilities or equipment for purposes of compiling or completing an Application.~~

~~(4)(6) Applications which do not contain required items and do not provide adequate justification for omitting these items, shall not be reviewed by the Loan Review Committee until they are complete and will be rejected.~~

~~(5)(7) An original and two identical copies of the Application shall be submitted, to the Corporation, as hereinafter specified. Each Application shall be completed in its entirety. The Application which is considered the original must contain original authentic, penned in blue ink signatures on those forms which specifically request original signatures. Signatures which are faxed, scanned, photocopied, or otherwise duplicated will not be considered acceptable signatures within the original Application and will cause rejection of the Application.~~

~~(7)(8) All Applications must be complete, accurate, and legible and must be accompanied by Application fee. Applications must be submitted on the forms provided in the Application Package and shall be securely bound, in a three ring binder and have numbered index tabs for each form and exhibits with the materials provided in the Application Package. Exhibits must be placed behind each form to which they refer. Failure to comply with any of the foregoing requirements will result in the determination that the Application is not complete rejection of the Application.~~

~~(8)(9) If the Applicant, its principals or Affiliates Sponsor or any member of the Project's development team are is determined by the Corporation to have engaged in fraudulent actions, or to have intentionally misrepresented information in any previous application(s) or other documents submitted to the Corporation, the Applicant, its principals or Affiliates Sponsor or such member of the Project's development team will be deemed ineligible to participate in apply for any assistance through any program administered by the Corporation for two 2 fiscal years beginning on the date the Corporation's Board of Directors approves approved the disqualification of the Sponsor's Application.~~

Specific Authority 420.528 FS. Law Implemented 420.527, 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.003, Amended 3-26-98,_____.

67-38.004 Incomplete Applications Selection and Rejection Criteria.

(1) ~~The content of Each Application shall be reviewed evaluated and preliminarily ranked by the PLP staff to determine that the Application is complete. Complete Applications will be forwarded to the Loan Review Committee for action pursuant to the requirements specified in this Rule Chapter and the Application. If an Application is determined by staff to be incomplete, Applicant will be contacted and given an opportunity to provide the missing materials. The Application, however, will not be placed in priority order or on a waiting list until such time that all items have been submitted and Application is determined to be complete.~~

(2) An Application shall be subject to rejection if any of the following occurs:

(a) The information submitted in the Application is not sufficient to demonstrate that ~~the Sponsor has the ability to complete the Project, leverage additional funding, or that the Development Project fails to proposes to meets~~ exceed the Minimum Set-Aside Requirements; or

(b) ~~The Sponsor does not meet the requirements set forth in Rule 67-38.002(36), F.A.C.; or~~

(b)(e) ~~The Applicant, its principals or Affiliates, Sponsor or any member of the Project's development team has been found by the Corporation to have engaged in fraudulent activities or misrepresented facts on the Application; or has not waited the time period specified in Rule 67-38.003(8)(9), F.A.C.; or~~

(d) ~~The Application has not been submitted in accordance with the current Application Package and instructions provided by the Corporation; or~~

(c)(e) ~~The Development Project is inconsistent with the purposes of the Predevelopment Loan Program or does not conform to the requirements specified in this Rule Chapter; or~~

(e)(f) ~~The Applicant Sponsor fails to meet achieve the threshold requirements specified in the Application Package; or~~

(g) ~~The Sponsor's Application is not received by the applicable Application Deadline; or~~

(f)(h) ~~The Applicant Sponsor fails to complete and submit additional items and information necessary for the Application to be considered complete the entire Application Package; or~~

(g)(i) ~~The Applicant fails to pay Application is not accompanied by the applicable fees as specified in Rule 67-38.011(1)(b), F.A.C.~~

Specific Authority 420.528 FS. Law Implemented 420.527, 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.004, Amended 3-26-98,_____.

67-38.005 Application Evaluation and Award Scoring and Ranking Guidelines.

(1) After receipt of an Application, staff shall review the Application and make a determination as to whether the Application is complete and meets threshold. If the Application is not complete or does not meet threshold, staff shall notify the Applicant in writing of any additional or revised information or material which may be required for Application to be considered complete and meet threshold. Applicant may continue to submit material until Application is complete and meets threshold. The Review Committee may use staff from the Corporation or professional consultants to assist in reviewing certain portions of the Application.

(2) After tThe content of each Application has been reviewed shall be evaluated and preliminarily ranked by the Review Committee determined to have met threshold, using the factors specified in the Application Package and this Rule Chapter, staff shall prepare a recommendation and submit it along with the Application to the Loan Committee which shall confirm or reject the completion and threshold finding of staff.

(3) If the Loan Committee rejects the Application, Applicant will be notified if writing of the reason for rejection of the Application and provided an opportunity to rectify, if possible, any outstanding issues which may have caused rejection of the Application.

(4) If the Loan Committee approves the Application and:
 (a) funds are available, Florida Housing shall assign a Technical Assistance Provider to the Applicant to review of the Application and make a preliminary assessment as to the feasibility of the Development; or

(b) funds are not available, Applicant will be placed on a waiting list, based on the date and time an Application was determined to be complete and have met threshold until such time that funds are available or Application is withdrawn.

(5) The Technical Assistance Provider shall notify Florida Housing of its findings and if the Technical Assistance Provider determines that the Development is not feasible, Applicant will be notified of such outcome and no funds shall be disbursed on behalf of the Applicant other than fees for the Technical Assistance Provider's review. If the Technical Assistance Provider determines the Development may be feasible, an Invitation to Participate will be issued to the Applicant. The Invitation to Participate must be executed and returned to the Corporation within 15 days of receipt. If the executed Invitation to Participate is not received by the Corporation within 15 days, the Invitation to Participate will be withdrawn and Applicant shall be so notified.

(6) Upon receipt of executed Invitation to Participate by the Corporation, the Technical Assistance Provider shall work with the Applicant to formulate a Development Plan. The Development Plan shall include a preliminary budget and timeline and set forth all predevelopment activities necessary to obtain construction and permanent financing for the

Development. The Development Plan should also indicate, to the extent possible the amount of PLP funds expected to be needed. The Applicant shall be given up to six months from the execution of the Invitation to Participate to complete and submit the Development Plan. Florida Housing will cancel the Invitation to Participate if the Plan is not submitted within the six-month period and all Loan documents, if any, shall be cancelled.

(7) The Development Plan shall be submitted to Florida Housing for review and approval by the Loan Committee prior to any funds being disbursed. The Loan Committee may request additional revisions prior to approval of the Plan. If such revisions are requested prior to approval of the Development Plan, the Loan Committee will provide a deadline by which the revisions must be made and the Development Plan resubmitted to the Corporation. Subsequent revisions after approval of the Development Plan shall be allowed upon a favorable recommendation of the Technical Assistance Provider and the Loan Committee.

(8) Upon approval of the Development Plan, a line of credit loan agreement, promissory note and any other customary loan documentation will be executed by the Applicant.

(9) If a Development Plan does not receive approval by the Loan Committee, no funds will be disbursed other than for outstanding expenses and any funds which have been disbursed to the Technical Assistance Provider

(10) Upon execution of the loan agreement, funds will be available for disbursement for eligible predevelopment activities as specified in this Rule Chapter.

(3) The Review Committee shall recommend the scores and preliminary rankings to the Board of Directors of the Corporation for review and approval. Subsequent to the appeal process, the final scores and rankings shall be approved by the Corporation's Board of Directors.

(4) At no time during the scoring of the Applications and the appeal process may any Sponsor or any member of the Sponsor's development team contact members of the Board of Directors of the Corporation concerning their Project or any other Sponsor's Project.

(5) Each Sponsor whose Application is within funding range, shall be assigned a preliminary amount for a Loan up to the total allocation authority set forth in the applicable Notice. If the amount of funds requested during an Application Cycle exceeds the allocation authority set forth in the applicable Notice, the Corporation shall, subject to availability of sufficient allocation authority, offer the affected Sponsor a Loan in an amount equal to the original amount of the Sponsor's award in the ensuing Application Cycle. Any unallocated allocation authority during a particular Application Cycle shall be applied towards the next Application Cycle. Sponsors awarded PLP funds under a particular Application

Cycle, shall not be granted priority consideration under a subsequent Application Cycle based solely on the original award.

Specific Authority 420.528 FS. Law Implemented 420.527, 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.005, Amended 3-26-98,_____.

67-38.006 Terms and Conditions of the Advance.

(1) Upon completion of the selection process in accordance with Rule 67 38.005, F.A.C., the Corporation shall issue an Invitation to Participate to each Sponsor awarded final scores and ranked in the funding range. The Invitation to Participate shall require the Sponsor to submit the Project for a market and feasibility analysis.

(2) After the Sponsor agrees to participate in the Program, the Sponsor must submit to the Corporation and the Credit Underwriter for their review and approval, a market and feasibility analysis for the Project that has been to be prepared by a consultant approved by the Credit Underwriter. Upon receiving a favorable market and feasibility analysis approved by the Corporation and the Credit Underwriter, the Corporation shall assign a Technical Assistance Provider to the Sponsor. The fees of the Technical Assistance Provider shall be included as part of the Advance and shall be forgiven upon the maturity of the Loan. During the Initial Pre-Acquisition Phase, Sponsors are required to work with the assigned Technical Assistance Provider in order to formulate a Final Work Plan for the Project. The Final Work Plan shall include a budget approved by the Technical Assistance Provider and ensure that all Predevelopment activities necessary to obtain a Firm Commitment for the requisite financing to construct or rehabilitate the Project are incorporated in the Final Work Plan and are successfully and timely completed.

(3) Once the Final Work Plan has received a favorable recommendation from the Technical Assistance Provider and the Credit Underwriter, the same shall be submitted to the Corporation for its review and approval. Upon the Corporation's approval of the Sponsor's Final Work Plan, the Sponsor shall be eligible for the Advance to conduct eligible Pre-Acquisition Phase activities as specified in the approved Final Work Plan. The Sponsor will be given a period of up to 365 days from the date if the approval of the Final Work Plan to obtain a Firm Commitment and close on the requisite financing to construct or rehabilitate the Project and repay the Loan.

(4) The proceeds of the Advance shall be disbursed to the Sponsor pursuant to the terms and conditions set forth herein and all such disbursements shall be evidenced by a non interest bearing promissory note from the Sponsor and secured by such documents and collateral as the Corporation may require.

(5) If the Project does not receive a favorable market and feasibility analysis, no additional funds shall be distributed and the portion of the Advance which has been or will be disbursed

to or on behalf of the Sponsor will be forgiven. Unless forgiven, the Advance shall be rolled over as part of the Loan amount approved for the Sponsor.

(6) ~~Until the Corporation has reviewed and approved a Final Work Plan, none of the proceeds of the Advance shall be disbursed other than the fees of the Credit Underwriter (including the fees and costs associated with the market and feasibility analysis) and the Technical Assistance Provider. Subsequent to the approval of the Final Work Plan, the Corporation will make available to the Sponsor the proceeds of the Advance to conduct the designated Initial Pre Acquisition Phase task and activities set forth in the Final Work Plan.~~

(7) ~~All funds disbursed during the Pre-Acquisition Phase shall be immediately due and payable and accrue interest at the rate of (3%) if the Sponsor elects to terminate its participation in the Predevelopment Loan Program for any reason other than the receipt of an unfavorable market and feasibility analysis.~~

(8) ~~If the Sponsor receives a favorable market and feasibility analysis that has been approved by the Corporation and the Credit Underwriter and is successfully implementing the Pre Acquisition Phase tasks and activities set forth in their approved Final Work Plan, the Corporation shall, upon delivery to the Servicer of the requisite support documentation from the Sponsor, disburse any then remaining balance of the Advance consistent with the approved budget. The Sponsor will be required to execute a Promissory Note and Loan Agreement under which it will covenant and agree to use the proceeds of the Advance for those Pre Acquisition Phase tasks and activities as set forth in the Final Work Plan.~~

Specific Authority 420.528 FS. Law Implemented 420.526, 420.527, 420.528 FS. History—New 3-23-93, Amended 1-16-96, 5-21-96, Formerly 91-38.006, Amended 3-26-98, Repealed _____.

67-38.007 Terms and Conditions of the Loan.

(1) Applicants are required to work with the Technical Assistance Provider which shall provide services as described in this Rule Chapter. Fees of the Technical Assistance Provider for the initial 120 hours of Technical Assistance will be paid by Florida Housing. Technical Assistance Provider fees in excess of 120 hours shall be paid by Florida Housing if they are deemed reasonable and necessary by Florida Housing when considering such factors as the experience or lack thereof of the Applicant and the size and difficulty of the Development. Any fees for technical assistance not paid by Florida Housing shall be the responsibility of the Applicant. However, PLP funds may be used to pay the Technical Assistance Provider. Upon (i) successful completion of all Pre Acquisition Phase tasks and activities set forth in the Final Work Plan, (ii) receipt of a favorable credit underwriting report and (iii) delivery of an acceptable Conditional Commitment for the funds required to acquire the Project Site, construct or rehabilitate the Project and repay the Loan, the Corporation will issue a commitment for the amount of the Loan recommended by the Credit Underwriter and approved by the Corporation which shall set

forth the terms under which the proceeds of the approved Loan amount will be disbursed during the Acquisition Phase and the Post Acquisition Phase, all pursuant to the approved budget. During the Acquisition Phase, the Sponsor may receive an unsecured disbursement under the Loan of up to \$50,000 to conduct Acquisition Phase tasks and activities prior to purchasing the Project Site (the "Acquisition Draw"); provided, however, if the Sponsor has title to the Project Site, a Mortgage and/or other collateral acceptable to the Corporation will be required. If during the Acquisition Phase funds in excess of the Acquisition Draw are requested by the Sponsor to close on the acquisition of the Project Site consistent with the approved budget, the Sponsor must first produce an acceptable Firm Commitment for the construction/permanent financing for the Project. Prior to the issuance by the Corporation of a PLP Firm Commitment for a loan, the Sponsor shall receive a favorable credit underwriting report from the Credit Underwriter and approval thereof by the Corporation's Board of Directors. Upon receipt of the PLP Firm Commitment the Applicant shall have 10 business days commencing on the date of issuance to review and return the executed commitment to the Corporation.

(2) The maximum Loan amount to be disbursed shall not exceed the lesser of the predevelopment and acquisition costs (in those cases in which acquisition is determined to be necessary) and development costs incurred prior to permanent/construction loan funding for the Development, or \$500,000, which Loan shall be evidenced by a promissory note from the Applicant, bearing interest at a rate of 3% and secured by such customary documents and collateral as are necessary to secure repayment of the Loan. During the Acquisition Phase, the Sponsor must close on the acquisition of the Project Site and execute an Amended and Restated Note incorporating the amount of the Advance and any additional disbursements under the Loan, a Mortgage, a Land Use Restriction Agreement and any other documents required by the Corporation or its counsel.

(3) The Loan shall be non-amortizing and repayment of principal and interest shall be deferred until maturity.

(4) In the event PLP funds are used to purchase a site, the PLP Loan must be in a first or second lien position and shall not share priority with any other liens unless approved by the Board.

(5)(3) The Loan shall mature on the earlier of (i) the date of closing of the permanent/construction loan for the Development Project or (ii) 3 years from the date of execution of Loan documents first disbursement requested under the Advance. However, upon request of the Sponsor, the Board of Directors of the Corporation may extend the term of the Loan for an additional period not to exceed 1 year. Any such extension shall be based upon, among other criteria, the state of the economy; the past performance record of the Applicant, its principals and Affiliates Sponsor; the recommendation of the

Credit Underwriter and the Technical Assistance Provider that the requested extension is likely to result in the successful completion of the Development Project; and submission of the following by review and approval by the Corporation of the following submittal from the Applicant Sponsor: (i) the reasons for the extension, (ii) a revised Development Final Work Plan, approved by the Credit Underwriter and the Technical Assistance Provider reflecting the tasks and/or activities to be completed during the extension period; (iii) evidence of the Applicant's Sponsor's ability to complete the Development Project, and (iv) an alternate financing plan in the event the original financing source withdraws. Extension requests which do not include the foregoing items above shall not be reviewed or considered for extension of maturity by the Board of Directors of the Corporation. The term of the Loan, as extended, shall not exceed 4 years from the date of the first disbursement under the Advance.

(4) Prepayment of the Loan shall be permitted without penalty.

(6)(5) With respect to home ownership Developments Projects, the Loan shall mature when the Development Project Site is released from the lien of the Mortgage held by the Corporation to secure the PLP Loan; provided, however, prior to the maturity of the Loan the Corporation shall release individual lots within the Development Project Site from the lien of the Mortgage held by the Corporation upon the recommendation of the Credit Underwriter and a partial release payment in an amount acceptable to the Credit Underwriter and the Corporation.

(7) Prepayment of the Loan shall be permitted without penalty.

(6) For disbursement of the proceeds of the Loan, Sponsors are required to meet the following conditions:

(a) The receipt of a favorable credit underwriting report from the Credit Underwriter;

(b) The Sponsor shall provide the Corporation with a Mortgage on the Project Site as collateral for the Loan subject only to such encumbrances approved by the Corporation; provided, however, if the Sponsor is proffering a subordinate Mortgage or other collateral for the Loan, the same shall be subject to a favorable recommendation of the Credit Underwriter and the approval of the Corporation;

(c) The delivery of an appraisal that has been completed by an appraiser approved by the Credit Underwriter;

(d) With respect to Projects in the Acquisition Phase, a Sponsor shall be given a period of up to 365 days from the approval of the Final Work Plan to obtain a Firm Commitment and close on the requisite financing to construct or rehabilitate the Project and repay the Loan;

(e) Inspection and verification by the Servicer or the Technical Assistance Provider that the designated tasks and activities in the Plan for which payment/reimbursement is being requested, has been satisfactorily and timely performed; and

(f) Provide all additional requirements or documentation, to evidence Sponsor's compliance with the foregoing conditions, as determined by the Corporation Servicer.

(8)(7) The Loan may be accelerated in the event the following occurs:

(a) Proceeds of the Advance or the Loan are used for any purpose not specified in the Development Final Work Plan, the documents evidencing or securing the Advance or the Loan, the Act or this Rule Chapter; or

(b) Proceeds of the Advance or the Loan are utilized by persons other than Sponsors; or

(b)(e) The Development Project fails to meet or maintain the Minimum Set-Aside Requirement during the Compliance Period; or

(d) Closing on construction or permanent financing occurs; or

(c)(e) Sale, transfer, or conveyance of the Development Project without the prior written approval of the Corporation, as set forth in Rule 67-38.012, F.A.C.

(9)(8) The Applicant Sponsor shall submit progress reports evidencing successful completion of the requisite task and activities set forth in the Development Final Work Plan to the Corporation and the Technical Assistance Provider on a quarterly basis. Reports are due by the 10th of April, July, October, and January as long as funds are outstanding as and when requested by the Corporation.

(10)(9) Florida Housing reserves the right to require an audit of Applicant's accounts and records relating to the PLP Loan funds. If the Applicant Sponsor is required to perform an audit of its accounts and records, a copy of the same shall be delivered to the Corporation and the Servicer within 10 days of receipt of thereof by the Applicant Sponsor. The Sponsor shall deliver to the Corporation and the Servicer within 120 days after the maturity of the Loan a completion audit prepared by a Certified Public Accountant, which shall include an analysis of the use of the proceeds of the Loan and the acquisition and development costs of the Project.

(11)(10) The Applicant Sponsor shall maintain all documents related to the Development Project, including copies of all contracts and performance bonds, during the term of the Loan and for 3 years following the maturity of the Loan as the same may be extended pursuant to this Rule Chapter.

(12)(11) The Applicant Sponsor shall comply with all provisions of the Florida Fair Housing Act (s. 760.20-760.37, F.S.) and the Federal Fair Housing Act and shall not discriminate on the basis of disability, race, color, creed, familial status, sex or national origin in the employment of persons to work on the Development Project, or in the sale,

lease or other disposition or use of the land or lots covered by the Mortgage securing the Corporation's Loan. All contracts executed by the Applicant Sponsor relating to work or labor to be performed on the mortgaged property shall contain a similar nondiscrimination provision.

~~(13)~~(12) With respect to home ownership Developments Projects, in order to assure that such Developments Projects will serve the ~~t~~Target ~~p~~Population and maintain the Minimum Set-Aside Requirements, in addition to the execution and recordation of the Land Use Restriction Agreement (LURA) upon initial sale, all deeds conveying title to home ownership units shall contain restrictive covenants, encompassing all of the units in the Development Project and The LURA shall reflect the provision that all the home ownership units must be purchased only by persons who do not exceed income limits established in Rule Chapter 67-38.002~~(21)~~(23), F.A.C.

~~(14)~~(13) With respect to rental Developments Projects, in order to assure that such Developments Projects will serve the ~~t~~Target ~~p~~Population and maintain the Minimum Set-Aside Requirements, in addition to the execution and recordation of the Land Use Restriction Agreement (LURA), all deeds conveying title to real estate which is improved with rental units shall contain restrictive covenants which encompass ~~encompasses~~ all of the units in the Development Project, to provide for the continued rental of the units to persons within the ~~t~~Target ~~p~~Population for the Compliance Period. The Servicer will conduct a ~~post-completion~~ review and physical inspection prior to closing of the construction/permanent financing to assure that the Development Project meets the Minimum Set-Aside Requirements and provides the intended benefit to the ~~t~~Target ~~p~~Population pursuant to the Act. The Corporation reserves the right to monitor each Development Project funded under the Predevelopment Loan Program at any time after completion of the Development Project to assure continued compliance with the applicable provisions of this Rule Chapter.

Specific Authority 420.528 FS. Law Implemented 420.526, 420.527, 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.007, Amended 3-26-98,_____.

67-38.008 Eligible Uses for the ~~Advance and~~ Loan.

(1) The proceeds of the ~~Advance and/or the~~ Loan shall only be used for eligible tasks and activities specified in the approved Development Final Work Plan during the Pre-Acquisition Phase, Acquisition Phase, the Post-Acquisition Phase or a combination of the foregoing phases.

(2) The Corporation shall monitor all Predevelopment activity expenditures through the designated Technical Assistance Provider and may deny disbursements which have not been approved by the Technical Assistance Provider prior to submission to Florida Housing and Credit Underwriter.

~~(3) For Sponsors who elect to use PLP funds during the Pre-Acquisition Phase, Eligible Predevelopment activities or expenses shall include, for example, but are not limited to, the following:~~

- ~~(a) Market and feasibility analysis;~~
- ~~(b) Rezoning;~~
- ~~(c) Title search;~~
- ~~(d) Legal fees (development team's counsel);~~
- ~~(e) Boundary survey;~~
- ~~(f) Administrative expenses;~~
- ~~(g) Consultant fees; and~~
- ~~(h) Fees of the PLP Credit Underwriter (including Preliminary Underwriting Assessment fees evaluation of the market and feasibility analysis);:~~

~~(4) All Pre-Acquisition Phase activities set forth in the Sponsor's approved Final Work Plan are required to be completed prior to a Sponsor advancing to the Acquisition Phase or Post-Acquisition Phase and the closing of the Loan.~~

~~(5) For Sponsors who elect to use PLP funds during, or proceed to, the Acquisition Phase, eligible Predevelopment activities and/or expenses shall include, but are not limited to, the following:~~

- ~~(i)~~(a) Good faith or earnest money deposit related to the Development Project Site;
- ~~(j)~~(b) Commitment fees to secure Firm Commitment for construction /permanent financing;
- ~~(k)~~(c) Biological and environmental assessments;
- ~~(l)~~(d) Soil tests;
- ~~(m)~~(e) Appraisals;
- ~~(n)~~(f) Approved aAcquisition expenses in connection with the Project Site; and
- ~~(g) Credit Underwriting Fees.~~

~~(6) For Sponsors who elect to use PLP funds during, or advance to, the Post-Acquisition Phase, eligible Predevelopment activities or expenses shall include, but are not limited to, the following:~~

- ~~(o)~~(a) Marketing expenses;
- ~~(p)~~(b) Permitting/impact fees;
- ~~(q)~~(c) Architectural/engineering fees;
- ~~(r)~~(d) Legal fees;
- ~~(s)~~(e) Fees in connection with the completion audit; and
- ~~(t)~~(f) Site development activities approved by the Corporation; and

(t) Fees for Technical Assistance Provider in excess of 120 hours as allowed by Rule 67-38.007(1), F.A.C.

~~(7) All Acquisition Phase activities set forth in the Sponsor's approved Final Work Plan are required to be completed prior to a Sponsor advancing to the Post-Acquisition Phase.~~

~~(4)(8)~~ If any of the requisite Predevelopment activities to be completed are pending or have not been satisfactorily completed, the Applicant Sponsor shall be required to work with the Technical Assistance Provider to complete such Predevelopment activities in a timely and satisfactory manner prior to the distribution of the proceeds of the Loan for the Acquisition Phase.

~~(5)~~ Applicants may request use of PLP for site acquisition by providing to Florida Housing:

- ~~(a)~~ detailed evidence of due diligence;
- ~~(b)~~ an explanation as to the necessity to acquire title;
- ~~(c)~~ a recommendation from the Technical Assistance Provider; and

~~(d)~~ subsequent to a Preliminary Underwriting Assessment, a recommendation from the Credit Underwriter that funds be disbursed for site acquisition.

~~(9)~~ In order for a Sponsor to proceed the Acquisition Phase, a Sponsor is required to have completed the Pre-Acquisition Phase activities identified in the approved Final Work Plan.

~~(10)~~ Sponsors who elect to use PLP funds during, or proceed to, the Post Acquisition Phase are required to have completed the Predevelopment activities required in the Pre-Acquisition Phase and Acquisition Phase prior to receiving any disbursements under the Loan for Post Acquisition Phase. In addition, Sponsors shall demonstrate and the Technical Assistance Provider and the Servicer shall verify the following prior to the disbursement of proceeds of the Loan for Post Acquisition Phase activities:

- ~~(a)~~ Successful completion of all Predevelopment tasks required by the Sponsor's approved Final Work Plan to be undertaken during the Pre-Acquisition Phase and Acquisition Phase;
- ~~(b)~~ Receipt of a favorable market and feasibility analysis which has been approved by the designated Credit Underwriter;
- ~~(c)~~ Approval by the Corporation of the Sponsor's development team;
- ~~(d)~~ Receipt of a Firm Commitment for construction and/or permanent financing in an amount sufficient to repay the Loan and complete the Project;
- ~~(e)~~ Preliminary site plan approval by all government bodies or agencies having jurisdiction over the Project Site and all lenders involved with the Project;
- ~~(f)~~ Phase I Environmental Assessment; and
- ~~(g)~~ Any additional documentation deemed necessary by the Corporation, the Credit Underwriter or the Technical Assistance Provider to evidence the successful completion by the Sponsor of the requisite Post Acquisition Phase task and activities set forth in the Final Work Plan.

~~(11)~~ A Firm Commitment for construction financing must be in place before any site development may begin.

Specific Authority 420.528 FS. Law Implemented 420.526, 420.527, 420.528 FS. History—New 3-23-93, Amended 1-16-96, 5-21-96, Formerly 9I-38.008, Amended 3-26-98, _____.

67-38.010 Credit Underwriting Procedures.

~~(1)~~ If a Applicant requests funds for site acquisition pursuant to Rule 67-38.009(5), Florida Housing will assign a Credit Underwriter to perform the Preliminary Underwriting Assessment. The credit underwriting procedures as specified below are for Projects in the Acquisition and Post Acquisition Phases.

~~(2)~~ Applicant may request payment of Credit Underwriting fees for the Preliminary Underwriting Assessment from PLP funding pursuant to Rule Chapter 67-38.008. Upon pPayment of the credit underwriting fees, the assigned Credit Underwriter shall perform the Preliminary Underwriting Assessment entitles an Sponsor to an initial review of all information submitted in the Application.

~~(3)~~ The Credit Underwriter shall coordinate, review and approve the market and feasibility analysis of the Project provided by the Sponsor.

~~(3)(4)~~ The Credit Underwriter shall review the Application and Development Plan and advise the Corporation as to the appropriateness of plans, and specifications and the budget for the Predevelopment tasks and activities related to the Development Project and make a determination as to the feasibility of the project.

~~(5)~~ If the Credit Underwriter determines that special expertise is required to review information submitted to the Credit Underwriter which is beyond the scope of normal underwriting procedures, the fees and cost associated with retaining a firm or an individual to provide such expertise shall be paid by the Sponsor.

~~(6)~~ Required market and feasibility analysis, surveys, appraisals and environmental assessments shall be completed by professionals approved by the Credit Underwriter. Professionals may submit their credentials to the applicable Credit Underwriter for approval. Approval of contractors shall be based upon review of qualifications, professional designations held, references and prior experience with similar types of properties and location and familiarity with the area where the Project Site is located.

~~(4)(7)~~ An appraisal of the proposed Development Site to be acquired shall be required during the Preliminary credit Underwriting Assessment process. The Applicant Sponsor may choose an appraiser from the Credit Underwriter's approved list of appraisers; however, the Credit Underwriter shall order, at the Sponsor's expense, the appraisal of the Project.

~~(8)~~ The Credit Underwriter shall review the appraisal submitted on the Project. If the Credit Underwriter determines that the appraisal is not methodologically sound or does not provide information necessary for the Credit Underwriter to

properly evaluate the requested Loan in relation to the property value, a new appraisal will be required at the Sponsor's expense.

~~(5)(9)~~ The Credit Underwriter shall consider the appraisal of the Development Project, ~~the approved market and feasibility analysis~~ and other market data to determine if the market exists to support both the demographic and income restriction set-asides committed to within the ~~Sponsor's~~ Application.

~~(6)(10)~~ The Credit Underwriter may require additional information as is necessary to evaluate the Development Plan and make a determination as to the feasibility of the Development. If the Credit Underwriter requires additional clarifying materials in the course of the Preliminary Underwriting Assessment process, the Credit Underwriter shall request the materials from the Applicant Sponsor and shall specify deadlines for submission of each such material. Failure to submit required information by the specified deadline, unless a written extension of time has been approved by the Corporation, shall result in the request for disbursement for site acquisition Application being denied funding rejected and the Corporation selecting additional Sponsors in rank order.

~~(11)~~ If audited financial statements are unavailable from the Sponsor, the Credit Underwriter shall request reviewed statements, and if reviewed statements are unavailable, the Credit Underwriter shall request unaudited financial statements.

~~(7)(12)~~ The Credit Underwriter shall complete and make a written draft Preliminary Underwriting Assessment report and recommendation to the Corporation within ~~45~~ 80 calendar days from the date underwriting fees are paid of the Invitation to Participate. The Technical Assistance Provider and the Applicant Sponsor shall review the draft credit underwriting report and provide written comments to the Corporation and Credit Underwriter within 72 hours of receipt. After the 72 hour review period, the Corporation shall provide comments on the draft credit underwriting report and, as applicable, on the Applicant's Sponsor's and Technical Assistance Provider's comments, to the Credit Underwriter. The Credit Underwriter shall then review and consider incorporate the Corporation's and the Sponsor's comments thereto and release the revised credit underwriting report to the Corporation, the Technical Assistance Provider, and the Applicant Sponsor. Any additional comments from the Applicant and Technical Assistance Provider Sponsor shall be received by the Corporation and the Credit Underwriter within 72 hours of receipt of the revised credit underwriting report. Then, the Credit Underwriter will provide to the Corporation a final credit underwriting report which will address all comments made by the Applicant and the Technical Assistance Provider Sponsor.

~~(8)(13)~~ It is the responsibility of the Applicant with the assistance of the Technical Assistance Provider Sponsor to comply with each part of this Rule Chapter and to request in writing and provide evidence acceptable to the Corporation of extenuating circumstances for any waiver or extension. A failure to comply with any part of this Rule Chapter without the prior written permission of the Corporation will result in the disqualification of the Applicant Sponsor and rescission withdrawal of the Invitation to Participate ~~or the Corporation's commitment, as applicable, and the Corporation may then offer an Invitation to Participate or a commitment to the next eligible Sponsor, in rank order.~~

Specific Authority 420.528 FS. Law Implemented 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 9I-38.010, Amended 3-26-98,

67-38.011 Fees.

(1) The following fees and charges pertaining to each Application shall be paid by the Applicant Sponsor:

(a) Application Package fee of \$30.00, which shall entitle the Sponsor to a copy of this Rule Chapter and a binder with tabs for submission of the original and two copies of the Application Package;

(b) A nonrefundable application fee of \$100.00 75.00 per Application submitted Project;

(c) If PLP funds are to be used for site acquisition and Applicant proposes to take title to real property or in the event Applicant requests an extension of the loan maturity date, For Acquisition Phase and Post Acquisition Phase Projects, a credit underwriting fee pursuant to the contract between the Corporation and the Credit Underwriter shall be paid. If a Project involves scattered sites within a single market area, a single credit underwriting fee shall be charged. When applicable, an environmental study and appraisal are required on each site which may result in additional fees;

(d) A nonrefundable commitment fee of \$2,500 (1%) of the amount of the Loan shall be paid to the Corporation and which is due upon execution of the line of credit Loan agreement, acceptance of Corporation's commitment; provided however, non-profit Sponsors who provide a certification indicating that funds will not be available prior to closing shall be permitted to pay the commitment fee at closing and the balance due during the Development Phase closing. Remittance of all commitment fees shall be in the form of a cashier's or certified check, wired or electronically transmitted payable to the of the Florida Housing Financing Corporation;

(e) Compliance Monitoring Fees shall be paid for those Developments which obtain construction/permanent financing from sources other than Florida Housing programs. For those Developments which obtain their construction/permanent financing from Florida Housing Programs, the Compliance Monitoring Fees shall be determined by the requirements of the particular program providing the financing in accordance with the rule chapter governing that particular program.

~~(f)(e)~~ All Credit Underwriting, Technical Advisory, ~~Loan Servicing~~, Compliance Monitoring, extraordinary services and late fees shall be determined by contracts between the Corporation and the provider Servicer;

(2) Fees associated with the Loan are part of Development Project cost and may be included in the Development Project cost pro forma and paid with ~~Loan proceeds~~, if approved by the Technical Assistance Provider and Florida Housing ~~Credit Underwriter~~.

(3) Failure to remit any of the required above-described fees when due shall cause Florida Housing to rescind the Invitation to Participate ~~the Corporation's commitment to be terminated~~ or shall constitute a default under the documents evidencing or securing the ~~Advance~~ and the Loan.

Specific Authority 420.528 FS. Law Implemented 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.011, Amended 3-26-98, _____.

67-38.012 Sale, Transfer or Conveyance of Development Project.

(1) Any sale, conveyance, assignment, or other transfer of or the grant of a security interest in all or any part of the title to a Development Project shall be subject to the approval by the Board Corporation's prior to the sale, transfer or conveyance ~~written approval~~. The Loan shall be assumable upon sale, transfer or refinancing of the Development Project if the following conditions are met:

(a) The proposed transferee is an eligible Applicant a Sponsor as required under this Rule Chapter;

(b) The proposed transferee meets all conditions set forth in the original documents evidencing or securing the Loan and assumes all obligations and responsibilities thereunder, including the obligations and restrictions set forth in the Land Use Restriction Agreement; and

(c) The proposed transferee receives a favorable recommendation from the Credit Underwriter and approval from ~~by~~ the Board.

(2) If the Development or the Development Site Project is sold and the buyer does not meet the criteria for assumption of the loan as set forth above, the Loan (principal and any accrued interest) shall be repaid from the proceeds of the sale.

(3) Written approval shall be obtained from the Corporation prior to any increase in per lot or per unit sales price; ~~A~~ approval shall be based on evidence from the Applicant Sponsor, acceptable to the Corporation, indicating an increase in the acquisition and development cost of the Project or an increase in debt service payments or property taxes;

(4) The Applicant Sponsor shall keep accurate financial records on the each Loan and such funds shall be audited as part of all other funds received or expended by the Applicant Sponsor.

Specific Authority 420.528 FS. Law Implemented 420.529 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.012, Amended 3-26-98, _____.

67-38.013 Site Development and Design Standards.

~~Site development and design standards shall be consistent with the requirements of the financial institution and any governmental or regulatory agency having jurisdiction over the Project Site. In addition, the total development and design of the Project shall be economically feasible so that the finished unit can be sold or rented at an Affordable price to the Target Population.~~

Specific Authority 420.528 FS. Law Implemented 420.526, 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.013, Amended 3-26-98, Repealed _____.

67-38.014 Disbursement Procedures.

~~The Advance and the Loan~~ shall be disbursed in partial payments by the Corporation to the Applicant or third party contractors Sponsor subsequent to compliance with the following conditions for either home ownership or multifamily rental Developments Projects:

(1) The Applicant shall deliver ~~delivery~~ to the Corporation ~~of~~ all documents required by the Corporation to evidence and secure ~~the Advance and the Loan and evidence compliance with all terms and conditions of the loan, where appropriate~~;

(2) Ten business days prior to each disbursement under the Loan, including any disbursements anticipated at closing, the Applicant Sponsor shall deliver to the Corporation ~~and the Servicer~~ a written request approved by the Technical Assistance provider ~~executed by the Sponsor for a disbursement~~;

(3) Any disbursement ~~The~~ request shall set forth the amount requested by the Applicant Sponsor to be disbursed and shall be accompanied by invoices, cancelled checks or other such documentation to evidence as specified by the Servicer. (4) ~~Each request from the Sponsor for disbursements under the Loan shall also be accompanied by a statement indicating the amount and kind of work or labor that has been or is to be performed; the value of the same; the identification of the portion of the Development Project Site on which the work has been performed; the detailed breakdown of expenses incurred; and that such contractors, sub-contractors, materialmen, laborers, professionals, consultants and all persons employed by the Applicant Sponsor to work on the Development Project have been paid for work performed or will be paid. Lien waivers for work or labor which has been completed shall be submitted along with requests for disbursement. Lien waivers for work which will be paid from the requested disbursement shall be submitted prior to receiving additional disbursements and there shall be attached to said statement their waivers of lien for the work performed; and~~

(4) Disbursements for eligible activities conducted prior to being awarded predevelopment financing, qualify for reimbursement from PLP funds provided that the eligible predevelopment activities were performed or completed no earlier than twelve months prior to the submission of the Application.

(5) Before requests for disbursements under the Loan are honored, the Technical Assistance Provider Service shall inspect or require verification from by the Applicant Sponsor that the work for which the requested payment is being requested ~~has been submitted~~ has been performed satisfactorily and on schedule or that the expenses to be reimbursed have actually been incurred or will be incurred ~~and that the Project is lien free.~~

(6) In the event that Applicant requests disbursement for site acquisition and proposes to take title to real property, Applicant must also provide:

(a) a recommendation from the Technical Assistance Provider and;

(b) subsequent to a Preliminary Underwriting Assessment, a recommendation from the Credit Underwriter that funds be disbursed for site acquisition must also be provided.

(c) A Mortgage on the Development Site as collateral for the Loan subject only to such encumbrances approved by the Corporation; however, if the Applicant is proffering a subordinate Mortgage or other collateral for the Loan, the same shall be subject to a favorable recommendation of the Credit Underwriter and the approval of the Corporation;

(d) The Applicant shall provide an appraisal that has been completed by an appraiser approved by the Credit Underwriter;

Specific Authority 420.528 FS. Law Implemented 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 9I-38.014, Amended 3-26-98, _____.

67-38.0145 Compliance and Monitoring Procedures.

(1) With respect to units within the Development Project that are occupied at the time of execution of the Invitation to Participate ~~the closing of the Loan and are to be rehabilitated using PLP funds,~~ all Development Project set-aside requirements must be met at that time of Loan.

(2) With respect to new construction or rehabilitation of rental units not occupied at time of execution of the Invitation to Participate ~~closing,~~ the Corporation must be notified prior to the ~~initial~~ leasing of any units in the Development Project.

(3) For Developments which obtain construction/permanent financing from Florida Housing programs, the compliance and monitoring requirements of the particular program or programs shall apply.

(4) For Developments which obtain construction/permanent financing from sources other than Florida Housing programs and no Florida Housing funds remain in the Development:

~~(a)(3)~~ Any duly authorized representative of the Corporation shall be permitted at any reasonable time to inspect and monitor the records and facilities of the Development Projects for compliance with the following conditions;

~~1.(a)~~ For home ownership Projects: The Corporation and/or its representative shall perform an initial review to determine home buyer eligibility and verify permanent residency.

~~2.(b)~~ For multifamily rental Developments Projects: The Corporation or its representative shall monitor tenant records and facilities for compliance during the Compliance Period with the following conditions:

~~a.1-~~ All tenant records shall be maintained by the Applicant Sponsor within 50 miles of the Project Site.

~~b.2-~~ The Corporation or its representative shall conduct on-site Development Project inspections at least annually.

~~c.3-~~ The Corporation must approve the Applicant's Sponsor's selection of a management company prior to the company assuming responsibility for the Development Project based upon the following criteria.:

~~(i)a.~~ Review of the company information including key management personnel, management experience and procedures;

~~(ii)b-~~ Review of company forms such as application for apartment residence, income verification forms, lease, etc.;

~~(iii)e-~~ Key management company representative attendance at a Corporation compliance workshop; and

~~(iv)d-~~ A meeting between Corporation compliance staff and the key management company representative after the compliance workshop.

~~(b)(4)~~ The Applicant Sponsor or an authorized representative, if any, shall attend a compliance training workshop or meet with a representative from the Corporation or the monitoring agent for a compliance training conference prior to initial leasing of any units.

~~(c)(5)~~ The Applicant Sponsor shall maintain complete and accurate income records pertaining to each tenant occupying a set-aside unit. Records for each occupied set-aside unit shall contain at least the following documentation:

~~1.(a)~~ The resident's tenant's application which shall contain the name or names of each household member, employment and income information for each household member, and other information required by the Applicant Sponsor;

~~2.(b)~~ A copy of the lease agreement listing the term of the tenancy and each tenant residing in the unit;

~~3.(e)~~ Verification of the income of each tenant as is acceptable to prove income under Section 8 of the U.S. Housing Act of 1937, as amended;

~~4.(d)~~ Information as to the assets owned by each tenant; and

~~5.(e)~~ Income Certification Form TIC-1 for each tenant. A sample Form TIC-1 can be obtained from the Corporation. For ~~Developments Projects~~ participating in Section 8 and RD Programs, the HUD Forms 50058 or 50059 or RD (or FmHA) Form 1944-8 may be used in lieu of Form TIC-1 as long as proper documentation is maintained in the tenant files.

~~(d)(6)~~ With respect to rental ~~Developments Projects~~, program reports shall be submitted as follows:

~~1.(a)~~ Initial program reports for rehabilitation/acquisition ~~Developments Projects~~ with units occupied at the time of the execution of the Invitation to Participate ~~closing of the Loan~~ shall be submitted at the time of execution of the Invitation to Participate ~~closing of the Loan~~.

~~2.(b)~~ Initial program reports shall be submitted for ~~Developments Projects~~ with no units occupied at the time of the closing of the Loan within 10 days following the end of the calendar quarter during which the leasing of any unit within the Project occurred.

~~3.(c)~~ Subsequent program reports shall be submitted each year during the Compliance Period of and are due on the dates assigned by the Corporation according to an alphabetical breakdown by property.

Specific Authority 420.528 FS. Law Implemented 420.528 FS. History—New 1-16-96, Formerly 91-38.0145, Amended 3-26-98,_____.

67-38.015 Disposition of Property Accruing to the Corporation.

(1) When title to property has been acquired by the Corporation under the Predevelopment Loan Program, the Corporation may dispose of such property through a competitive bidding process established by the Corporation.

(2) The Corporation may advertise the availability of such property by soliciting proposals from any organization, agency, local government or individual for the sale of the property for housing for the ~~Target p~~Population, or if the character of the property has changed so that housing is no longer of suitable use, then for any public purpose compatible to the area.

(3) In the event no offers for purchase of the property are received, the Corporation may negotiate the sale or lease of such property with other ~~Applicants Sponsors~~. All such property must be used to provide housing with set-asides to persons within the ~~Target p~~Population. If the character of the property has changed and no such proposals are received for development of ~~a~~Affordable housing, the Corporation may sell or lease the property for other public purposes.

(4) Proposals shall be reviewed by Corporation staff. Approval of the Board of Directors shall be required prior to execution of the contract of sale or lease.

(5) The purchase price or lease terms of such property shall be determined by the appraised value of the property, proposed use of the property, and the commitment to serve the

~~Target p~~Population. These characteristics shall be reviewed by the Corporation and submitted to the Board of Directors for final approval.

Specific Authority 420.528 FS. Law Implemented 420.528, 420.529 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.015, Amended 3-26-98,_____.

67-38.016 Administrative Appeal Procedures.

~~Notice of intended funding or denial of funding will be provided to each Sponsor with a statement that Sponsors who wish to contest the decision must petition for review of the decision, in writing, within 10 calendar days of receipt of the notice. The request must specify the forms and scores sought to be appealed. Unless the appeal involves disputed material facts, the appeal will be conducted on an informal basis. The petition for review is deemed filed when it is received by Brad Baker Susan Leigh, Executive Director, prior to 5:00 p.m. Eastern Standard Time on the 10th day, at the following address: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attention: Corporation Clerk. Failure to timely file a petition shall constitute a waiver of the right of the Sponsor to such an appeal.~~

Specific Authority 420.528 FS. Law Implemented 420.527, 420.528 FS. History—New 3-23-93, Amended 1-16-96, Formerly 91-38.016, Amended 3-26-98, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Joyce Martinez, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329, (850)488-4197

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Gwen Lightfoot, Deputy Development Officer, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 13, 1998, Corporation Board Meeting
DATE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Vol. 26, No. 2, January 14, 2000

Any person requiring special accommodation at this workshop because of a disability or physical impairment should contact Laurie Camp at the above address. If you are hearing or speech impaired, please use the Florida Dual Party Relay system which can be reached at 1(800)955-8771 (TDD).

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF BANKING AND FINANCE

Division of Banking

RULE NO.: 3C-100.03852
RULE TITLE: Disapproval of Directors or Executive Officers

NOTICE OF CHANGE

Notice is hereby given that the Department has made changes to the above rule based on comments by the Joint Administrative Procedures Committee.

(b) Other financial institutions may request an exemption by writing to the Director of the Division of Banking detailing why the institution believes it is operating in a safe and sound manner and why an exemption is appropriate.

DEPARTMENT OF INSURANCE

RULE NO.: 4-166.031
RULE TITLE: Mediation of Property Insurance Claims

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)l., Florida Statutes, published in Vol. 25, No. 33, August 20, 1999, of the Florida Administrative Weekly:

4-166.031(8)(c) delete the "and/or" add "or"

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: 14-66
RULE CHAPTER TITLE: Relocation Assistance Regulations
RULE NO.: 14-66.007
RULE TITLE: Relocation Assistance Program

CHANGE NOTICE

SUMMARY OF CHANGE: The following changes are being made in response to a follow up review by the Joint Administrative Procedures Committee:

1. 14-66.007(4)(d)3., is revised to read:
"3. A statement of the occupancy requirement necessary for obtaining the full amount of the payment."

2. 14-66.007(6)(1) is revised to read:
"(1) All underground or above-ground storage tanks shall be emptied and removed from the site by the displaced owner/operator in accordance with Chapter 376, Florida Statutes, and rules of the Department of Environmental Protection, effective _____, governing underground or above-ground storage tanks."

3. 14-66.007(6)(1)3., is revised to read:
"3. In cases where the owner/operator is required by Chapter 376, Florida Statutes, and/or rules of the Department of Environmental Protection, effective _____, governing underground or above-ground storage tanks, to remove tanks, the Department will not reimburse the costs associated with such removal."

Notice of Rulemaking was published in Florida Administrative Weekly, Vol. 25, No. 29, dated July 23, 1999. A change notice was published in Florida Administrative Weekly, Vol. 25, No. 40, October 8, 1999. This change notice is in response to a follow up review by the Joint Administrative Procedures Committee.

DEPARTMENT OF NATURAL RESOURCES

Ridge and Lower Gulf Coast Water Management District

RULE NO.: 16L
RULE TITLE: Ridge and Lower Gulf Coast Water Management District

NOTICE OF RULE DELETION

Rule chapters 16L-1 and 16L-2, Florida Administrative Code, were adopted by the Manasota Basin Board and the Ridge and Lower Gulf Coast Water Management District in 1975 and 1976, respectively. Chapter 16L-1 governs meetings and procedures of the Manasota Basin Board. Chapter 16L-2 governs meetings and procedures of the Ridge and Lower Gulf Coast Water Management District.

Subsequent to the adoption of the rules in these chapters, the geographic areas of these two entities were incorporated into the Southwest Florida Water Management District (District) or other districts. See ch. 76-243, Laws of Fla. The Manasota Basin Board became a basin board of the District and the Ridge and Lower Gulf Coast Water Management District was abolished.

None of the provisions of either chapter applies to current activities or policies of the District and have not been referred to in many years. Both chapters have become obsolete by operation of law, but counsel for the District believes that it does not have the authority to repeal these rules. Therefore, the Department of State, under its authority to maintain the integrity of the official compilation of the state's administrative rules, hereby announces that it is removing these chapters from the Florida Administrative Code, effective immediately.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

RULE NO.: 18-21.019
 RULE TITLE: Applications for Disclaimers, Quitclaim Deeds or Certificates to Clear Title to Filled Formerly Sovereignty Lands and for Disclaimers for Lands Lost Due to Avulsion or to Reclaim Lands Lost Due to Artificial Erosion or Artificial Erosion and Avulsion

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 24, No. 15, April 10, 1998, Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF CITRUS

RULE CHAPTER NO.: 20-64
 RULE CHAPTER TITLE: Standards for Processed Citrus Products
 RULE NO.: 20-64.020
 RULE TITLE: Sanitary Requirements

NOTICE OF CONTINUANCE

The Department of Citrus announces a continuation of the public hearing for the above proposed rule section which was published in Vol. 25, No. 49 of the Florida Administrative Weekly, December 10, 1999.

ADDITIONAL HEARING DATE AND TIME: 10:30 a.m., March 15, 2000

PLACE: Department of Citrus Building, 1115 E. Memorial Blvd., Lakeland, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joan B. Martin, Administrative Assistant, Department of Citrus, Legal Department, P. O. Box 148, Lakeland, Florida 33802.

DEPARTMENT OF CITRUS

RULE CHAPTER NO.: 20-111
 RULE CHAPTER TITLE: Ownership and Use of "Made With Florida Citrus" Mark
 RULE NO.: 20-111.008
 RULE TITLE: Standards for Citrus Wines Bearing the Mark

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. 25, No. 49, December 10, 1999 issue of the Florida Administrative Weekly.

20-111.008 is changed as follows:

Wines made with Florida citrus or citrus products may bear the mark provided:

(1) Citrus fruit or citrus products used in the manufacture of the citrus wine packaged under an individual brand or label bearing the mark is supplied in its entirety from a Florida licensed citrus fruit dealer, "processing partner," who has signed and placed on file with the Department, a "Made With Florida Citrus Florida Processor's Agreement Form" DOC/LEG/21 EFF. 1/1/98, incorporated herein by reference.

(2) At least 50% of the total ingredients of the wine are Florida citrus, Florida citrus products or Florida citrus by-products, and

(3) Alcohol content shall be limited to not more than 14% by volume, and

(4) All citrus fruit or citrus fruit products used are from citrus grown in the state of Florida.

In-state processors who prepare citrus wines using 100% Florida grown fruit processed at their own facility shall be eligible to use the "Made With Florida Citrus" symbol on qualifying citrus wine without dealing with a "processing partner." However, such in-state processors shall not be eligible for exclusive category rights as described in Section 20-111.0021 of this rule chapter.

ADMINISTRATION COMMISSION

RULE NOS.:	RULE TITLES:
28-22.101	First Revision to Zoning Code
28-22.102	Second Revision to Zoning Code
28-22.103	Third Revision to Zoning Code
28-22.104	Revision to Comprehensive Plan
28-22.105	Revision to Zoning Code
28-22.106	Revision to Comprehensive Plan
28-22.107	Revision to Comprehensive Plan
28-22.108	Revision to Zoning Code
28-22.109	Revision to Zoning Code
28-22.110	Revision to Zoning Code
28-22.111	Amendment to Comprehensive Plan
28-22.112	Amendment to Comprehensive Plan
28-22.113	Subdivision Regulations Ordinance; Adoption of Franklin County Ordinance No. 89-7
28-22.114	Critical Shoreline District Regulation Ordinance Franklin County Ordinance No. 89-8
28-22.115	Amendment to Comprehensive Plan
28-22.116	Amendment to Comprehensive Plan
28-22.117	Amendment to the Franklin County Zoning Code
28-22.121	Amendment to the Franklin County Zoning Code

- 28-22.122 Amendment to the Franklin County Zoning Code
- 28-22.123 Amendment to the Franklin County Zoning Code
- 28-22.124 Amendment to the Franklin County Zoning Code
- 28-22.125 Adoption of the Franklin County Local Comprehensive Plan
- 28-22.126 Amendment to the Franklin County Land Development Regulations
- 28-22.127 Amendment to the Franklin County Land Development Regulations
- 28-22.128 Amendment to the Franklin County Land Development Regulations
- 28-22.129 Amendment to the Franklin County Land Development Regulations
- 28-22.130 Amendment to the Franklin County Land Development Regulations
- 28-22.131 Amendment to the Franklin County Land Development Regulations
- 28-22.132 Amendment to the Franklin County Land Development Regulations
- 28-22.301 Adoption of City of Carrabelle Ordinance No. 203
- 28-22.302 To Adopt City of Carrabelle Resolution 2-88 and Ordinances 207, 208
- 28-22.303 Subdivision Regulations Ordinance: Adoption of the City of Carrabelle's Ordinance No. 211
- 28-22.304 Adoption of City of Carrabelle's Zoning Ordinance
- 28-22.305 Adoption of City of Carrabelle Septic Tank Ordinance
- 28-22.307 Adoption of the 1988 State Minimum Building Code with 1989 and 1990 Amendments as the City of Carrabelle Building Code
- 28-22.308 Amendment to the City of Carrabelle Zoning Code
- 28-22.309 City of Carrabelle Comprehensive Plan
- 28-22.310 Amendments to the City of Carrabelle Land Development Regulations

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rules, as noticed in Vol. 25, No. 41, October 15, 1999, Florida Administrative Weekly have been withdrawn.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: 61G5-20.004
 RULE TITLE: Display of Documents
 NOTICE OF CHANGE

The Board of Cosmetology gives Notice of Change to the above-referenced rule based upon comments expressed by the chief attorney for the Joint Administrative Procedures Committee. The rule was originally published in Vol. 25, No. 40, October 8, 1999, issue of the Florida Administrative Weekly. Subsection (2) should be deleted.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ed Broyles, Executive Director, Board of Cosmetology, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of Beaches and Coastal Systems

RULE CHAPTER NO.: 62B-54
 RULE CHAPTER TITLE: Administrative Fines and Damage Liability
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 45, November 12, 1999, of the Florida Administrative Weekly:

62B-54.001 Definitions.

Specific Authority 161.052, 161.053, 161.054 FS. Law Implemented 161.052, 161.053, 161.054 FS. History—New _____.

62B-54.002 Determination of Fines.

Subsection 62B-54.002(1), has been changed so that when adopted it will read: The Department shall assess fines for willful violations of, or refusing to comply with, sections 161.041, 161.052, and ~~or~~ 161.053, Florida Statutes, or any rule or order prescribed by the Department thereunder. The fine amount shall be sufficient to ensure immediate and continued compliance with the provisions of section 161.041, 161.052, and 161.053, Florida Statutes, and be consistent with the following table:

HARM TO RESOURCE	CULPABILITY	
	Gross Negligence	Knowing
Major	\$1,000 minimum	\$5,000 minimum
Moderate	\$500 minimum	\$1,000 minimum
Minor	0 <u>\$250</u> minimum	0 <u>\$250</u> minimum

Subsection 62B-54.002(3), has been changed so that when adopted it will read: In determining the actual fine within the range, the Department shall consider the offender's past violations, if any, and other aggravating ~~and/or~~ mitigating circumstances. Aggravating circumstances include but are not

limited to prior knowledge of rules, or willful or knowing violation of department orders; while mitigating circumstance include but are not limited to events during an emergency situation in which activities are performed to alleviate imminent collapse or undermining of a structure without obtaining a permit, or obtaining a local permit for activities and not a department permit.

Subsection 62B-54.002, Specific Authority has been changed so that when adopted it will read:

Specific Authority 161.052, 161.053, 161.054 FS. Law Implemented 161.052, 161.053, 161.054 FS. History–New _____.

62B-54.003 Determination of Damages.

Subsection 62B-54.003(1), has been changed so that when adopted it will read: The Department shall assess damages for grossly negligent or knowing violations of Sections 161.041, 161.052, or 161.053, Florida Statutes, or any rule or order prescribed by the Department thereunder, which result in harm to sovereignty lands seaward of mean high water or to beaches, shores, or coastal ~~and/or~~ beach-dune system(s), including animal, plant, or aquatic life thereon; In accordance with Section 161.054(4), F.S., the damage amount shall be sufficient to ensure immediate and continued compliance with the provisions of Sections 161.041, 161.052, and 161.053, Florida Statutes, and be consistent with the following table:

HARM TO RESOURCE and/or POTENTIAL FOR HARM	FINE RANGE
Major	\$5,000 – \$10,000
Moderate	\$1,000 – \$5,000
Minor	0 – \$1,000

Subsection 62B-54.003, Specific Authority has been changed so that when adopted it will read:

Specific Authority 161.052, 161.053, 161.054 FS. Law Implemented 161.052, 161.053, 161.054 FS. History–New _____.

62B-54.004 Imposition and Collection of Fines and Damages.

Specific Authority 161.052, 161.053, 161.054 FS. Law Implemented 161.052, 161.053, 161.054 FS. History–New _____.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-13.0015
 RULE TITLE: Exemption of Spouses of Members of Armed Forces from License Renewal Requirements

NOTICE OF ADDITIONAL PUBLIC HEARING

The Board of Psychology hereby gives notice of an additional public hearing on the above-referenced rule to be held on March 3, 2000 at 9:00 a.m., at The Radisson Hotel, 415 North Monroe Street, Tallahassee, Florida. This additional public hearing is being held in response to comments received from

the staff of the Joint Administrative Procedures Committee. The rule was originally published in Vol. 25, No. 45, of the Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Psychology/MQA, 2020 Capital Circle, S. E., Bin #C05, Tallahassee, Florida 32399-3255

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Section IV
Emergency Rules**

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 88 Specifics
 RULE NO.: 53ER00-3

SUMMARY OF THE RULE: Instant Game Number 88 Specifics, "MONOPOLY®," will be sold by Florida Lottery retailers on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game, procedures to be followed on how to play the game, and the number and size of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, Capitol Complex, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER00-3 Instant Game Number 88 Specifics.

(1) Name of Game. Instant Game Number 88, "MONOPOLY®."

(2) Price. MONOPOLY® tickets sell for \$2.00 per ticket.

(3) MONOPOLY® Lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a VERNUM under the latex area on the ticket. To be a valid winning MONOPOLY® Lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in Rule 53ER92-63(1)(a), F.A.C. In the event a dispute arises as to the validity of any MONOPOLY® Lottery ticket, the VERNUM number under the latex shall prevail over the bar code.

(4) The "YOUR HOTEL NUMBERS" play symbols and play symbol captions in MONOPOLY® are as follows:

INSERT PASTE UP

(5) The "HOUSE NUMBERS" play symbols and play symbol captions in MONOPOLY® are as follows:

INSERT PASTE UP

(6) The prize symbols and prize symbol captions in MONOPOLY® are as follows:

INSERT PASTE UP

(7) Determination of Prize Winners.

(a) The holder of a ticket having a number exposed in the "YOUR HOTEL NUMBERS" play area that matches any number exposed in the "HOUSE NUMBERS" play area shall be entitled to a prize of the amount shown, or if "TICKET" is shown as the prize, shall be entitled to a prize of a \$2.00 instant ticket or any combination of instant and on-line tickets that totals \$2.00.

(b) The holder of a ticket having a "GO" exposed in the "HOUSE NUMBERS" play area shall be entitled to a prize of \$200.

(c) The holder of a ticket having a "Moneybag" symbol exposed in the "HOUSE NUMBERS" play area shall be entitled to a prize of double the amount shown.

(8) Prize amounts which may appear in the "HOUSE NUMBERS" play area are: \$2.00, \$3.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$200 and \$5,000.

(9) Number and Size of Prizes. The following prizes will be available in the Instant Game Number 88, MONOPOLY®:

(a) Approximately 2,917,265 prizes falling in the cash categories of 125 pools of 120,000 tickets each.

(b) The expected value, number of prizes, and odds of winning in Instant Game Number 88 are as follows:

IF YOUR HOTEL NUMBER(S) MATCHES ANY HOUSE NUMBER(S) OR GET "GO" OR "MONEYBAG" WITH PRIZE(S) OF:			
WIN	TICKET	NUMBER IN 125 POOLS	ODDS
	TICKET	1,800,000	1 in 8.33
	\$2	900,000	1 in 16.67
	\$2 (D)	900,000	1 in 16.67
	\$2 + \$3	600,000	1 in 25.00
	\$5	200,000	1 in 75.00
	\$2 + \$2 + \$2 + (\$2 (D))	100,000	1 in 150.00
	\$5 + \$5	50,000	1 in 300.00
	\$10	50,000	1 in 300.00
	\$2 + \$2 + \$2 + \$2 + \$2 + \$5 + (\$5 (D))	50,000	1 in 300.00
	\$5 + \$5 + \$5 + (\$5 (D))	50,000	1 in 300.00
	\$5 x 10	2,125	1 in 7,058.82
	\$10 + \$10 + \$10 + \$10 + \$10	2,125	1 in 7,058.82
	\$25 + \$25	2,125	1 in 7,058.82

\$50	\$50	2,125	1 in 7,058.82
\$10 x 10	\$100	1,250	1 in 12,000.00
\$20 + \$20 + \$20 + (\$20 (D))	\$100	1,250	1 in 12,000.00
\$50 (D)	\$100	1,250	1 in 12,000.00
\$200 (A)	\$200	5,000	1 in 3,000.00
\$100 x 10	\$1,000	10	1 in 1,500,000.00
\$5,000 x 5	\$25,000	5	1 in 3,000,000.00

(10) The over-all odds of winning any prize in Instant Game Number 88 are 1 in 3.18.

(11) For reorders of Instant Game Number 88, the expected value, number of prizes, and odds of winning shall be proportionate to the number of tickets reordered.

Specific Authority 24.105(10)(a),(b),(c), 24.109(1) FS. Law Implemented 24.105(10)(a),(b),(c), 24.109(1) FS. History—New 1-21-00.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: January 21, 2000

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF CORRECTIONS

Notice is hereby given that the State of Florida, Department of Corrections, has issued a response to a Petition for Waiver received from inmate Paul Knight. Petitioner sought a permanent waiver of Florida Administrative Code Chapter 33-601.800 (formerly 33-38) contending that there are insufficient guidelines for his placement in close management status. The Department denied the petition, finding that inmates are prohibited from filing petitions for waiver, pursuant to section 120.81(3)(a), Florida Statutes.

A copy of the Order, Case No. DC 00-01, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on January 21, 2000, the South Florida Water Management District (SFWMD) has received a petition for waiver from Williams, Hatfield & Stoner, Inc., on behalf of Atlantic Business Center L. C., for utilization of works or land of the SFWMD known as the Old Pompano Canal, Broward County. The petition seeks temporary relief from the Rule 40E-6.301(1)(i), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which prohibits the placement of commercial signs, culvert bridges, and miscellaneous above ground encroachments within the

District's rights of way. A copy of the petition may be obtained from Juli Triola at (561)682-6268 or e-mail at jtriola@sfwmd.gov. The SFWMD 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 the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, Attn.: Juli Triola, Office of Counsel.

NOTICE IS HEREBY GIVEN that on January 21, 2000, the South Florida Water Management District (SFWMD) has received a petition for waiver from William Hodges for utilization of works or land of the SFWMD known as the C-16 Canal, Palm Beach County. The petition seeks temporary relief from the Rule 40E-6.301(1)(i), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which prohibits the placement of docks within 250 feet of a water control structure. A copy of the petition may be obtained from Juli Triola at (561)682-6268 or e-mail at jtriola@sfwmd.gov. The SFWMD 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 the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, Attn.: Juli Triola, Office of Counsel.

NOTICE IS HEREBY GIVEN that on January 12, 2000, the South Florida Water Management District (SFWMD) has received a petition for waiver from Williams, Hatfield & Stoner, Inc., on behalf of Florida Power & Light, for utilization of works or land of the SFWMD known as the C-11 Canal, Broward County. The petition seeks temporary relief from the Rule 40E-6.311(1), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which prohibits permanent access and/or structures within the District's rights of way.

A copy of the petition may be obtained from: Juli Triola, (561)682-6268, e-mail: jtriola@sfwmd.gov.

The SFWMD 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, West Palm Beach, FL 33406, Attn: Juli Triola, Office of Counsel.

DEPARTMENT OF MANAGEMENT SERVICES

The Capitol Center Planning Commission hereby gives notice that it has received a petition, filed on January 25, 2000, from Matthew Casner, Trammel Crow Company, seeking on behalf of Bank of America, located at 315 Calhoun Street, Tallahassee, Florida, a waiver or variance of Rule 60F-3.010(4)(n)1., Florida Administrative Code, with respect to allowing proposed signs to exceed the maximum allowed square footage of (80) square feet per store frontage and to exceed the maximum allowed letter size of 12 inches, and Rule 60F-3.010(4)(n)2., Florida Administrative Code, with respect to allowing a proposed freestanding sign to be internally illuminated and to use plexi-glass plastic for the lettering in lieu of the allowed materials. The Board will discuss this matter on February 22, 2000, at 9:00 a.m., or shortly thereafter, at The City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, Florida 32301. Comments on this petition should be filed with the Capitol Center Planning Commission, 4030 Esplanade Way, Suite 380, Tallahassee, FL 32399-0750, within 14 days of publication of this notice.

For a copy of the petition, contact: Trent Price, Executive Director, Capitol Center Planning Commission, at above address or telephone (850)488-2074.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that the Florida Housing Finance Corporation received on January 21, 2000, a petition from The Housing Authority of the City of Key West, Florida, on behalf of Senior Plaza II (PLP 98-044), is seeking a waiver under section 120.542, Florida Statutes in connection with Applicant's 1998 Predevelopment Loan Program application for funding. The Waiver involves Rule 67-38.007(1) and 67-38.008(10)(d), Florida Administrative Code. Rule 67-38.007(1) describes the terms and conditions for the predevelopment loan. To receive an "Acquisition Draw" during the Acquisition Phase of the Predevelopment Loan Program the Borrower is required to deliver a acceptable Conditional Commitment for the funds required to purchase the Project Site, construct or rehabilitate the Project and repay the Loan. Rule 67-38.008(10)(d) describes the eligible uses for the Advance and Loan. To receive "Post Acquisition Phase" funds the Sponsor must provide a "Firm Commitment" for construction and /or permanent financing in an amount sufficient to repay the Loan and complete the Project. The petition has been assigned case number 2000-005.

Copies may be obtained from, and written comments submitted to: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attn: Mark T. Mustian, Esquire. Comments must be received within 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Housing Finance Corporation received on January 21, 2000, a petition from The City of Key West, on behalf of Roosevelt Apartments (PLP 98-017), is seeking a waiver under section 120.542, Florida Statutes in connection with Applicant's 1998 Predevelopment Loan Program application for funding. The Waiver involves Rule 67-38.007(1) and 67-38.008(10)(d), Florida Administrative Code. Rule 67-38.007(1) describes the terms and conditions for the predevelopment loan. To receive an "Acquisition Draw" during the Acquisition Phase of the Predevelopment Loan Program the Borrower is required to deliver a acceptable Conditional Commitment for the funds required to purchase the Project Site, construct or rehabilitate the Project and repay the Loan. Rule 67-38.008(10)(d) describes the eligible uses for the Advance and Loan. To receive "Post Acquisition Phase" funds the Sponsor must provide a "Firm Commitment" for construction and /or permanent financing in an amount sufficient to repay the Loan and complete the Project. The petition has been assigned case number 2000-003.

Copies may be obtained from, and written comments submitted to: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attn: Mark T. Mustian, Esquire. Comments must be received within 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Housing Finance Corporation received on January 21, 2000, a petition from The City of Key West, Florida, on behalf of Poinciana (PLP 98-046), is seeking a waiver under section 120.542, Florida Statutes in connection with Applicant's 1998 Predevelopment Loan Program application for funding. The Waiver involves Rule 67-38.007(1) and 67-38.008(10)(d), Florida Administrative Code. Rule 67-38.007(1) describes the terms and conditions for the predevelopment loan. To receive an "Acquisition Draw" during the Acquisition Phase of the Predevelopment Loan Program the Borrower is required to deliver a acceptable Conditional Commitment for the funds required to purchase the Project Site, construct or rehabilitate the Project and repay the Loan. Rule 67-38.008(10)(d) describes the eligible uses for the Advance and Loan. To receive "Post Acquisition Phase" funds the Sponsor must provide a "Firm Commitment" for construction and /or permanent financing in an amount sufficient to repay the Loan and complete the Project. The petition has been assigned case number 2000-007.

Copies may be obtained from, and written comments submitted to: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attn: Mark T. Mustian, Esquire. Comments must be received within 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Housing Finance Corporation received on January 21, 2000, a petition from The Monroe County Housing Authority, on behalf of Monroe County Homeownership (PLP 98-042), is seeking a waiver under section 120.542, Florida Statutes in connection with Applicant's 1998 Predevelopment Loan Program application for funding. The Waiver involves Rule 67-38.007(1) and 67-38.008(10)(d), Florida Administrative Code. Rule 67-38.007(1) describes the terms and conditions for the predevelopment loan. To receive an "Acquisition Draw" during the Acquisition Phase of the Predevelopment Loan Program the Borrower is required to deliver a acceptable Conditional Commitment for the funds required to purchase the Project Site, construct or rehabilitate the Project and repay the Loan. Rule 67-38.008(10)(d) describes the eligible uses for the Advance and Loan. To receive "Post Acquisition Phase" funds the Sponsor must provide a "Firm Commitment" for construction and /or permanent financing in an amount sufficient to repay the Loan and complete the Project. The petition has been assigned case number 2000-004.

Copies may be obtained from, and written comments submitted to: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attn: Mark T. Mustian, Esquire. Comments must be received within 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Housing Finance Corporation received on January 21, 2000, a petition from The Monroe County Housing Authority, on behalf of LaBarron Apartments (PLP 98-015), is seeking a waiver under section 120.542, Florida Statutes in connection with Applicant's 1998 Predevelopment Loan Program application for funding. The Waiver involves Rule 67-38.007(1) and 67-38.008(10)(d), Florida Administrative Code. Rule 67-38.007(1) describes the terms and conditions for the predevelopment loan. To receive an "Acquisition Draw" during the Acquisition Phase of the Predevelopment Loan Program the Borrower is required to deliver a acceptable Conditional Commitment for the funds required to purchase the Project Site, construct or rehabilitate the Project and repay the Loan. Rule 67-38.008(10)(d) describes the eligible uses for the Advance and Loan. To receive "Post Acquisition Phase" funds the Sponsor must provide a "Firm Commitment" for construction and /or permanent financing in an amount sufficient to repay the Loan and complete the Project. The petition has been assigned case number 2000-002.

Copies may be obtained from, and written comments submitted to: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attn: Mark T. Mustian, Esquire. Comments must be received within 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Housing Finance Corporation received on January 11, 2000, a petition from Wyman Fields Foundation, Inc., on behalf of The Hamlet (PLP 98-008), seeking a waiver under section 120.542, Florida Statutes in connection with Applicant's 1998 Predevelopment Loan Program application for funding. The Waiver involves Rule 67-38.008(10)(d) Florida Administrative Code, which describes the eligible uses for the Advance and Loan. To receive "Post Acquisition Phase" funds the Sponsor must provide a "Firm Commitment" for construction and/or permanent financing in an amount sufficient to repay the Loan and complete the Project. The petition has been assigned case number 2000-001.

Copies may be obtained from, and written comments submitted to: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attn: Mark T. Mustian, Esquire. Comments must be received within 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Housing Finance Corporation received on January 21, 2000, a petition from The Housing Authority of the City of Key West, Florida, on behalf of Bahama Homeownership (PLP 98-045), is seeking a waiver under section 120.542, Florida Statutes in connection with Applicant's 1998 Predevelopment Loan Program application for funding. The Waiver involves Rule 67-38.007(1) and 67-38.008(10)(d), Florida Administrative Code. Rule 67-38.007(1) describes the terms and conditions for the predevelopment loan. To receive an "Acquisition Draw" during the Acquisition Phase of the Predevelopment Loan Program the Borrower is required to deliver a acceptable Conditional Commitment for the funds required to purchase the Project Site, construct or rehabilitate the Project and repay the Loan. Rule 67-38.008(10)(d) describes the eligible uses for the Advance and Loan. To receive "Post Acquisition Phase" funds the Sponsor must provide a "Firm Commitment" for construction and /or permanent financing in an amount sufficient to repay the Loan and complete the Project. The petition has been assigned case number 2000-006.

Copies may be obtained from, and written comments submitted to: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Attn: Mark T. Mustian, Esquire. Comments must be received within 14 days from the date of publication of this notice.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Florida Folklife Council** announces a telephone conference meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 15, 2000, 10:00 a.m.

PLACE: Conference Room, 3rd Floor, R. A. Gray Building, Tallahassee, Florida

PURPOSE: To orient the Folklife Council members and the public concerning procedures of the review process and to review applications submitted to the Bureau of Historical Museums by December 10, 1999, for participation in the 48th annual Florida Folk Festival, to be held in White Springs, Florida, May 26-28, 2000.

A copy of the agenda may be obtained by writing: Ken Crawford, Florida Folk Festival Coordinator, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or call (850)488-1484.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he or she may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

The **Department of State, Division of Cultural Affairs** announces the following public meeting, to which all persons are invited:

COMMITTEE: Art Selection Committee

DATE AND TIME: Wednesday, February 16, 2000, 10:00 a.m. Central Time

PLACE: Conference Room, Santa Rosa County Health Department, 5527 Stewart Street, Milton, FL 32570, (850)983-5200

PURPOSE: To hold a Slide Review meeting to select artwork for Art in State Buildings Project No. DOH 9730/9400, Santa Rosa County Health Department, Navarre

For more information or to obtain a copy of the agenda, please contact: Lee Modica, Arts Administrator, Division of Cultural Affairs, The Capitol, Tallahassee, Florida 32399-0250, (850)487-2980, Ext 116.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will not be taped by the Division of Cultural Affairs.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Kirby Mole, (850)487-2980, Ext 133. If you are hearing or speech impaired, please contact the agency by calling TT: (850)488-5779.

DEPARTMENT OF LEGAL AFFAIRS

The Executive Committee of the **Florida Commission on the Status of Women** will hold a conference call to which all interested persons are invited.

DATE AND TIME: February 29, 2000, 3:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation

PURPOSE: To discuss general issues.

In you need an accommodation because of disability in order to participate, please notify FCSW, in writing, at least five days in advance: Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050.

DEPARTMENT OF BANKING AND FINANCE

The **Funeral and Cemeteries Legislative Advisory Board** and its committees announce a public meeting and all persons are invited to attend.

DATE AND TIMES: February 18, 2000, Care and Maintenance Trusting Rate Committee, 8:30 a.m. – 9:30 a.m.; Internet Sales/Advertising Committee, 9:30 a.m. – 10:30 a.m.; Sales Practices and Preneed Sales Agents Committee, 10:30 a.m. – 11:30 a.m.; Pre-Need Trusting Rate Committee, 11:30 a.m. – 12:30 p.m.; Advisory Board Meeting, 1:30 p.m. – 5:00 p.m.

PLACE: Room 214, The Capitol, Tallahassee, Florida

PURPOSE: Discussion of Chapter 497 and proposed legislation.

TO OBTAIN FURTHER INFORMATION CONTACT: Gladys Hennen, Administrative Assistant II, Division of Finance, 101 East Gaines St., Fletcher Bldg., Room 649B, Tallahassee, FL 32399-0350, Telephone number (850)410-9898.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise Gladys Hennen, (850)410-9898, at least 48 hours before the meeting. If you are

hearing or speech impaired, contact Gladys Hennen via the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) for assistance.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Commissioner's Agricultural Water Policy Group Meeting to which all persons are invited:

DATE AND TIME: Friday, March 10, 2000, 9:30 a.m. – 3:00 p.m.

PLACE: Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Doyle Conner Building, Eyster Auditorium, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items for discussion includes the Department of Environmental Protection and Water Management Districts water programs and proposed legislative initiatives affecting agriculture, including updates on ongoing projects.

A copy of the agenda or directions may be obtained by contacting: Bill Bartnick, 3125 Conner Blvd., Mail Stop C-28, Tallahassee, FL 32399-1650, (850)414-1065.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Soil and Water Conservation Council's Executive Planning Committee to which all persons are invited:

DATE AND TIME: Tuesday, March 21, 2000, 9:30 a.m. – 10:00 a.m.

PLACE: The Capitol, 21st Floor, Room 2103, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Planning Committee meeting is scheduled to discuss Soil and Water Conservation Legislative Priorities, to make a report to the Soil and Water Conservation Council at the next meeting, to be held on immediately following the Executive Planning Committee meeting in Tallahassee, Florida.

A copy of the agenda or directions may be obtained by contacting: The Office of Agricultural Water Policy, Mail Stop C-28, 3125 Conner Boulevard, Suite C, Tallahassee, Florida 32399-1650, Attn.: Jannice Gardner, (850)488-6249 or Suncom 278-6249.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Soil and Water Conservation Council to which all persons are invited:

DATE AND TIME: Tuesday, March 21, 2000, 10:00 a.m. – 12:30 p.m.

PLACE: The Capitol, 21st Floor, Room 2103, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Reports and discussion regarding DACS' 2000-2001 Legislative Budget Request; 2000 Legislative Session Update; Soil Survey Update; TMDLs; and Reports and discussion regarding the Department's and partners' key efforts in the conservation partnership and agricultural water policy issues.

A copy of the agenda or directions may be obtained by contacting: The Office of Agricultural Water Policy, Mail Stop C-28, 3125 Conner Boulevard, Suite C, Tallahassee, Florida 32399-1650, Attn.: Jannice Gardner, (850)488-6249 or Suncom 278-6249.

The Florida **Department of Agriculture and Consumer Services** announces a meeting of the Florida Agriculture Center and Horse Park Authority Executive Committee:

DATE AND TIME: February 16, 2000, 10:00 a.m.

PLACE: Florida Power Corporation, Highpoint Center, 106 East College Ave., Suite 800, Palm Coast, FL

PURPOSE: Business Meeting.

A copy of the agenda can be obtained by contacting: Bruce Piatek, 1850 Princess Place Road, Palm Coast, Florida 32137 or by calling (904)446-7630.

If special accommodations are needed to attend this meeting because of a disability, please contact Bruce Piatek.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry** (DOF) and the Cary State Forest Management Plan Advisory Group announce two public meetings and a public hearing to which all persons are invited.

Public Meeting – Cary State Forest Management Plan Advisory Group

DATE AND TIME: Wednesday, March 1, 2000, 5:30 p.m.

PURPOSE: To allow the Cary State Forest Management Plan Advisory Group to review advisory group procedures and to prepare for a public hearing the evening of March 1, 2000.

Public Hearing

DATE AND TIME: Wednesday, March 1, 2000, 7:00 p.m.

PURPOSE: To solicit public comment on management of the Cary State Forest. Comments may be presented orally or in writing at the hearing. Written comments may also be submitted to DOF's Jacksonville District Office, 8719 W. Beaver St., Jacksonville, FL 32220 and should be mailed so as to arrive at the District Office by the date of the public hearing.

Public Meeting – Cary State Forest Management Plan Advisory Group

DATE AND TIME: Thursday, March 2, 2000, 1:00 p.m.

PURPOSE: To allow the Cary State Forest Management Plan Advisory Group to review comments from the public hearing of March 1, 2000 and to provide input to the DOF to help in preparation of a management plan for the Cary State Forest.

PLACE: Bryceville Community Center, Highway 301, Bryceville, Florida

Copies of a working draft of the plan are available by contacting the Jacksonville District Office in writing at the above address or by telephone (904)693-5055.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of these proceedings. Any request for special accommodations can be made by writing the DOF's, Jacksonville District Office at the above listed address.

You are hereby notified in accordance with Chapter 286.0105, Florida Statutes, should you decide to appeal any decision made as a result of, or take exception to any findings of fact with respect to any matter considered at the hearing and meetings referred to above, you may need to ensure that a verbatim record of the proceedings is made. Such record shall include the testimony and evidence upon which the appeal is to be based.

The **Department of Agriculture and Consumer Services** announces a public hearing to which all persons are invited.

DATE AND TIME: February 23, 2000, 7:00 p.m. – 9:00 p.m.

PLACE: Dixie County Courthouse, 401 N. Cedar Street, Cross City, Florida

PURPOSE: A public hearing will be conducted to receive comments from the public regarding the proposed relocation of 36 to 54 two-acre aquaculture lease parcels located in the Pine Island High-density Lease Area in the waters off of Dixie County.

The Department of Agriculture and Consumer Services is proposing that the Pine Island High-density Lease Area be modified to provide current leaseholders with more favorable growing conditions for cultivating hard clams. The proposed action involves relocating existing leases from the eastern boundary of the high-density lease area to an area along the western boundary. The proposed action would require that the legal description of current lease parcels be modified, but no additional acreage would be required.

A copy of the agenda may be obtained by writing: Division of Aquaculture, 1203 Governor's Square Blvd., Fifth Floor, Tallahassee, Florida 32301.

If an accommodation is needed for a disability in order to participate in the public hearing, please notify the Bureau of Personnel Management, Department of Agriculture and Consumer Services by calling (850)488-1806 at least seven days prior to the public hearing.

DEPARTMENT OF EDUCATION

The Florida **Board of Regents** invites the public to a meeting.

DATES AND TIMES: February 17-18, 2000, 9:00 a.m. (Thursday) and 8:00 a.m. (Friday)

PLACE: College of Education Gymnasium (Thursday) and Student Union Building (Friday), University of Central Florida, Orlando, Florida

PURPOSE: Approval of: Request for Lawsuit Against David Siegel and Florida Robotics, Inc., UCF; Amendments to Articles of Incorporation of the University of South Florida Foundation, Inc.; Decertification of the University of Florida Research and Development Park, Inc.; Request to Surplus Property, Institute of Food and Agricultural Services, UF; Update on SUS Education Partnership Initiative and Related Activities; Consideration of: Revised 2000-2001 Legislative Request for the Alec P. Courtelis Facility Enhancement Challenge Grant Program; Revised Request for Legislative Approval to Design and Construct Facilities During 2000-2001 from Sources other than a Legislative Appropriation; Resolution and Financing Plan for Residence Hall Project, University of West Florida Foundation, Inc.; Purchase/Donation of Property, UWF; Resolution and Financing Plan for Residence Hall Project, UF; Proposed Amendment to Campus Master Plan, USF; 1999-2000 Presidential Salary Increases; \$3 Million Performance Incentive Fund Allocation; Local Fee Increases for 2000-2001; Request to Increase Fees for Educational Research Centers for Child Development; Discussion of SUS Admissions (Thursday, 1:00 p.m.), Background Information and Discussion, Public Testimony, Discussion and Consideration of Proposed Revised Rule 6C-6.001, Admissions; Proposed Revised Rule 6C-6.002, Entering Freshmen; and Proposed Revised Rule 6C-6.003, Entering or Transferring Graduate Students and Post-baccalaureate Professional Students. Consideration of: University Requests for Implementation Authorization of New Degree Programs: M.S., Speech/Language Pathology, FIU; B.S./B.B.A., Management Information Systems, FAU; B.A., Communication Sciences and Disorders, USF; B.A., Middle School Education, UF; M.A.T., Secondary Education, FGCU; M.A., Latin American, Caribbean and Latino Studies, USF; B.A., Geography, FIU; M.S., Statistics, FIU; University Requests for Planning Authorization of New Degree Programs: B.S., Food Science and Technology, FAMU; Ph.D., Anthropology, FSU; Discussion of Alcohol and Substance Abuse Policies on Campus; Consideration of: IAA Football Program, FIU; Football Membership in Conference USA, USF; Request to Name School of Architecture at Florida International University for Former Regent Paul L. Cejas; Request to Name New Residence Hall at the University of West Florida for Vice President for Administrative Affairs John G. Martin; Request to Name Building at the University of Central Florida for Jimmy Farrell; Educational Governance Recommendation; and other matters pertaining to the State University System.

A copy of the agenda may be obtained by writing: Mary-Anne Bestebreurtje, Corporate Secretary, Florida Board of Regents, 325 West Gaines Street, Tallahassee, Florida 32399-1950.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equal Opportunity and Diversity, (850)201-7160 (Voice), (850)201-7333 (TDD), at least 7 days in advance so that their needs may be accommodated.

The **Florida Art in State Buildings Program** (FAMU) announces the following public meeting to which all persons are invited:

DATE AND TIME: Monday, February 7, 2000, 9:00 a.m.

PLACE: Florida A & M University, Foster Tanner Fine Arts Gallery, Room 105, Tallahassee, Florida 32307, (850)561-2842

PURPOSE: To hold an Orientation meeting to determine potential sales and media for artwork, establish project schedules and set the next meeting dates.

COMMITTEE: Art Selection Committee

For more information or to obtain a copy of the agenda, please contact: Kenneth Falana, User Agency Representative, Art in State Buildings Program, Florida A & M University, Tallahassee, Florida 32307, (850)561-2842.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review.

This meeting will not be taped by the Art in State Buildings Program. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Kenneth Falana, (850)561-2842. If you are hearing or speech impaired, please contact the agency by calling TT (850)488-5779.

The **Postsecondary Education Planning Commission** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Friday, February 18, 2000, 8:30 a.m. – 2:30 p.m.

PLACE: Broward Community College Library, Central Campus, Building 17, Room 146, 3501 S. W. Davie Road, Davie, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will review and adopt a rank order list of recommended Workforce Development Capitalization Incentive Grant Proposals for consideration by the 2000 Legislature, receive a status report on the Student Progression Cohort Analysis and address other ongoing Commission responsibilities and assignments.

For further information contact: Dr. William B. Proctor, Executive Director, Postsecondary Education Planning Commission, Tallahassee, Florida 32399-0400, (850)488-7894.

DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation** announces public meetings to which all persons are invited:

DATES AND TIME: February 17, 2000; March 16, 2000; April 20, 2000; May 18, 2000; June 15, 2000; July 20, 2000, 8:30 a.m.

PLACE: Fifth Floor, Executive Conference Room, 605 Suwannee Street (Burns Building), Tallahassee, Florida

PURPOSE: Regular Meeting of the Executive Committee.

A copy of the agenda may be obtained by writing: Florida Department of Transportation, 605 Suwannee Street, Mail Station 57, Tallahassee, Florida 32399-0450.

The **Department of Transportation**, District Three announces a public hearing to which all persons are invited.

DATE AND TIME: March 14, 2000, 6:00 p.m.

PLACE: Pensacola Civic Center, 201 E. Gregory Street, Pensacola, Florida

PURPOSE: This hearing is being held to afford interested persons the opportunity to express their views concerning the location; conceptual design; and social, economic and environmental effects of Financial Project Identification Number 222434-1-21-01, Federal Project Number 1101 140 I, otherwise known as Interstate 10 and Interstate 110 PD&E Study. The limits of the project corridor are from US 29 (Pensacola Boulevard) to US 90 (Scenic Highway) along I-10 and from Maxwell Street to I-10 along I-110 in Pensacola, Florida.

Anyone needing project or public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to the address given below or call Telephone number (850)638-0260, Ext. 517. Special accommodation requests under the Americans With Disabilities Act should be made at least seven working days prior to the public hearing.

This hearing is being held to comply with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968, as amended.

A copy of the agenda may be obtained by writing: Regina Battles, District Environmental Management Engineer, Florida Department of Transportation, District 3, P. O. Box 607, Chipley, Florida 32428.

DEPARTMENT OF CITRUS

The **Department of Citrus** announces a public meeting of the Florida Citrus Commission to which all persons are invited.

DATE AND TIMES: February 16, 2000, 9:00 a.m. – Committee Meetings; 10:30 a.m. – Regular Monthly Meeting
PLACE: Florida Department of Citrus, 1115 East Memorial Boulevard, Lakeland, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting.

A copy of the agenda may be obtained by contacting: Florida Department of Citrus, Attention: Executive Office, Post Office Box 148, Lakeland, Florida 33802.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Art Johnson at the above address or by telephone at (863)499-2510.

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, February 16, 2000, 8:30 a.m.

PLACE: Broward County Sheriff’s Office, 2601 West Broward Boulevard, Conference Room, Ft. Lauderdale, Florida 33312

PURPOSE: Regularly Scheduled Meeting for all Parole, Conditional Release, Conditional Medical Release and Control Release Matters.

Any person who decides to appeal a decision of the Florida Parole Commission with respect to a matter considered at this meeting may need to ensure that a verbatim record of the proceedings is made. Chapter 80-150, Laws of Florida (1980).

A copy of the agenda may be obtained by writing: Florida Parole Commission, 2601 Blairstone Road, Building C, Tallahassee, Florida 32399-2450.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceedings should contact the agency sending the notice not later than five working days prior to the proceedings at the address given on the notice, Telephone (950)488-3417.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a prehearing to be held in the following docket, to which all interested persons are invited.

DOCKET NO. 991838-TP – Petition by BlueStar Networks, Inc. for arbitration of certain unresolved issues in interconnection negotiations with BellSouth Telecommunications, Inc.

DATE AND TIME: February 21, 2000, 9:30 a.m.

PLACE: Commission Conference Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

Any person requiring some accommodation at this prehearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the prehearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a hearing to be held in the following dockets, to which all interested persons and parties are invited to attend.

DOCKET NO. 990720-EG – Adoption of Numeric Conservation Goals and Consideration of National Energy Policy Act Standards (Section 111) by Jacksonville Electric Authority

DOCKET NO. 990721-EG – Adoption of Numeric Conservation Goals and Consideration of National Energy Policy Act Standards (Section 111) by Florida Public Utilities Company

DOCKET NO. 990722-EG – Adoption of Numeric Conservation Goals and Consideration of National Energy Policy Act Standards (Section 111) by Orlando Utilities Commission

DATE AND TIME: Monday, February 21, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: The purpose of this hearing is to receive testimony and exhibits relative to the numeric conservation goals to be adopted by the Jacksonville Electric Authority, Florida Public Utilities Company and the Orlando Utilities Commission.

JURISDICTION: This Commission is vested with jurisdiction over the subject matter by the provisions of Chapter 366, Florida Statutes. These proceedings will be governed by said Chapter as well as Chapter 120, Florida Statutes and Chapters 25-6, 25-7, 25-22 and 28-106, Florida Administrative Code.

Any person requiring some accommodation at the hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

NOTICE OF CHANGE – The Florida **Public Service Commission** announces that the Hearing to be held in the following docket, to which all interested persons and parties are invited to attend, has been RESCHEDULED.

DOCKET NO. 990935-GU – Petition for Approval of Experimental Rider FTA-2 (Firm Transportation Aggregation Service 2) and Modifications to Imbalance Cashout Provisions of Rider FTA Program, by Tampa Electric Company d/b/a Peoples Gas System.

RESCHEDULED HEARING:

DATE AND TIME: Tuesday, February 22, 2000, 9:30 a.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: The purpose of the Hearing is for the Commission to take final action in the above-referenced docket.

JURISDICTION: This Commission is vested with jurisdiction over the subject matter by the provisions of Chapter 366, Florida Statutes. These proceedings will be governed by said Chapter as well as Chapter 120, Florida Statutes and Chapters 25-7, 25-22 and 28-106, Florida Administrative Code.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 000005-WS – Annual reestablishment of price increase or decrease index of major categories of operating costs incurred by water and wastewater utilities pursuant to Section 367.081(4), F.S.

DATE AND TIME: February 23, 2000, 9:30 a.m.

PLACE: Commission Conference Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

PURPOSE: To permit parties to present testimony and exhibits relative to the annual reestablishment of price increase or decrease index of major categories of operating costs incurred by water and wastewater utilities pursuant to Section 367.081(4), F.S. and for such other purposes as the Commission may deem appropriate. At the hearing, all parties shall be given the opportunity to present testimony and other evidence on the issues identified by the parties. All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S. and Chapter 25-28, FAC.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior

to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces a public meeting or workshop in the following matter to which all persons are invited.

UNDOCKETED: Workshop concerning non-firm electric service provided by Peninsular Florida investor-owned utilities
 DATE AND TIME: March 27, 2000, 10:00 a.m. – 1:00 p.m.

PLACE: Hillsborough County Commission Board Room, County Center, 601 E. Kennedy Boulevard, Tampa, FL

PURPOSE: To obtain customer input concerning the implementation and application of non-firm rate schedules in Peninsular Florida. Customers of each utility offering non-firm rates will be given the opportunity to address the Commission on their experiences under non-firm electric rates.

A copy of the agenda for this workshop is attached. Additional copies may be obtained by writing: Director, Division of Records and Reporting, Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this workshop because of a physical impairment should call the Division of Records and Reporting, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

AGENDA

- I. Opening remarks (Chairman)
- II. Discussion of procedure (Jenkins)
 - A. Customers divided by serving utility
 - B. Time limits (?)
- III. Comments by customers served by Florida Power Corporation
- IV. Comments by customers served by Florida Power & Light
- V. Comments by customers served by Tampa Electric
- VI. Concluding comments by Staff/Commissioners
- VII. Adjourn no later than 1:00 p.m.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Office of the Governor**, Governor’s Task Force on Capital Cases which was created by Executive Order 2000-1 announces public meetings to which all persons are invited to attend.

DATE AND TIME: January 28, 2000, 9:00 a.m. – 5:00 p.m.
 PLACE: Room 37, Lower Level, Senate Office Building, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussions and presentations regarding (1) evidence of discrimination, if any, in the sentencing of defendants in capital cases, including consideration of race, ethnicity, gender and (2) the possible mental retardation of the defendant.

A copy of the agenda may be obtained by contacting: Tena Pate, (850)488-3494, January 27, 2000, after 3:00 p.m.

DATE AND TIME: February 11, 2000, 9:00 a.m. – 5:00 p.m.
 PLACE: Room 17, Morris Hall, Lower Level, House Office Building, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continuation of previous meetings and discussion of findings. A copy of the agenda may be obtained by contacting: Tena Pate, Governor’s Office, February 10, 2000, after 3:00 p.m.

DATE AND TIME: February 25, 2000, 9:00 a.m. – 5:00 p.m.
 PLACE: Room 110, Entry Level, Senate Office Building, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussions regarding findings and final report.

A copy of the agenda may be obtained by contacting: Tena Pate, Governor’s Office, February 24, 2000, after 3:00 p.m.

If necessary, the Capital Cases Task Force may also meet on February 18, 2000. The need to hold this meeting will be determined by the second meeting of the Task Force. If this meeting is held it will be:

DATE AND TIME: February 18, 2000, 9:00 a.m. – 5:00 p.m.
 PLACE: Room 110, Entry Level, Senate Office Building, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continuation of previous meetings and discussions.

A copy of the agenda may be obtained by contacting: Tena Pate, Governor’s Office, February 17, 2000, after 3:00 p.m.

The **Executive Office of the Governor** announces the next meeting of the Water Advisory Panel to which all interested persons are invited.

DATE AND TIME: February 11, 2000, 9:00 a.m.
 PLACE: Cabinet Meeting Room, The Capitol, Tallahassee, Florida

PURPOSE: The Water Advisory Panel will review and discuss Wastewater and Surface Water applications and supporting documentation to determine if they meet the threshold criteria in Section 3, of Executive Order 99-288.

The completed project applications and supporting documents are submitted to the Panel by the Department of Environmental Protection. The Water Advisory Panel shall then submit a list of surface water restoration projects and a list of wastewater projects to the Governor and the Legislature for funding consideration.

The **Executive Office of the Governor** announces a public meeting of the Florida Geographic Information Advisory Council (GIAC) to which all persons are invited:

DATE AND TIME: February 18, 2000, 10:00 a.m. – 3:00 p.m.

PLACE: EATZ Café, 4055 Esplanade Way, Tallahassee, FL

PURPOSE: A regularly scheduled meeting of the GIAC.

You may acquire additional information and a copy of the agenda from the Geographic Information Board's website <http://als.dms.state.fl.us> or by contacting: Sarah Thomas, (850)414-7798.

REGIONAL PLANNING COUNCILS

The **North Central Florida Local Emergency Planning Committee (LEPC) District 3** announces a meeting to which all persons are invited.

DATE AND TIME: February 18, 2000, 9:30 a.m.

PLACE: Columbia County Emergency Operations Center, 263 N. W. Lake City Avenue, Lake City, Florida

PURPOSE: To conduct the regular business of the Local Emergency Planning Committee.

Any persons deciding to appeal any decision of the Committee with respect to any matter considered at the meeting, may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by contacting: Charles F. Justice, Executive Director, North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, FL 32653-1603.

Persons with disabilities who need assistance may contact us at (352)955-2200, at least two business days in advance to make appropriate arrangements.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, February 16, 2000, 9:00 a.m. – Finance Committee; 9:30 a.m. – Executive Committee

PLACE: 631 North Wymore Road, Suite 1000, Maitland, Florida 32801 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

PURPOSE: Regular meeting of the Executive and Finance Committees.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 16, 2000, 10:00 a.m.

PLACE: 631 North Wymore Road, Suite 1000, Maitland, Florida 32801 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

PURPOSE: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, March 15, 2000, 9:00 a.m. – Finance Committee; 9:30 a.m. – Executive Committee

PLACE: 631 North Wymore Road, Suite 1000, Maitland, Florida 32801 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

PURPOSE: Regular meeting of the Executive and Finance Committees.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 15, 2000, 10:00 a.m.

PLACE: 631 North Wymore Road, Suite 1000, Maitland, Florida 32801 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

PURPOSE: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 19, 2000, 9:00 a.m. – Finance Committee; 9:30 a.m. – Executive Committee

PLACE: 631 North Wymore Road, Suite 1000, Maitland, Florida 32801 (Please call (407)623-1075, Ext. 304, to confirm date, time and place)

PURPOSE: Regular meeting of the Executive and Finance Committees.

A copy of the agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 19, 2000, 10:00 a.m.

PLACE: 631 North Wymore Road, Suite 1000, Maitland, Florida 32801, Please call (407)623-1075, Ext. 304, to confirm date, time and place

PURPOSE: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing to: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751.

NOTICE OF CHANGE – The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, February 14, 2000, 8:15 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., St. Petersburg, FL 33702

PURPOSE: Executive/Budget Committee Meeting.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

NOTICE OF CHANGE – The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, February 14, 2000, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., Suite 219, St. Petersburg, FL 33702

PURPOSE: Regular Council Meeting.

SUBJECTS TO BE CONSIDERED: Routine Council Business; DRI Development Order Amendment Reports; Local Government Comprehensive Plan Reviews; Aging Policy Committee; Agency on Bay Management; Local Emergency Planning Committee; Chairman's Report.

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Southwest Florida Regional Planning Council** announces a public hearing to which all persons are invited:

DATE AND TIME: February 17, 2000, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council Conference Room, 4980 Bayline Drive, 4th Floor, North Fort Myers, FL 33917

PURPOSE: Regular meeting of the Regional Planning Council.

A copy of the proposed agenda may be obtained by writing: Mr. Wayne E. Daltry, Executive Director, Southwest Florida Regional Planning Council, Post Office Box 3455, North Fort Myers, FL 33918-3455.

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

All Council Subcommittee meetings will immediately follow the Council meeting.

Any person requiring special accommodation due to disability or physical impairment should contact Mr. Wayne Daltry, (941)656-7720, at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Daltry using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited:

DATE AND TIME: February 18, 2000, 9:30 a.m.

PLACE: Howard Johnson's Motor Lodge, 950 U.S. Highway One, Stuart, Florida

GENERAL SUBJECT MATTER: To conduct the monthly meeting of the Council.

A copy of the agenda may be obtained by contacting: Treasure Coast Regional Planning Council, 301 E. Ocean Boulevard, Suite 300, Stuart, Florida 34994.

If a person decides to appeal any decision made by the Treasure Coast Regional Planning Council with respect to any matter considered at such meeting or hearing, he will need a record of proceedings and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record indicates the testimony and evidence upon which the appeal is to be based.

The District X, **Local Emergency Planning Committee** announces the following meeting to which all persons are invited.

DATE AND TIME: March 30, 2000, 10:00 a.m.

PLACE: Treasure Coast Regional Planning Council, 301 E. Ocean Boulevard, Suite 300, Stuart, FL 34994

GENERAL SUBJECT MATTER: To conduct a meeting of the Florida District X Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Treasure Coast Regional Planning Council, 301 E. Ocean Boulevard, Suite 300, Stuart, Florida 34994.

If a person decides to appeal any decision made by the Florida District X, LEPC with respect to any matter considered at such meeting or hearing, he will need a record of proceedings and that for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record indicates the testimony and evidence upon which the appeal is to be based.

STATE FAIR AUTHORITY

The Florida **State Fair Authority** announces a meeting of the Full Authority to which all persons are invited:

DATE AND TIME: Monday, February 14, 2000, 3:30 p.m.

PLACE: Bob Thomas Equestrian Center, Florida State Fairgrounds, Tampa, Florida 33610

GENERAL SUBJECT MATTER: Old and New Business; Fair Status Report.

A copy of the agenda may be obtained by contacting: Ms. Ann Menchen, Florida State Fairgrounds, P. O. Box 11766, Tampa, Florida 33680.

If special accommodations are needed to attend this meeting because of a disability, please contact: Ms. Ann Menchen, (813)621-7821, as soon as possible.

METROPOLITAN PLANNING ORGANIZATIONS

The **Metropolitan Planning Organization** for the Orlando Urban Area announces the following public meeting of its Governing Board and Executive Committee to which all persons are invited:

DATE AND TIME: Wednesday, February 9, 2000, 9:00 a.m. and 11:00 a.m. respectively (Please note the new time of the METROPLAN ORLANDO Board meeting)

PLACE: Metroplan Orlando Board Room, 315 East Robinson Street, Suite 355, Orlando, FL 32801

PURPOSE: Regularly Scheduled Board Meeting and Quarterly Executive Committee Meeting.

AGENDA/GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Call to Order
2. Agenda Review
3. Approval of Minutes
4. Consent Items
5. Action Items
6. Presentations, if any.
7. Other Business
8. Chairman's Report
9. Executive Director's Report
10. Legislative Report

A copy of the detailed agenda may be obtained by contacting: Virginia Lewis, Executive Assistant, METROPLAN ORLANDO, 315 East Robinson Street, Suite 355, Orlando, FL 32801, (407)481-5672, Extension 314.

Section 286.0105, Florida Statutes, states that if a person decides to appeal any decision made by a board, agency or commission with respect to any matter considered at a meeting or hearing, he will need a record of the proceedings and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation at this meeting because of a disability or physical impairment should contact METROPLAN ORLANDO, (407)481-5672, at least 48 hours before the meeting.

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

The Florida **Department of Labor and Employment Security, Division of Workers' Compensation**, Special Disability Trust Fund Privatization Commission announces a meeting to which the public is invited.

DATE AND TIME: Thursday, February 10, 2000, 9:00 a.m. – 11:00 a.m.

PLACE: Room 212, The House Office Building, Tallahassee, Florida

PURPOSE: To review and approve a proposed Final Report of the Commission's activities.

For further information regarding the meeting, please contact: Anne Mackenzie, (850)488-4896.

Persons with a disability or handicap requiring reasonable accommodations should contact Anne Mackenzie by telephone at least two business days in advance to make appropriate arrangements. If you are hearing or speech impaired, please contact Anne Mackenzie using the Florida Dual Party Relay System which can be reached, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Department of Labor and Employment Security, Division of Vocational Rehabilitation (VR)** and the Occupational Access and Opportunities Commission (OAOC) in partnership with the Florida Rehabilitation Council (FRC) announce the following public forum.

DATE AND TIME: Wednesday February 23, 2000, 4:00 p.m.

PLACE: Manatee Technical Institute, 5603 34th Street, West, Cafeteria, Bradenton, FL, Contact: Blanca Aguilar (941)278-7317

PURPOSE: To receive comments, suggestions and recommendations concerning the OAOC Transition Plan, organizational structure and design for service delivery and the State Plan to provide Vocational Rehabilitation services to the citizens of Florida.

Copies for review may be obtained through the contact persons below.

Interpreters for the deaf will be available. Individuals requiring other accommodations or assistance should contact the individual listed above no later than 2 days prior to the forum. Written comments may be sent to: Michael Moore, Acting Director, Division of Vocational Rehabilitation, 2002 Old St. Augustine Road, Building A, Tallahassee, FL 32399-0696.

WATER MANAGEMENT DISTRICTS

The **St. Johns River Water Management District** announces a Southern Region Recreation Advisory Council meeting to which all persons are invited. The meeting is scheduled for:

DATE AND TIME: Thursday, February 17, 2000, 6:00 p.m – 8:00 p.m.

PLACE: Brevard County Government Complex, 2725 Judge Fran Jamieson Way, Building C, Third Floor, Florida Room, Viera, FL

PURPOSE: To discuss recreation on District lands in the Southern Region.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Mrs. Linda Lorenzen, (904)329-4262. If you are hearing or speech impaired, please contact the agency by calling (904)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered by the St. Johns River Water Management District's Governing Board, such person may need to ensure that a verbatim record of the meeting is made to include the testimony and evidence upon which appeal is to be based.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATES AND TIMES: February 15, 2000, 3:30 p.m. – 8:00 p.m.; February 16, 2000, 8:00 a.m. – 8:00 p.m.

PLACE: Sheraton Ft. Lauderdale Airport Hotel, 1825 Griffin Road, Dania, Florida

PURPOSE: Governing Board/Senior Management Retreat.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally

recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Darryl Bell, Governing Board/Business Operations Coordinator, District Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33416-4680, (561)682-2529.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: February 18, 2000, 9:30 a.m. – 12:30 p.m.

PLACE: Fort Myers Service Center, 2301 McGregor Blvd., Fort Myers, Florida

PURPOSE: A meeting to review and gather public input on the establishment of minimum flows and levels for the Lower West Coast aquifer system.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Kathy La Martina, (561)682-6325.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: February 18, 2000, 10:00 a.m.

PLACE: Florida Department of Transportation, Auditorium, 1000 Northwest 111th Avenue, Miami, FL

PURPOSE: Meeting to discuss the Lake Belt Detailed Master plan, including wellfield protection and non-mining issues. The Committee's 1999 Progress Report will also be discussed and considered for adoption.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary

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

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Jim Jackson, Project Manager, (561)682-6334.

The South Florida Water Management District announces a regular and special public workshop and meeting which may be conducted by means of or in conjunction with communications technology, specifically by telephonic conference, to which all interested parties are invited:

DATE AND TIME: February 23, 2000, 9:00 a.m.

PLACE: District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Governing Board special workshop and meeting to discuss and consider Governing Board business, water supply briefing and Lake Okeechobee issues.

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

Copies of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceedings are made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Darryl Bell, Governing Board/Business Operations Coordinator, (561)682-2529.

The South Florida Water Management District announces a public meeting to which all interested parties are invited:

DATE AND TIME: February 24, 2000, 9:30 a.m. – 12:00 Noon

PLACE: Fort Myers Service Center, 2301 McGregor Blvd., Fort Myers, Florida

PURPOSE: The Caloosahatchee Advisory Committee will meet to review the Draft Caloosahatchee Water Management Plan.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Janet Starnes, (941)338-2929.

The South Florida Water Management District announces a public meeting to which all interested parties are invited:

DATE AND TIME: February 24, 2000, 1:30 p.m. – 4:00 p.m.

PLACE: District Headquarters, B-1 Building, Storch Room, 3rd Floor, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: A meeting of the Agricultural Advisory Committee to discuss and take positions on agricultural issues on which it will advise the Governing Board.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Woodie Van Voorhees, (561)682-6332.

The South Florida Water Management District announces a public meeting to which all interested parties are invited:

DATE AND TIME: February 25, 2000, 1:30 p.m. – 4:30 p.m.

PLACE: Fort Myers Service Center, 2301 McGregor Blvd., Fort Myers, Florida

PURPOSE: A meeting of the Lower West Coast Water Supply Plan Advisory Committee to review and gather public input on the Plan.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary

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

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: Mark Elsner, (561)682-6156.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATES AND TIME: February 16, 2000; March 2, 2000; March 16, 2000; March 23, 2000, 8:00 a.m. – 12:00 Noon

PLACE: South Florida Water Management District, B-1 Governing Board Chambers, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: A meeting of Modeling Results and Certainty Sub-Committee for the Lower East Coast Water Regional Water Supply Plan Advisory Committee to review computer model results and discuss the development of the Lower East Coast Regional Water Supply Plan. Some of these meetings may be cancelled. Please call Margie Hernandez, (561)682-6623, to confirm the meeting date.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: John Mulliken, Lower East Coast Regional Water Supply Plan Project Manager, (561)682-6649.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATES AND TIME: February 16, 2000; March 2, 2000; March 16, 2000; March 23, 2000, 1:00 p.m. – 5:00 p.m.

PLACE: South Florida Water Management, District B-1 Governing Board Chambers, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: Special meetings for the Lower East Coast Regional Water Supply Plan Advisory Committee to focus on five service areas: North Palm Beach, Service Area 1, Service

Area 2, Service Area 3 and Lake Okeechobee Service Area. Some of these meetings may be cancelled. Please call Margie Hernandez, (561)682-6623, to confirm the meeting date.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact: Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: John Mulliken, Lower East Coast Regional Water Supply Plan Project Manager, (561)682-6649.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: March 31, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: District Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

PURPOSE: A meeting of the Lower East Coast Regional Water Supply Plan Advisory Committee to discuss the completion of the Lower East Coast Water Supply Plan.

A copy of the agenda may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact: Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

Those who desire more information may contact: John Mulliken, Lower East Coast Regional Water Supply Plan Project Manager, (561)682-6649.

**COMMISSION FOR THE TRANSPORTATION
DISADVANTAGED**

The Florida **Commission for the Transportation Disadvantaged** announces a Public Hearing to which all persons are invited.

DATE AND TIME: Wednesday, February 23, 2000, 5:30 p.m. – completion

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida, (904)355-6664

PURPOSE: To receive public comments or concerns on transportation disadvantaged services.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Tiffany McNabb at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS #49, Tallahassee, FL 32399-0450, (850)488-6036 or 1(800)983-2435 or 1(800)648-6084 (TDD only). The hearing is subject to change upon chairperson's request.

The Florida **Commission for the Transportation Disadvantaged** announces a Full Commission Meeting to which all persons are invited.

DATE AND TIME: Thursday, February 24, 2000, 8:30 a.m. – completion

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida, (904)355-6664

PURPOSE: To discuss the regular business of the Commission for the Transportation Disadvantaged.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact Tiffany McNabb at the following address and telephone number: Commission for the Transportation Disadvantaged, 605 Suwannee Street, MS #49, Tallahassee, FL 32399-0450, (850)488-6036 or 1(800)983-2435 or 1(800)648-6084 (TDD only). The meeting is subject to change upon chairperson's request.

REGIONAL UTILITY AUTHORITIES

The **Withlacoochee Regional Water Supply Authority** announces that the Authority will hold its regular February meeting as scheduled. This is a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, February 16, 2000, 4:30 p.m.

PLACE: Hernando Co. Government Center, County Commission Chambers, 20 N. Main Street, Brooksville, FL 34601

GENERAL MATTER TO BE CONSIDERED: To conduct regular business of the Authority.

A copy of the agenda may be obtained by writing: Withlacoochee Regional Water Supply Authority, P. O. Drawer 190, Tallahassee, FL 32302.

Although these board meetings are normally recorded, affected persons are advised that it may be necessary for them to make their own arrangements if a verbatim record of the meeting is needed, including testimony and evidence upon which any appeal is to be based.

SPACEPORT FLORIDA AUTHORITY

The **Florida Space Research Institute (FSRI)** will hold a public meeting:

DATE AND TIME: February 23, 2000, 10:00 a.m. – no earlier than 2:00 p.m.

PLACE: Cocoa Campus of Brevard Community College, Community Dining Room, 1519 Clearlake Road, Cocoa, Florida 32923.

PURPOSE: Discussions on the charter, focus and structure of the FSRI.

The FSRI is a legislatively established independent academic institute responsible for combining the capabilities and interests of universities and colleges statewide to support the needs of the state's space industry.

For more information about FSRI or this meeting, contact: Edward Ellegood, (321)730-5301, Extension 1105.

If an accommodation is needed for a disability or physical impairment, please contact the above at least seven (7) days prior to the meeting.

DEPARTMENT OF ELDER AFFAIRS

The **State Long-Term Care Ombudsman Council** announces a public meeting for all districts in Florida to which all persons are invited.

DATE AND TIME: February 17, 2000, 9:00 a.m.

CITY: District One, Pensacola, FL

DATE AND TIME: February 16, 2000, 10:00 a.m.

CITY: District Two, Blountstown, FL

DATE AND TIME: February 17, 2000, 12:30 p.m.

CITY: District Three-A, Gainesville, FL

DATE AND TIME: February 10, 2000, 1:00 p.m.

CITY: District Three-B, Ocala, FL

DATE AND TIME: February 15, 2000, 12:00 Noon

CITY: District Four, St. Augustine, FL

DATE AND TIME: February 17, 2000, 1:30 p.m.

CITY: District Five A, Largo, FL

DATE AND TIME: February 10, 2000, 1:30 p.m.

CITY: District Five B, New Port Richey, FL

DATE AND TIME: February 15, 2000, 10:00 a.m.

CITY: District Six, Tampa, FL

DATE AND TIME: February 3, 2000, 12:30 p.m.

CITY: District Seven, Orlando, FL

DATE AND TIME: February 1, 2000, 11:00 a.m.

CITY: District Eight, Ft. Myers, FL

DATE AND TIME: February 21, 2000, 2:30 p.m.

CITY: District Nine, West Palm Beach, FL

DATE AND TIME: February 8, 2000, 1:30 p.m.

CITY: District Ten, Plantation, FL

DATE AND TIME: February 21, 2000, 1:15 p.m.

CITY: District Eleven-South, S. Miami, FL

DATE AND TIME: February 10, 2000, 10:30 a.m.
 CITY: District Eleven-North, N. Miami, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Issues related to the Long-Term Care Ombudsman Program.
 You may contact the State Long-Term Care Ombudsman
 Office, (850)488-6190, for further information.

The **State Long-Term Care Ombudsman Council** announces a public Quarterly meeting to which all persons are invited:

COMMITTEE MEETINGS

DATE AND TIME: Thursday, February 3, 2000, 4:00 p.m.
 GENERAL SESSION

DATE AND TIME: Friday, February 4, 2000, 8:30 a.m.
 PLACE: The Sheraton Suites, Tampa Airport, 4400 West
 Cypress Street, Tampa, Florida, Telephone (814)873-8675
 GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Issues related to the Long-Term Care Ombudsman Program.
 You may contact the office of the Long-Term Care
 Ombudsman, (850)488-6190, for more information.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration**, Medicaid
 Formulary Study Panel announces a meeting to which all
 persons are invited:

DATE AND TIME: Thursday, February 17, 2000, 10:00 a.m.
 – 1:00 p.m.

PLACE: Turnbull Conference Center, Florida State University,
 555 West Pensacola Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Panel discussion to review the draft Medicaid Formulary Study
 Panel Report for the Governor and Legislature and make final
 recommendations.

Persons in need of special accommodations to participate in the
 meeting may contact: Donna Hollaway, Post Office Box
 12600, Tallahassee, Florida 32317-2600, (850)488-3560.

The meeting is subject to change upon chairperson's request.

DEPARTMENT OF MANAGEMENT SERVICES

The **Department of Management Services**, Wireless 911
 Board announces the following meeting schedule information:

DATES AND TIME: February 8-10, 2000, 9:00 a.m. – 5:00
 p.m.

PLACE: Embassy Suites at Baymeadows, Jacksonville,
 Florida

DATES AND TIME: February 22–24, 2000, 9:00 a.m. – 5:00
 p.m.

PLACE: Sea Turtle Inn, Atlantic Beach, Jacksonville, Florida

DATES AND TIME: March 14-16, 2000, 9:00 a.m. – 5:00
 p.m.

PLACE: Lakeside Inn, Mount Dora, FL

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

The Florida **State Boxing Commission** announces an Official
 Commission Meeting to which all interested persons are
 invited.

DATE AND TIME: February 21, 2000, 10:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport,
 Tampa, Florida 33607, (813)879-5151

PURPOSE: Official Commission Meeting.

A copy of the agenda may be obtained by writing: Florida State
 Boxing Commission, 1940 North Monroe Street, Tallahassee,
 Florida 32399-1016.

If any person decides to appeal any decision made by the
 Commission with respect to any matter considered at this
 meeting, he/she may need to ensure that a verbatim record of
 the proceedings is made, which will include the testimony and
 evidence upon which the appeal is to be based.

For further information contact: Florida State Boxing
 Commission, 1940 North Monroe Street, Tallahassee, Florida
 32399-1016.

Any persons requiring special accommodations at this meeting
 because of a disability or physical impairment should contact:
 Kelly Harris, Florida State Boxing Commission, at least five
 calendar days prior to the meeting.

The **Department of Business and Professional Regulation,
 Pilotage Rate Review Board** announces the following public
 meeting to be held by telephone conference call to which all
 persons are invited to attend.

DATE AND TIME: February 24, 2000, 12:30 p.m.

PLACE: Access Phone Number (850)921-6623, Suncom
 291-6623

PURPOSE: Board meeting to approve order from the January
 21, 2000 Rate Hearing for the Port of Miami.

To obtain a copy of the agenda, further information or submit
 written or other physical evidence, contact in writing: Board of
 Pilot Commissioners, 1940 N. Monroe St., Tallahassee,
 Florida 32399.

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

Any person requiring a special accommodation at this meeting
 because of a disability or physical impairment should contact
 The Board Office, (850)488-0698, at least five calendar days
 prior to the meeting. If you are hearing or speech impaired,

please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Electrical Contractors' Licensing Board** announces an Official Board and Committee Meeting via Telephone Conference Call to which all interested persons are invited.

DATE AND TIME: February 15, 2000, 9:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, Electrical Contractor's Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0771, Telephone (850)488-3109, Fax (850)922-2918

PURPOSE: Official Board Meeting.

A copy of the agenda may be obtained by writing: Board Office, 1940 North Monroe Street, Tallahassee, Florida 32399-0771.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she may need to ensure that a verbatim record of the proceedings is made, which will include the testimony and evidence upon which the appeal is to be based.

For further information contact: Florida Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0771.

Any persons requiring special accommodations at this meeting because of a disability or physical impairment should contact Susan McAleer, Electrical Contractors' Licensing Board at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call Susan McAleer using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Funeral Directors and Embalmers** announces the following meetings to which all parties are invited to attend.

DATE AND TIME: February 16, 2000, 2:00 p.m.

PURPOSE: Rules Committee meeting, Finance Committee meeting, immediately followed by Probable Cause Panel meeting, agenda available on request.

DATE AND TIME: February 17, 2000, 9:00 a.m.

PURPOSE: General Board and Business Meeting.

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL 32399, (850)488-8690

To obtain a copy of the agenda, further information or submit written or other physical evidence contact in writing: Board of Funeral Directors and Embalmers, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Board Office, (850)488-8690, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Pilot Commissioners** announces a Conference Call meeting to discuss deputy advancements to which all persons are invited.

DATE AND TIME: February 14, 2000, 11:00 a.m. Eastern Standard Time

PURPOSE: Deputy Advancements.

DATE AND TIME: March 10, 2000, 11:00 a.m. Eastern Standard Time

PURPOSE: Deputy Advancements

ACCESS PHONE #: (850)921-5590, Suncom 291-5590

PLACE: Dept. of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, FL 32399-0773

A copy of the agenda may be obtained by writing: Board of Pilot Commissioners, 1940 North Monroe Street, Suite 60, Tallahassee, FL 32399-0773.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings and for such purpose he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Persons requiring special accommodations due to disability or physical impairment should contact Juanita Chastain, Board of Pilot Commissioners, (850)487-7991, at least five working days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Pilot Commissioners** announces the following meeting to be held by telephone conference call to which all persons are invited to attend.

DATE AND TIME: February 23, 2000, 3:00 p.m.

PLACE: Access Phone Number (850)921-2470, Suncom 291-2470

PURPOSE: Board meeting to declare final number of deputy pilot openings.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Board Office, (850)488-0698, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Professional Engineers** announces a public meeting of the Educational Advisory and Application Review Committees which all persons are invited:

DATE AND TIME: Wednesday, February 16, 2000, 8:00 a.m. or as soon thereafter

PLACE: Florida Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

PURPOSE: Review of applications for examination and/or licensure by endorsement and to review applications of foreign educated applicants.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal and decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty eight (48) hours before the meeting by contacting: Dennis Barton, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public meeting to conduct the business of the Board, including committee business which all persons are invited:

DATES AND TIMES: Tuesday, February 22, 2000, 1:00 p.m. or as soon thereafter; continuing Wednesday, February 23, 2000, 8:30 a.m. if business of the Board is not concluded

PLACE: Best Western Gateway Grand, 4200 N. W. 97th Boulevard, Gainesville, FL 32606

PURPOSE: General Business of the Board.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301.

If any person decides to appeal and decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty eight (48) hours before the meeting by contacting: Dennis Barton, (850)521-0500.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a Citizens Advisory meeting to which all person are invited:

DATE AND TIME: February 8, 2000, 3:00 p.m.

PLACE: Room 501-C & D, 160 Governmental Center, Pensacola, Florida 32501

PURPOSE: The Northwest Citizens Advisory Panel meeting will include a discussion regarding the fecal coliform portion of DEP's Weekly Water Quality Report. In addition, we will talk about the microbiological and other water quality work the University of West Florida scientists plan to do for the Escambia County Health Department in Bayous Chico, Grande and Texar.

A copy of the agenda may be obtained by writing: Department of Environmental Protection, 160 Governmental Center, Pensacola, Florida 32501 or by calling Dick Fancher, (850)595-8300.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting: Personnel Service Specialist, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

The **Department of Environmental Protection** announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, February 15, 2000, 10:00 a.m. – 4:45 p.m.

PLACE: Palm Beach County, Department of Environmental Resources Management, Building 509, 5th Street, West Palm Beach, Florida 33401

PURPOSE: Initial meeting of the Lake Okeechobee Technical Advisory Committee (Lake Okeechobee TAC). The purpose of the Lake Okeechobee TAC is to assist in the development of a Total Maximum Daily Load (TMDL) for total phosphorus in

Lake Okeechobee. Discussion will include the in-lake phosphorus concentration target, the in-lake cycling of phosphorus, the role of sediments in phosphorus cycling and the formulation of a method for determining allowable phosphorus loading to the lake.

A copy of the agenda for the meeting may be obtained by contacting: Kim Shugar, Department of Environmental Protection, 2600 Blair Stone Road, MS #3525, Tallahassee, Florida 32399-2400 or by calling Kim Shugar, (850)921-9395. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting the Personnel Services Specialist, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

The Division of Water Resource Management, **Department of Environmental Protection** announces a meeting of the Nonmandatory Land Reclamation Committee. All interested parties are invited.

DATE AND TIME: February 16, 2000, 9:00 a.m.

PLACE: Southwest Florida Water Management District, Conference Room, 170 Century Blvd., Highway 60, Bartow, Florida 33830

PURPOSE: To discuss: a) Nonmandatory Eligible Lands Inventory Update; b) Sufficiency analysis of the Nonmandatory Land Reclamation Trust Fund; and; c) Priority of nonmandatory program applications for the 2000-01 funding cycle.

If accommodation for a disability is needed to participate in this activity, please notify Personnel Services Specialist, Bureau of Personnel, (850)488-2996 or 1(800)955-8771 (TDD), at least forty-eight (48) hours before the meeting.

For further information or to obtain a copy of the agenda, contact: Joseph Bakker, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310-3760, (850)488-8217.

The **Department of Environmental Protection** announces a series of public meetings of the 303(d) List Methodology Technical Advisory Committee to which all interested persons are invited.

DATE AND TIME: Thursday, February 17, 2000, 9:00 a.m.

PLACE: City Hall Building, 180 Governmental Center, Hagler-Mason Room, Pensacola, Florida 32501

DATE AND TIME: Thursday, March 16, 2000, 9:00 a.m.

PLACE: Department of Environmental Protection, Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399

DATE AND TIME: Thursday, April 20, 2000, 9:00 a.m.

PLACE: Doyle Conner Auditorium, 1911 Southwest 34th Street, Gainesville, Florida 32608

DATE AND TIME: Friday, May 19, 2000, 9:30 a.m.

PLACE: Orlando Public Library, 101 East Central Boulevard, The Oak Room, Orlando, Florida 32801

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Personnel Services Specialist, Bureau of Personnel, (850)488-2996. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss development of a methodology and rule to identify impaired waters for inclusion on the state's 303(d) list.

A copy of the agenda for the meeting may be obtained by writing: Mr. Jan Mandrup-Poulsen, Department of Environmental Protection, 2600 Blairstone Road, Water Quality Assessment Section, MS #3555, Tallahassee, Florida 32399-2400 or by calling Mr. Manandrup-Poulsen, (850)921-9488.

The **Department of Environmental Protection**, Governor's Commission for the Everglades announces a public meeting to which all persons are invited.

DATES AND TIME: February 18, 2000 (tentative); February 28, 2000, 8:00 a.m. – 7:00 p.m. (Please contact the Commission office to confirm that each of these meetings will take place and for verification of meeting time and location)

PLACE: February 18, 2000 – South Florida Water Management District Headquarters, West Palm Beach, FL; February 28, 2000 – Senate Office Building, adjacent to the Capital Building, Tallahassee, FL

PURPOSE: The Commission will meet to discuss and finalize recommendations on funding the Comprehensive Everglades Restoration Plan (Restudy) to be presented to Governor Bush.

If an accommodation is needed for a disability in order to participate in this activity, please notify: Cathy Mills, (850)488-2996 or 1(800)955-8771, at least seven days prior to the event.

Further information may be obtained by writing or calling: Roberto Torres, Governor's Commission for the Everglades, 1550 Madruga Ave., Suite 412, Coral Gables, FL 33146, Telephone (305)669-6973.

The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, February 22, 2000, 7:00 p.m. (EST)

PLACE: Rosenstiel School of Marine and Atmospheric Sciences, Auditorium, 4600 Rickenbacher Causeway, Miami, FL 33149

PURPOSE: To receive comments regarding management and land uses for Bill Baggs Cape Florida State Recreation Area subsequent to the development of a management plan for the park.

Special accommodations for persons with disabling conditions should be requested in writing at least 48 hours in advance of this meeting. Any request for special accommodations can be made by writing: Department of Environmental Protection, Division of Recreation and Parks, District 5, Administration, 13798 Southeast Federal Highway, Hobe Sound, Florida 33455.

DEPARTMENT OF HEALTH

The Florida **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 14, 2000, 10:30 a.m.

PLACE: Department of Health, 2585 Merchants Row Boulevard, Prather Bldg., Room 140J, Tallahassee, FL

PURPOSE: To discuss collaboration and early utilization of data accumulated on child health insurance in Florida, "The Kid-Care Program".

Staff from Department of Health, Agency for Health Care Administration, Institute for Child Health Policy and Healthy Kids Corporation have been invited. Any person interested in this matter may attend.

A copy of the agenda may be obtained by writing: Florida Department of Health, 2020 Capital Circle, S. E., Bin #A00, Tallahassee, FL 32399-1701, Attn.: Vickie-Jean Sohn.

The Florida **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 17, 2000, 10:00 a.m.

PLACE: Department of Health, 4025 Esplanade Way, 3rd Floor, Room 103, Tallahassee, Florida

PURPOSE: To provide recommendations to the Children's Medical Services Program office on the implementation of the Children's Medical Services Network.

A copy of the agenda may be obtained by writing: Florida Department of Health, Children's Medical Services, 2020 Capital Circle, S. E., Bin #A06, Tallahassee, Florida 32399-1707.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency sending the notice not later than five working days prior to the proceeding at the address given on the notice, Telephone (850)245-4200.

The **Department of Health**, Community Environmental Health Advisory Board announces a meeting to be held by way of telephone conference hookup.

DATE AND TIME: February 24, 2000, 12:00 p.m. – 2:00 p.m. EST

PLACE: Number 1(800)826-6115

PURPOSE: To conduct general business of the board.

A passcode for the call and a copy of the agenda may be obtained by writing: Ric Mathis, Department of Health, Bureau of Facility Programs, 2020 Capital Circle, S. E., BIN #A08; Tallahassee, FL 32399-1710, or by calling (850)487-0004.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 5 days before the workshop/hearing/meeting by contacting the board office, (850)487-0004. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the council with respect to any matter considered at the above-cited meeting, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The Florida **Board of Acupuncture** will hold a Probable Cause Panel meeting to which all persons are invited:

DATE AND TIME: Wednesday, March 29, 2000, 8:30 a.m.

PLACE: Ramada Inn, 2900 N. Monroe Street, Tallahassee, Florida 32303, (850)386-1027

PURPOSE: To review reconsideration cases.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based.

A copy of any item on the agenda may be obtained by writing: William H. Buckhalt, Executive Director, Board of Acupuncture, 2020 Capital Circle, S. E., BIN #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-6016. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Barber, (850)488-6016, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Mr. Buckhalt using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Acupuncture** and Committees will hold the following Meeting to which all persons are invited:

DATES AND TIMES: Tuesday, March 28, 2000, 7:00 p.m.;
Wednesday, March 29, 2000, 9:00 a.m.

PLACE: Ramada Inn, 2900 N. Monroe Street, Tallahassee, Florida 32303, (850)386-1027

PURPOSE: To conduct Board Business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.

A copy of any item on the agenda may be obtained by writing: Mr. William H. Buckhalt, Executive Director, Board of Acupuncture, 2020 Capital Circle, N. E., BIN #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-6016. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Penny Perkins, (850)488-6016, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Penny Perkins using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health, Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling** announces Probable Cause Panel meetings to be held via telephone conference call. Several cases in which a finding of probable cause has already been found will be reconsidered. All interested parties are invited to attend. The conference calls will be held as follows:

Marriage & Family Therapy

DATE AND TIME: Wednesday, February 16, 2000, 9:00 a.m.,
PLACE: Telephone Number (850)921-6455, Suncom 291-6455

Clinical Social Work

DATE AND TIME: Wednesday, February 16, 2000, 10:30 a.m.

PLACE: Telephone number (850)921-6513, Suncom 291-6513
Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 1940 North Monroe Street, Tallahassee, FL 32399

PURPOSE: Probable Cause Panel Meeting and Reconsideration of probable cause cases for Marriage & Family Therapy and Clinical Social Work.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, FL 32399-3258.

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

Those who are hearing impaired; using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster, (850)487-1129.

The Florida **Board of Dentistry** will hold a Rules Workshop to which all persons are invited:

DATE AND TIME: Thursday, March 2, 2000, 9:00 a.m.

PLACE: Jacksonville Marriott, 4670 Salisbury Road, Jacksonville, FL, (904)296-2222

PURPOSE: To discuss non-profit permit issues; issuance of teaching permits to foreign trained dentists; x-rays on mannequin only-radiology training programs; and access to legal ownership.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based.

A copy of any item on the agenda may be obtained by writing: William H. Buckhalt, Executive Director, Board of Dentistry, 2020 Capital Circle, S. E., BIN #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-6016. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Barber, (850)488-6016, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Barber using the Florida Dual Party Relay System which can be reached, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Dentistry** will hold the following meetings to which all persons are invited:

DATES AND TIMES: Thursday, March 2, 2000, Committees begin immediately following the Rules Workshop with the General Business Meeting following and reconvening on Friday, March 3, 2000, 8:00 a.m.

PLACE: Jacksonville Marriott, 4670 Salisbury Road, Jacksonville, FL 32256, (904)296-2222

PURPOSE: To conduct Board business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.

A copy of any item on the agenda may be obtained by writing: Mr. William H. Buckhalt, Executive Director, Board of Dentistry, 2020 Capital Circle, S. E., Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-6016. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Barber, (850)488-6016, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Linda Barber using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Medicine**, Probable Cause Panel (South), announces a meeting to which all persons are invited.

DATE AND TIME: Friday, February 11, 2000, 2:00 p.m. or soon thereafter

PLACE: Miami International Airport Hotel, Miami, Florida, (305)871-4100

PURPOSE: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at P. O. Box 14229, Tallahassee, Florida 322317-4229, Telephone (850)922-2414, 1(800)955-8771(TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Council on Physician Assistants** announces a telephone conference call.

DATE AND TIME: Wednesday, February 16, 2000, 12:30 p.m.

PLACE: Via Meet Me Number (850)921-2530, Suncom 291-2530

PURPOSE: To conduct general business of the Council.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Council on Physician Assistants, (850)488-3622, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Council on Physician Assistants using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 2020 Capital Circle, S. E., Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: March 2, 2000, 9:00 a.m.

PLACE: Florida Association of Realtors, 7025 Augusta National Drive, Orlando, FL 32822, Telephone (407)438-1400

PURPOSE: Identify and discuss issues relating to onsite sewage treatment and disposal systems which may require changes to Chapter 64E-6, Florida Administrative Code.

A copy of the agenda may be obtained by contacting: Shirley Kugler, Department of Health, Bureau of Water and Onsite Sewage Programs, 2020 Capital Circle, S. E., Bin #A08, Tallahassee, Florida 32399-1713.

The **Miami-Dade County Health Department** announces a meeting of the Tobacco-Free Miami-Dade Community Partnership.

DATE AND TIME: Wednesday, February 9, 2000, 12:00 p.m. – 2:00 p.m.

PLACE: American Cancer Society's Winn-Dixie Hope Lodge Center, 1121 N. W. 14th Street, Miami, FL

PURPOSE: Monthly meeting.

A copy of the agenda can be obtained by contacting: Christine Kelly, (305)377-5010, Ext. 118.

If special accommodations are needed to attend this meeting because of a disability, please contact Christine Kelly as soon as possible.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Health and Human Services Board of the **Department of Children and Family Services**, District 15 announces the following public meeting to which all persons are invited.

COMMUNITY BASED CARE

DATES AND TIME: February 9 and 10, 2000, 9:00 a.m.
 PLACE: Benton Regional Service Center, 337 North 4th Street, Room 104, Fort Pierce, Florida
 For more information, please contact: Betty Robinson, HHSB Liaison, 337 North 4th Street, Fort Pierce, FL 34950, (561)467-4174.

The **Department of Children and Family Services**, District 12, Health and Human Services Board announces a public meeting to which all persons are invited.

DATE AND TIME: February 18, 2000, 9:00 a.m.
 PLACE: Daytona Beach Regional Service Center, 210 N. Palmetto Avenue, Conference Room 148, Daytona Beach, Florida
 PURPOSE: Regular business.

A copy of the agenda may be obtained by writing: Department of Children and Family Services, 210 N. Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn.: Denise Kelly.

If you need special accommodations (i.e. assisted listening devices, sign language interpreter, etc.) please notify Denise Kelly, (904)238-4648, at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please use Florida Relay Service for TDD or TTY at 1(800)955-8771.

The **Department of Children and Family Services** announces a public meeting to obtain input for the development and implementation of Community-Based Care for child protection and related services.

DATE AND TIME: Friday, February 18, 2000, 9:30 a.m. – 4:00 p.m.
 PLACE: Professional Development Center, University of South Florida, 13301 Bruce B. Downs Blvd., Tampa, Florida, Telephone (813)974-9235

PURPOSE: A series of Project Teams have been formed around the most critical issues surrounding the transition to Community-Based Care within the Department. The Project Teams will be composed of qualified representatives of the Department and community-based organizations. Project Teams will analyze relevant data, gather feedback and reviews from stakeholders, assess the merits of various options and strategies and develop general recommendations regarding the issues. This will be the first meeting for the Project Teams.

It is anticipated that there will be Project Teams for the following issues: Administration, Management Information, Financial Management, Technical Assistance and Training, Population and Practice Essentials, Building Community Partnerships, Quality Assurance and Improvement, Communication, Legal Services, Human Resources and Integration.

Participants of this first meeting should report to the front lobby of the Professional Development Center for meeting room location.

A copy of the Project Team descriptions and further information can be obtained by calling: Rita Cook, Office of Mission Support and Planning, (850)921-2737.

NOTICE OF CHANGE – The **Department of Children and Family Services**, Health and Human Services Board, Advisory Community Based Care Council meeting date has been changed. Notice is hereby given that the following change has been made in Vol. 26, No. 4, January 28, 2000, Florida Administrative Weekly.

The Advisory Community Based Care Council meeting has been changed to:

DATE AND TIME: Thursday, February 24, 2000, 3:00 p.m.
 PLACE: Fort Meade Community Center, 10 S. W. Third Street, Fort Meade, FL

NAVIGATION DISTRICTS

The Board of Commissioners of the **Florida Inland Navigation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, February 19, 2000, 9:00 a.m.
 PLACE: The Radisson Hotel North Hutchinson Island, 2600 North A-1-A, Fort Pierce, St. Lucie County, Florida

PURPOSE: A meeting and workshop of the Board of Commissioners to conduct the regular business of the District. Additionally, the District’s Land Acquisition and Management Committee will meet.

Please contact the District Office, 1314 Marcinski Road, Jupiter, FL 33477, Telephone (561)627-3386, for more information.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need a record of the proceeding and for such purposes, they may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the District prior to the meeting.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting of the Board of Directors to which all interested parties are invited:

DATE AND TIME: February 17, 2000, 1:00 p.m.
 Fiscal Committee; Guarantee Committee; Professional Services Selection Committee; FHFC Board Workshop

PLACE: Florida Housing Finance Corporation, 227 North Bronough Street, 6th Floor, Seltzer Room, Tallahassee, Florida 32301-1329

PURPOSE:

- (1) Consider review and/or approve recommendations made by the Fiscal Committee.
- (2) Consider review and/or approve recommendations made by the Guarantee Program Committee.
- (3) Consider review and/or approve recommendations made by the Professional Services Selection Committee.
- (4) Consider review and/or approve recommendations made by the Executive Committee.
- (5) Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds on upcoming multifamily issues.
- (6) Consider financing and inducement resolutions for various multifamily developments, under any multifamily program, including the ranking of projects.
- (7) Consider approval of trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
- (8) 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.
- (9) Consider adopting resolutions authoring negotiated or competitive sale of bonds on various single-family and multifamily issues.
- (10) Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
- (11) 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.
- (12) Consider and adopt targeting for use of the 1998 Multifamily Tax Exempt Bond Allocation.
- (13) Consideration of approval of underwriters for inclusion on approved master list and teams.
- (14) Consideration of all necessary actions with regard to the HOME Rental Program.
- (15) Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
- (16) Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
- (17) Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
- (18) Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
- (19) Consideration of all necessary actions with regard to the Home Ownership Programs.

(20) Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.

A copy of the agenda may be obtained by contacting: Mary Floyd, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Telephone number (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Mary Floyd, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings and that, for such purpose he or she may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Florida Housing Finance Corporation** announces a public meeting of the Board of Directors to which all interested parties are invited:

Fiscal Committee; Guarantee Committee; Professional Services Selection Committee; FHFC Board Meeting

DATE AND TIME: February 18, 2000, 9:00 a.m.

PLACE: Tallahassee City Hall Commission Chambers, 300 South Adams Street, Tallahassee, Florida 32301

PURPOSE:

- (1) Consider, review and/or approve recommendations made by the Fiscal Committee.
- (2) Consider, review and/or approve recommendations made by the Guarantee Program Committee.
- (3) Consider, review and/or approve recommendations made by the Professional Services Selection Committee.
- (4) Consider, review and/or approve recommendations made by the Executive Committee.
- (5) Authorize the Corporation Staff to proceed with all actions necessary for the sale of bonds on upcoming multifamily issues.
- (6) Consider financing and inducement resolutions for various multifamily developments, under any multifamily program, including the ranking of projects.
- (7) Consider approval of trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.

- (8) 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.
- (9) Consider adopting resolutions authoring negotiated or competitive sale of bonds on various single-family and multifamily issues.
- (10) Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
- (11) 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.
- (12) Consider and adopt targeting for use of the 1998 Multifamily Tax Exempt Bond Allocation.
- (13) Consideration of approval of underwriters for inclusion on approved master list and teams.
- (14) Consideration of all necessary actions with regard to the HOME Rental Program.
- (15) Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
- (16) Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
- (17) Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
- (18) Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
- (19) Consideration of all necessary actions with regard to the Home Ownership Programs.
- (20) Consideration of all necessary actions, for initiating new rules or rule amendments on an emergency or non-emergency basis.

A copy of the agenda may be obtained by contacting: Mary Floyd, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, Telephone number (850)488-4197.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Mary Floyd, Florida Housing Finance Corporation, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings and that, for such purpose he or she may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

FISH AND WILDLIFE CONSERVATION COMMISSION

You are hereby notified that the **Advisory Council on Environmental Education** will meet on:

DATE AND TIME: Tuesday, February 15, 2000, 10:00 a.m. – completion of business

PLACE: Fourth Floor, Conference Room, Florida Marine Research Institute, 100 Eighth Avenue, S. E., St. Petersburg, Florida

PURPOSE: General Business Meeting.

If an accommodation is needed for a disability in order to participate in this activity, please notify staff, (850)487-0123, at least seven (7) days prior to the activity. If you are hearing or speech impaired, please contact staff by calling (850)488-9542 (TDD).

The **Fish and Wildlife Conservation Commission**, Division of Law Enforcement announces a meeting of the Boating Safety Education Ad-Hoc Committee of the Boating Advisory Council, to which all persons are invited:

DATE AND TIME: February 24, 2000, 4:00 p.m. – 5:30 p.m.

PLACE: Fish and Wildlife Conservation Commission, 620 S. Meridian Street, Farris Bryant Building, 2nd Floor, Conference Room, Tallahassee, Florida

PURPOSE: Committee meeting to address boating safety education in Florida.

An agenda of the meeting may be obtained by contacting: Division of Law Enforcement, Boating Advisory Council, 620 South Meridian Street, Tallahassee, Florida 32399-1600, or by calling Paul Ouellette or Shelly Gurr, (850)488-5600.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should notify Andrena Knicely, (850)487-1406, at least 5 days before the preceding event.

The **Fish and Wildlife Conservation Commission**, Division of Law Enforcement announces the following Boating Advisory Council public meeting, to which all persons are invited:

DATE AND TIME: February 25, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: Fish and Wildlife Conservation Commission, 620 S. Meridian Street, Farris Bryant Building, 2nd Floor, Conference Room, Tallahassee, Florida

PURPOSE: Meeting of the Boating Advisory Council.

An agenda of the meeting may be obtained by contacting: Division of Law Enforcement, Boating Advisory Council, 620 South Meridian Street, Tallahassee, Florida 32399-1600, or by calling Jim Brown or Shelly Gurr, (850)488-5600.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this meeting should notify Andrena Knicely, (850)487-1406, at least 5 days before the preceding event.

ENTERPRISE FLORIDA

The **Enterprise Florida**, Quick Response Training Advisory Committee announces a conference call meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 9, 2000, 9:00 a.m.

PLACE: Conference Call Number (850)488-5778 or Suncom 278-5778

PURPOSE: To make recommendations on pending applications.

A copy of the agenda may be obtained by writing: Judy Culbreath, Program Director, Enterprise Florida Quick Response Training Program, 325 John Knox Road, Building 200, Tallahassee, Florida 32303.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Jayne Burgess, (850)922-8645, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

FLORIDA CORRECTIONS ACCREDITATION COMMISSION

The **Florida Corrections Accreditation Commission** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Tuesday, February 9, 2000, 1:30 p.m.

PLACE: Best Western Waterfront, 300 Retta Esplanade, Punta Gorda, Florida

PURPOSE: Regular Commission Meeting for General Business. To improve the delivery of correctional services through a voluntary accreditation program based on Florida law and practices.

A copy of the agenda may be obtained by writing: Florida Corrections Accreditation Commission, 8700 Citizen Drive, New Port Richey, FL 34654-5501, Attn.: Captain Kim Bogart or by calling (727)844-7733.

TAMPA BAY ESTUARY PROGRAM

The **Tampa Bay Estuary Program** announces scheduling of a Management Board Meeting to which all persons are invited.

DATE AND TIME: Friday, February 11, 2000, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., Suite 219, St. Petersburg, Florida

PURPOSE: Action will be taken on items related to the FFY00 Annual Work Plan, funding for 319(h) Non-Point Source Control Projects and updates on the Tampa Bay Estuary licence plate.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Management Board to any matter considered at the above cited meeting, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Estuary Program** announces scheduling of a Policy Board meeting to which all persons are invited:

DATE AND TIME: Friday, February 11, 2000, 2:00 p.m.

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., Suite 219, St. Petersburg, Florida

PURPOSE: Action will be taken on items related to the FFY00 Annual Work Plan, funding for 319(h) Non-Point Source Control Projects and updates on the Tampa Bay Estuary licence plate.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Policy Board to any matter considered at the above cited meeting, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

CHARLOTTE HARBOR NATIONAL ESTUARY PROGRAM

The **Charlotte Harbor National Estuary Program** announces a scheduled Policy Committee meeting to which all persons are invited:

DATE AND TIME: Friday, February 11, 2000, 9:30 a.m.

PLACE: Port Charlotte Association of Realtors, Inc., 3320 Loveland Blvd., Port Charlotte, Florida

PURPOSE: Regular Meeting of the CHNEP Policy Committee.

Please note that if a person decides to appeal any decision made by the Charlotte Harbor National Estuary Program Policy Committee with respect to any matter considered at the above cited workshop, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by writing: CHNEP, 4980 Bayline Dr., N. Ft. Myers, FL 33917 or by calling Ms. Patti Armbruster, (941)995-1777.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations due to disability or physical impairment should contact Ms. Patti Armbruster, (941)955-1777, at least five calendar days prior to

the meeting. Persons who are hearing impaired should contact Mr. Daltry using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

FLORIDA TELECOMMUNICATIONS RELAY

The **Florida Telecommunications Relay**, Inc. announces a regular meeting of the Board of Directors by conference call.

DATE AND TIME: Friday, February 11, 2000, 3:30 p.m.

PURPOSE: Regular meeting of the Board of Directors.

A copy of the agenda may be obtained by writing: Mr. James Forstall, Executive Director, 1311B Paul Russell Road, Suite 101B, Tallahassee, FL 32301-4860.

The meeting is subject to cancellation for lack of a quorum or unavailability of an interpreter.

WAGES BOARD

The State of Florida **Wages Board** announces a Board of Directors Meeting to which all persons are invited:

DATE AND TIME: Wednesday, February 16, 2000, 9:00 a.m. – 4:00 p.m.

PLACE: Tampa Airport Marriott Hotel, Tampa International Airport, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Business.

A copy of the board agenda will be available by February 14, 2000. Please contact Elma Williams, State of Florida WAGES Office, (813)233-2261, for a copy of the agenda.

PINELLAS WAGES COALITION

The **Pinellas WAGES Coalition** announces the following meeting of its Hardship Review Commission:

DATE AND TIME: Wednesday, February 16, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 3151 3rd Avenue, North, 300 Plaza West, 1st Floor, Conference Room, St. Petersburg, Florida

DATE AND TIME: Thursday, February 17, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 1100 Cleveland Street, 5th Floor, Conference Room, Clearwater, Florida

DATE AND TIME: Monday, February 21, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: 4140 49th Street, North, Conference Room, St. Petersburg, Florida

PURPOSE: WAGES Hardship Exemption Hearings.

Members of the public are invited to attend. Interested parties may appear and be heard at the hearings. Hearing schedules can be obtained seven days in advance of the meeting by contacting: 13770 58th Street, North, Suite 304, Clearwater, FL 33760 or by calling (727)507-6197.

Any person wishing to appeal* any decision made by the Pinellas WAGES Coalition’s Hardship Review Commission with respect to any matter considered at such hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based. The inclusion of this statement does not create or imply a right to appeal any decision made at this hearing if the right to an appeal does not exist as a matter of law or policy.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this proceeding is asked to advise the agency sending the notice no later than three working days prior to the proceeding at the address given on the notice telephone (727)507-6197.

*Appeal may be made through a Fair Hearing with the Department of Children and Family Services and/or through the Coalition’s policy.

**Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements**

PUBLIC SERVICE COMMISSION

NOTICE OF DISPOSITION

The Commission has received a notice of voluntary dismissal of this petition for declaratory statement. Therefore, the Commission will not issue a declaratory statement and this docket will be closed. DOCKET NO. 991746-WU.

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to two petitions to initiate rulemaking received from inmate Douglas Jackson. First, Petitioner requested an amendment to Florida Administrative Code Chapter 33-601 that would require monthly reviews of close management status. The Department denied the petition, finding that the current rules provide sufficient review of close management status.

Next, Petitioner requested an amendment or repeal of Florida Administrative Code Chapter 33-601.800. He maintained that death row inmates were unlawfully treated differently from other inmates vis a vis the application of close management rules. The Department denied the petition, finding that there were very real differences between death row and open population inmates and that, essentially, death row inmates are in permanent confinement status.

A copy of the orders, Case No.: DC 99-71, 99-72, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to a Petition to Initiate Rulemaking received from inmate Robert Edwards. Petitioner requested that the Department of Corrections amend Florida Administrative Code Rule 33-501.401(9)(d) (formerly 33-3.012(9)(d)) to allow inmates to possess eight books. His proposal would also exclude law books and self-study books from being counted toward the limit. The Department denied the petition, finding that the current rule advances a legitimate security and safety concern in not allowing inmates to accumulate excess property. The Department further noted that law books not in the law library collection are not counted toward the four-book limit and that a Notice of Rule Development that would add study-related textbooks to the list of books not counted toward the book limit was recently published.

A copy of the Order, Case No.: DC 99-73, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

NOTICE IS HEREBY GIVEN that the State of Florida, Department of Corrections, has issued a response to a Petition to Initiate Rulemaking received from inmate Mark Osterback. Petitioner requested that the Department of Corrections amend Florida Administrative Code Rule 33-601.105(2)(a) by replacing reference to a rating of "outstanding" with a reference to a rating of "above satisfactory." The Department denied the petition as moot, noting that the rule revision requested was already in progress.

A copy of the Order, Case No. DC 99-74, may be obtained by contacting: Gary L. Grant, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

On January 12, 2000, the Department of Environmental Protection received a petition for declaratory statement from the St. Lucie River Legal Defense Fund, Inc. The petition is seeking a declaratory statement regarding permitting of the S-97 and the S-49 water control structures which regulate water flow into the C23 and C24 canals respectively.

A copy of the petition may be obtained by contacting: Jennifer L. Fitzwater, Office of General Counsel, 3900 Commonwealth Blvd., MS #35, Tallahassee, Florida 32399-3000, Telephone (850)488-9314.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

On September 9, 1999, the Florida Institute for Medicare Advocacy, Inc., petitioned for a Declaratory Statement pursuant to Section 120.565, F.S. On December 21, 1999, the Department issued its Final Order denying the petition for its failure to state with particularity Petitioner's set of circumstances as required by Section 120.565(2), F.S.

A copy of the Petition and a copy of the Final Order may be obtained by contacting: Agency Clerk, 1317 Winewood Blvd., Bldg. 2, Room 204X, Tallahassee, FL 32399-0700.

**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:

NOTICE IS HEREBY GIVEN that the First District Court of Appeal has issued an opinion in the following case challenging the validity of a Department of Environmental Protection Rule: Anderson Columbia Company, Inc., and Panhandle Land & Timber Company, Inc., and Support Terminals Operating Partnership, L.P., and Commodores Point Terminal Corporation v. Board of Trustees of the Internal Improvement Trust Fund of the State of Florida; Case Numbers 98-3082, 98-03299; Rule Number 18-21.019. The opinion found the proposed rule to be invalid.

A copy of the Opinion may be obtained from: Suzanne B. Brantley, Senior Assistant General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

NOTICE TO CONSTRUCTION MANAGERS

Florida Atlantic University for on and behalf of the Board of Regents, a public corporation of the State of Florida, announces that construction management services will be required for the project listed below:

Project No.: 632, Project and Location: Central Utility Plant Expansion, Florida Atlantic University, Boca Raton, Florida. The project consists of the construction of a new chiller plant to service the new Schmidt Bio-Medical complex. The estimated construction cost is \$1,753,262.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Document phase. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, making a good faith effort to meet Minority Business Enterprises (MBEs) goals. Failure to negotiate an acceptable fixed fee for phase one of the contract or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract. Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; qualification of the firm's personnel, staff and consultants and ability to meet the minority business enterprise participation goal. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard State University System's construction management agreement. The Selection

Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Board of Regents "Construction Manager Qualifications Supplement." Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned. All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. The Board of Regents Construction Manager Qualifications Supplement forms and the Project Fact Sheet may be obtained by contacting: Florida Atlantic University, 777 Glades Road, Facilities Planning Department, Building T-10, Boca Raton, FL 33431, (561)297-3143, Fax (561)297-2260.

Five (5) bound copies of the required proposal must be received in the Facilities Planning office by 3:00 p.m. local time, Monday, March 6, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

NOTICE TO CONSTRUCTION MANAGERS

The University of Central Florida, on behalf of the State of Florida, Board of Regents announces that construction management services will be required for the project listed below:

Project No.: BR-437, Project and Location: Campus Fire Protection Water System, University of Central Florida, Orlando, Florida 32816-3500

The project consists of the construction of new water main piping and associated infrastructure in the "campus core" area of campus. The water main improvements are being done to improve fire protection water flows and pressures for both existing and future buildings on campus. This work includes the installation and extension of underground water piping, joints, valves and associated equipment. Water and utility

services, as well as access to existing buildings in the campus core must be maintained throughout the project. The estimated construction cost is \$2,400,000.00.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Document phase (or other phase, if applicable. If so, change this reference). If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, ensuring the inclusion of Minority Business Enterprises (MBEs). Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract.

Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability; critical path scheduling expertise; cost estimating; cost control ability; quality control capability; qualification of the firm's personnel, staff and consultants and ability to meet the minority business enterprise participation requirements. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard State University System's construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Board of Regents "Construction Manager Qualifications Supplement." Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past

36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The Board of Regents Construction Manager Qualifications Supplement forms and the Project Fact Sheet may be obtained by contacting: Mr. Jim Uhlir, University of Central Florida, Environmental Health and Safety, P. O. Box 163500, Orlando, Florida, (407)823-6300, Fax (407)823-0146, Email: jimuhlr@mail.ucf.edu, Web site www.fp.ucf.edu.

Four (4) bound copies of the required proposal data shall be submitted to: Jim Uhlir, Director, Environmental Health and Safety, University of Central Florida, 4000 Central Florida Blvd., Post Office Box 163500, Orlando, Florida 32816-3500. Submittals must be received by 5:00 p.m. local time, March 6, 2000. Facsimile (FAX) submittals are not acceptable and will not be considered.

ADVERTISEMENT FOR BIDS

Sealed bids will be received by the Duval County Public Schools, Division of Facilities Services, Room 546, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207 for:

PROJECT TITLE: Renovations to Mechanical Systems at Pine Estates Elementary School No. 250

BID NUMBER: M-81580

SCOPE OF WORK: Includes: replacing existing unit ventilators, air handling units, adding chill water piping and replacing pneumatic controls with DDC controls.

BIDS: Bids will be received until 2:00 p.m., Tuesday, March 14, 2000 and immediately thereafter publicly opened, read aloud and recorded in the Conference Room, 1st Floor, School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207

All general contractors or prime bidders that are interested in bidding are required to attend a mandatory pre-bid conference to be held on March 2, 2000, 1:00 p.m. local time at Pine Estates Elementary School No. 250, 10741 Pine Estates Road, East, Jacksonville, Florida 32218-4699. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register.

All bidders and subcontractors shall be licensed contractors and registered corporations, if applicable, as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of Paryani Engineers, P. E., P. A., Spring Glen Road, Suite 508, Jacksonville, Florida 32245.

DCSB Point of Contact: John McKean, (904)381-3884

Contract documents for bidding may be examined at: Division of Purchasing Services, Duval County Public Schools; F. W. Dodge McGraw Hill Plan Room; Construction Bulletin; Construction Market Data, Inc.; Business Service Center
MBE PARTICIPATION: A minimum of 15 percent overall Minority Business Enterprise participation required.

STATE BOARD OF ADMINISTRATION

REQUEST FOR PROPOSAL

The Florida Prepaid College Board is accepting proposals for RFP #00-01 to select a qualified firm for the purpose of serving as the Trustee Services Firm for the Florida Prepaid College Program trust fund.

Copies of the Request for Proposal, RFP #00-01, are available on or after February 9, 2000, by submitting a written request to: Thomas J. Wallace, Executive Director, Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308, Facsimile number (850)488-3555. All information received in regard to this RFP must be sent to the above named address.

There is no bidder's conference. Only written inquiries concerning the RFP will be accepted. Written inquiries must be submitted by 4:00 p.m., Eastern Time, February 18, 2000. The original unbound copy and five (5) copies of each response to the RFP must be received by 12:00 Noon, Eastern Time, March 10, 2000, Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308. Proposals must be submitted in full accordance with the requirements and mandatory criteria of the RFP.

The Board reserves the right to reject any and all proposals or accept minor irregularities in the best interest of the State. Certified Minority Business Enterprises are encouraged to participate.

Any person requiring special accommodations at the bid opening because of a disability should fax a written request for same to Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the bid opening.

REGIONAL TRANSPORTATION AUTHORITIES

REQUEST FOR PROPOSAL NO. 00-704 INSURANCE BROKERAGE SERVICES

Tri-County Commuter Rail Authority (Tri-Rail), an agency of the State of Florida, operates a seventy-one (71) mile commuter railroad with nineteen (19) stations in Miami-Dade, Broward and Palm Beach Counties. Tri-Rail invites qualified firms to submit proposals for consideration to provide insurance brokerage services.

THE PURPOSE of the RFP is to obtain the services of an experienced insurance brokerage firm to provide for Tri-Rail's liability and property insurance program, construction programs and other business insurance programs that may be

deemed necessary. Any contract issued as a result of this solicitation will be for a three (3) year period, with TCRA's sole option to renew for an additional two (2) one (1) year option periods, commencing approximately June 22, 2000. The estimated budget amount for this project is not to exceed \$XXXXXX annually.

THE SCOPE Tri-Rail intends to select a single insurance broker to develop, market, place and administer a General Liability Insurance program to cover all Tri-Rail activities for commuter rail operations, railroad property insurance and right-of-way construction projects as well as any other General Business Insurance, which the Authority may require. This **BROKER** will function as a General Risk Administrator for Tri-Rail. Coverage is needed for commuter rail passenger operations, rail construction insurance of the Southeast Florida rail corridor construction program, general business operations and property for the assets of the rail corridor as well as the rolling stock, station facilities and maintenance facilities.

A **REQUEST FOR DOCUMENTS** should be directed to: Mr. Robert Becker, TCRA, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)788-7909. The cost of the solicitation document is One Hundred Dollars (\$100.00), non-refundable. Checks or money orders made payable to Tri-Rail should be forwarded to Mr. Becker at the address above. Solicitation documents will be available on or about February 7, 2000.

A **PRE-PROPOSAL CONFERENCE** will be held in the TCRA Board Room at the address above on February 16, 2000, 2:00 p.m. The purpose of the meeting will be for TCRA to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is highly recommended.

RECEIPT OF SEALED PROPOSALS All proposals must be received in a sealed envelope no later than 5:00 p.m., March 10, 2000, TCRA Office, Pompano Beach, FL. All envelopes must bear the TCRA provided label, which clearly indicates **PROPOSERS NAME, R.F.P. NUMBER & TITLE AND THE R.F.P. DUE DATE.**

Proposals shall be submitted with one (1) complete original document and ten (10) exact copies.

All proposals shall be subject to all applicable state and federal laws, subject to approval of a financial assistance contract between TCRA and the U.S. Department of Transportation and/or the Florida Department of Transportation and in compliance with all applicable Equal Employment Opportunity Laws and Regulations.

DBE PARTICIPATION TCRA solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBE's will be afforded full consideration of their responses and will not be subject to discrimination. TCRA's DBE program goal is 12% of total contract expenditures.

TCRA reserves the right to postpone, to accept or reject any and all proposals in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All proposals must remain in effect for one hundred eighty (180) days from the R.F.P. submission due date.

REQUEST FOR LETTERS OF INTEREST NO. 99-830
CONSTRUCTION MANAGEMENT AND
INSPECTION SERVICES

Tri-County Commuter Rail Authority (TCRA), an agency of the State of Florida, operates a seventy-one (71) mile commuter railroad with nineteen (19) stations in Miami-Dade, Broward and Palm Beach Counties. TCRA invites qualified firms to submit Letters of Interest, Statements of Qualifications and Experience and Standard Forms 254 and 255 for consideration to provide construction management and inspection services during the construction of Golden Glades Station Expansion Project.

THE PURPOSE of this Request for Letters of Interest is to enter into an Agreement for professional services to provide construction management and inspection services for the Golden Glades Station Expansion Project. The term of the Agreement shall be from Notice to Proceed to completion plus six (6) months. The expected construction completion date is December 2000.

THE SCOPE of the Work shall include, but not be limited to, construction management, administration and quality assurance of the project. The estimated construction cost of the project is about \$2.5 million. The Golden Glades Station is located to the West of I-95 and the Palmetto Interchange and is directly West of State Road 9 and North of 160th Street.

A REQUEST FOR DOCUMENTS should be directed to: Mr. Christopher Bross, TCRA, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)788-7911. The cost of the solicitation document is One Hundred Dollars (\$100.00), non-refundable. Checks or money orders made payable to Tri-Rail should be forwarded to Mr. Bross at the address above. Solicitation documents will be available on or about February 7, 2000.

A PRE-PROPOSAL CONFERENCE will be held in the TCRA Board Room at the address above on February 15, 2000, 2:00 p.m. The purpose of the meeting will be for TCRA to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is highly recommended.

RECEIPT OF SEALED LETTERS OF INTEREST All Letters of Interest must be received in a sealed envelope no later than 5:00 p.m., March 7, 2000, TCRA Office, Pompano Beach, FL. All envelopes must bear the TCRA provided label, which clearly indicates PROPOSERS NAME, LOI NUMBER & TITLE AND THE LOI DUE DATE.

Letters of Interest shall be submitted with one (1) complete original document and five (5) exact copies.

All LOIs shall be subject to all applicable state and federal laws, subject to approval of a financial assistance contract between TCRA and the U.S. Department of Transportation and/or the Florida Department of Transportation and in compliance with all applicable Equal Employment Opportunity Laws and Regulations.

DBE PARTICIPATION TCRA solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBE's will be afforded full consideration of their responses and will not be subject to discrimination. TCRA's DBE program goal is 12% of total contract expenditures.

TCRA reserves the right to postpone, to accept or reject any and all Letters of Interest in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All Letters of Interest must remain in effect for one hundred eighty (180) days from the LOI submission due date.

NOTICE OF INVITATION TO BID

SR 836 ROADWAY/TOLL PLAZA RECONSTRUCTION
N. W. 27TH AVENUE TO N. W. 17TH AVENUE
MDX PROJECT NO. 836-001

The Project encompasses approximately one mile of roadway reconstruction of the SR 836 (East-West Expressway) between N. W. 27th Avenue and N. W. 17th Avenue in Miami-Dade County. The Contractor will be required to provide all labor, materials, equipment and incidentals necessary for the reconstruction of the existing roadway, the reconstruction of the existing toll plaza, new construction of a ramp and toll plaza to N. W. 17th Avenue and renovation of the toll plaza administration building. The Work includes, but is not limited to, reconstruction of five (5) bridges, widening of two (2) existing bridges, one-mile of roadway reconstruction, including pavement, shoulders, milling & resurfacing, barrier wall, MSE wall, guardrail, lighting, signing, pavement markings, storm drainage improvements. Toll Plaza construction and administration building improvements, which include structural, electrical, mechanical and plumbing.

Sealed Bids will be received in the Headquarters Building of the Miami-Dade Expressway Authority ("MDX" or the "Authority"), 3790 N. W. 21st Street, Miami, Florida 33142, until 2:00 p.m., Wednesday, March 1, 2000. A contractor must be prequalified by the State of Florida Department of Transportation in accordance with Rule Chapter 14-22, FAC. on the date of the Bids submittal in order to submit a bid. A contractor that is not prequalified in accordance with Rule Chapter 14-22 on the date of the Bids submittal, shall be declared "IRREGULAR" and will be REJECTED. A contractor must also hold a State of Florida Construction Industry Licensing Board General Contractor's License and be qualified as a Building Contractor at the time of Bid submittal.

Additional qualification requirements are detailed in the Instructions to Bidders and Qualification Criteria for the Project, available as specified below.

Copies of the Plans, Specifications and the Bid Blank book will be available on Tuesday, February 1, 2000, after 12:00 Noon, MDX Headquarters Building, 3790 N. W. 21st Street, Miami, Florida. The cost of these documents is \$250.00 per set. Make checks payable to the Miami-Dade Expressway Authority. No refunds will be made for the above charges for any of the documents.

The construction cost estimate for the Project is \$30,145,000. (Thirty Million, One Hundred Forty-Five Thousand Dollars) and Contract time for this Project is set for 1060 days from the Notice to Proceed. Bidding will be evaluated by an A+B+Bonus method. MDX will reject any bids where the "B" component of the bid exceeds 1060 days for construction. The "No Excuse" Bonus and Incentive/Disincentive will be provided at the Mandatory Pre-Bid Conference.

MDX has scheduled a Mandatory Pre-Bid Conference to discuss the Project with interested Bidders on Tuesday, February 15, 2000, 10:00 a.m. – 12:00 Noon, MDX Headquarters Building, 3790 N. W. 21st Street, Miami, Florida. Attendance to this meeting is mandatory.

If you have any questions regarding this notice or would like to additional information, please contact: Mr. Samuel Gonzalez, P. E., MDX Chief Engineer, Telephone (305)637-3277, Fax (305)637-3283.

All sealed bids must be received by MDX, 3790 N. W. 21st Street, Miami, Florida 33142, no later than 2:00 p.m., Wednesday, March 1, 2000.

Equal Employment Opportunities. The Miami-Dade Expressway Authority prohibits discrimination on the basis of race, color, sex, age, national origin, religion and disability or handicap in accordance with the Provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §2000e et seq., the Florida Civil Rights Act of 1992, as amended, §760.10 et seq., Fla. Stat. (1996) and other Federal and State discrimination statutes. MDX notifies all bidders and individuals that it requires and encourages equal employment opportunities for minorities and women.

MDX encourages small, minority and women-owned business to have full opportunity to submit bids in response to this invitation and bidders will not be discriminated against on the basis of sex, race, color, national origin, religion or disability, or other protected status. The overall goal of MDX is to obtain an M/WBE participation of twenty-five percent (25%) for the aggregate of its projects. However, compliance with MDX's overall goal is not a pre-requisite for bidders on the Project.

EXPRESSWAY AUTHORITIES

**NOTICE OF REQUEST FOR SERVICES
FIBER OPTIC NETWORK EXCESS CAPACITY
MANAGEMENT/LICENSE SERVICES**

The Orlando-Orange County Expressway Authority requires the services of an independent Contractor/Manager to market, license and manage the Authority's current excess Fiber Optic Network (FON) capacity and conduit system. Shortlist consideration will be given to firms qualified pursuant to law and as determined by the Authority based on information provided by the firms to provide the required services.

AUTHORITY PROJECT NO.: ECL-01

DESCRIPTION OF SERVICES: Services to be provided by the Manager shall include, but are not necessarily limited to, marketing the Authority's current excess FON capacity and the conduit system to the telecommunications industry, executing and managing the license agreements with telecommunications companies and managing installation of fiber cables in the conduit. The Manager may also perform planning, design and construction services for independent data network facility development within the Authority's FON system. The Manager will act as an independent contractor between the Authority and all sub-licensees of the Authority's FON system and any independent network facilities of the Manager.

The extent of services provided by the Manager will vary according to the Business Plan approved by the Authority and the individual sub-licenses negotiated with the sub-licensees. For example, the Manager may provide fiber cable maintenance or installation services in addition to licensing the Authority's FON system. Additionally, the Manager may establish its own data network with Manager-owned fiber and data transport electronics. This flexibility is intended to allow the Manager to market its unique skill set to the potential sub-licensees to garner the maximum utility out of the Authority's FON system, thereby yielding optimum revenue generation for both the Authority and the Manager. The services to be provided by the Manager will be at no cost or expense to the Authority and the Business Plan should propose a percentage of revenue sharing between the Authority and the Manager.

QUALIFICATION REQUIREMENTS AND RESPONSE: Interested firms shall submit five (5) sets of a Letter of Interest and Qualifications package indicating their desire to be considered. The package shall include the following information:

Understanding of and Approach to the Project – Respondent shall demonstrate its understanding of the project objectives and briefly discuss its approach to attaining these objectives.

Corporate Experience – Respondent shall have a minimum of five (5) years' experience in marketing capacity of FON and conduit systems of equivalent or larger size and complexity as the Authority's system, execution and management of license

agreements with telecommunications companies and managing the installation of fiber cables in conduit systems comparable to the Authority's system.

References – Respondent shall provide at least three references. The references shall include name of contact person, telephone number, and physical address.

Financial Background – Respondent shall provide its most current audited financial statement (not more than 12 months old) including an Opinion of the Certified Public Accountant on the statement(s), a Balance Sheet, an Income Statement, a Statement of Cash Flows, Notes to Financial Statement(s), a Statement of Direct (Operational) Costs and a Statement of Indirect (General and Administrative) Costs and other financial information necessary for the Authority to determine financial adequacy of the respondent. All financial information provided is confidential to the extent that it is exempt from Florida Sunshine Law.

Personnel Experience – Respondent shall furnish resumes of its proposed Project Manager and other key personnel presently employed by the respondent who will be assigned to the project. Project Manager shall have a minimum of five (5) years' of specific experience in marketing capacity of FON and conduit systems of equivalent or larger size and complexity as the Authority's system.

Office Location – The office assigned responsibility and its physical address shall be identified. It is recommended that the respondent have an office and staff located within the Orange County Standard Metropolitan Statistical Area (Orange, Lake, Osceola and Seminole Counties).

Project Team – Respondent shall identify anticipated subconsultants and the roles that each will play in providing the required services.

Failure to submit any of the above required information may be cause for rejection of the package as non-responsive.

SELECTION/NEGOTIATIONS: The Authority will shortlist 5 firms based on its evaluation of the Letters of Interest and qualifications information received. Shortlisted firms will proceed to the next step in the process which includes preparation and submittal of a Technical Proposal and Business Plan and an oral presentation or interview. Each firm will be evaluated and ranked by the Authority based on its Technical Proposal, Business Plan and oral presentations/interview.

EQUAL OPPORTUNITY STATEMENT: The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, hereby notifies all firms and individuals that it will require affirmative efforts be made to ensure participation by minorities.

MINORITY/WOMEN/DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION: Minority/Women/Disadvantaged Business Enterprises will not be discriminated against on the basis of race, color, sex or national origin in consideration for qualification or an award by the Authority.

LETTER OF RESPONSE DEADLINE: March 10, 2000, 2:00 p.m. Orlando local time

AUTHORITY CONTACT PERSON: Mr. Joseph Berenis, P. E., Deputy Executive Director

LETTER OR RESPONSE ADDRESS: Orlando-Orange County Expressway Authority, 525 S. Magnolia Avenue, Orlando, FL 32801

Re: FON Excess Capacity Management/License Services
 ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY
 Harold W. Worrall, P. E., Executive Director

NOTICE FOR AN INFORMATION AND FINANCIAL MANAGEMENT SYSTEM PROCUREMENT, IMPLEMENTATION AND TRAINING PROJECT. REQUEST FOR LETTERS OF INTEREST

The Miami-Dade County Expressway Authority ("MDX") is seeking the services of a vendor ("Firm") with the necessary expertise to provide a fully integrated system that will provide an Information and Financial Application.

FEDERAL AND STATE DEPARTMENT: By signing and submitting a Letter of Interest, the Firm certifies that no principal (which includes officers, directors or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal or state or local department or agency.

SYSTEM: The Miami-Dade Expressway System is comprised of State Road 112, State Road 836, State Road 874, State Road 878 and State Road 924.

NATURE OF THE PROPOSED WORK AND SCOPE OF SERVICES: Work anticipated under this agreement may consist of any of the following:

The Firm will provide a fully integrated Information and Financial Management application capable of providing accounting, project management, work order management, time tracking, job costing with multi user and multi location capability, along with the ability to provide implementation, training and support.

SELECTION PROCEDURE: Letters of Interest and corresponding literature will be reviewed. Firms determined to meet the specifications required for the system will be shortlisted and requested to provide a written technical proposal based on the Request for Proposal ("RFP") to be issued by MDX. Responses to the RFP will be evaluated and respondents will be scored using a weighted criteria which will be explained to each Firm in the RFP. Resulting shortlisted

firms will be required to present live demonstrations of their products. Based on the live demonstrations, further shortlisting may be done. The ultimate goal is to shortlist at least five (5) firms who will be required to present formal demonstrations to MDX management and/or Committees.

RESPONSE PROCEDURE: Qualified firms are encouraged to submit a Letter of Interest (LOI) to MDX. Two original LOI's MUST be received by Miami-Dade Expressway Authority, 3790 N. W. 21st Street, Miami, FL 33142, Attn.: Barbara Cash, Office Manager, by Friday, February 18, 2000, by 12:00 Noon, Eastern Time (the "Deadline Date").

After reviewing the documentation submitted, MDX will notify all firms in writing if they have been shortlisted and will mail one (1) copy of the Request for Proposal to each shortlisted firm.

NOTE: In order to be shortlisted and invited to submit a proposal, a firm submitting a Letter of Interest must satisfy all of the following specific requirements/criteria.

SUBMITTAL OF LETTER OF INTEREST: The Letter of Interest shall be in writing, submitted on the letterhead of the firm and shall not exceed three (3) pages in length exclusive of attachments. Two originals shall be submitted. The Letter of Interest MUST include at a minimum the information set out in the Criteria.

CRITERIA: The Letter of Interest shall contain the following information:

1. Project name.
2. Firm's name and address
3. Proposed responsible officer of the Firm
4. Contact person, phone number, fax number and Internet E-mail address. The contact person shall be a single person who can be contacted to discuss contents or questions regarding references, listed projects or other matters contained in the Letter of Interest.
5. Indication as to whether the primary firm and/or sub-consultants are disadvantaged business enterprises (DBE).
6. An estimate of the Firm's current workload and available resources.
7. A list of similar projects completed NOT EARLIER THAN January 1, 1994, with references and phone numbers.
8. Relevant information about the Firm's software.

COMMUNICATION: Communications between any respondent and any member of MDX or its staff is strictly prohibited from the date of publication of the Request for Letters of Interest through the date of final MDX action with respect to the selection of the Firm or Joint Venture. The only exception to this is any communication at a publicly noticed meeting of MDX or its Committees. Any violation of the requirements set forth in this paragraph shall constitute grounds for immediate and permanent disqualification of the offending respondent.

DISADVANTAGED BUSINESS ENTERPRISES PROGRAM: MDX, in accordance with the provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C., 200c et seq., the Florida Civil Rights Act of 1992, as amended, 760.10 et. seq., Fla. Stat. (1996) and other federal and state discrimination statutes, prohibits discrimination on the basis of race, color, sex, age, national origin, religion and disability or handicap. MDX notifies all bidders and individuals that it requires and encourages equal employment opportunities for minorities and women as employees in the work force. MDX encourages small, minority and woman owned businesses to have full opportunity to submit bids in response to Solicitation Documents issued by MDX and bidders will not be discriminated against on the basis of sex, race, color, national origin, religion or disability or other protected status. The overall goal of MDX is to obtain an M/WMBE participation of twenty-five (25%) for the aggregate of its projects. MDX RESERVES THE RIGHT TO REJECT ANY OR ALL LETTERS OF INTEREST RECEIVED.

DEPARTMENT OF HEALTH

**PUBLIC ANNOUNCEMENT FOR
CONSTRUCTION MANAGEMENT SERVICES**

PROJECT NUMBER: DOH 98587050
PROJECT NAME: SARASOTA COUNTY HEALTH DEPARTMENT – ADDITION AND REMODELING
PROJECT LOCATION: SARASOTA, FLORIDA

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction requests qualifications from construction management firms to provide construction management services for this project. The construction budget for this project is up to \$6.8 Million (six million, eight hundred thousand dollars). Construction start date is December 2000. Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S. and the procedures and criteria of Building Construction.

INSTRUCTIONS

Firms interested in being considered for this project must submit Four (4) copies of their application with a table of contents and tabbed sections in the following order:

1. Letter of interest detailing the firm's qualification to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor's Financial Statement, Form DBC5085.
3. Resumes of proposed staff and staff organizations.

4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.

5. A description of the applicant's plan for Minority Business Enterprise and Women-Owned Business Enterprise.

6. References from prior clients received within the last five years.

Response Due Date: Thursday, February 24, 2000, by 5:00 p.m.

Applications are to be sent to: David Lee Nelson, Project Manager, Department of Health, 2020 Capital Circle, S. E., Bin #B06, Tallahassee, FL 32399-1734, Telephone (850)921-8910.

All proposal information submitted becomes the property of the Department of Health, will be placed on file and not returned. Applications which do not comply with the instructions set forth above and/or do not include the qualification data required will be considered improper and disqualified. Proposals submitted by qualified firms shall be evaluated in accordance with Chapter 60D-2, Florida Administrative Code and Section 287.055, Florida Statutes. The Department of Health shall shortlist a minimum of three (3) firms.

If interested, construction management firms may purchase, at their cost, 11" x 17" copies of the Sarasota County Health Department schematic design drawings from: Tampa Reprographics and Supply, 3711 West Grace Street, Tampa, FL 33607, Telephone (813)874-7711.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

INVITATION TO BID

Competitive sealed bids will be received in the Department of Children and Family Services, District III, Tacachale Purchasing Office, 1621 N. E. Waldo Road, Gainesville, Florida 32609 until 2:00 p.m. on February 24, 2000 for the following:

BINS, GARBAGE/REFUSE REMOVAL

Interested bidders may obtain bid forms and specifications by writing or calling the Tacachale Purchasing Office at the above address, Telephone (352)955-5537. The Department reserves the right to reject any or all bids.

DCF 2000-1RN

INVITATION TO BID

Proposals are requested from qualified general and roofing contractors by the Department of Children and Family Services, hereinafter referred to as Owner, for the construction of:

PROJECT NUMBER: DCF 98204010

PROJECT: RENOVATIONS OF THE WALKWAY AND RELATED MECHANICAL EQUIPMENT MONROE SERVICE CENTER COCOA, FLORIDA

PREQUALIFICATION: The Owner accepts bids from those contractors who demonstrate current licensed status with the Department of Business and Professional Regulations. The Instructions to Bidders "Bidder Qualification Requirements and Procedures" are included in the specifications under Article B-2.

PERFORMANCE BOND AND LABOR AND MATERIAL BOND: If the construction award is \$100,000.00 or less, a Performance Bond and Labor and Material Payment Bond are not required.

DATE AND TIME: Sealed bids will be received at the Architect's Office on March 2, 2000, until 3:00 p.m. local time, at which time they will be publicly opened and read aloud.

PRE-BID INSPECTION: We will conduct a prebid inspection with the architect at the project site on Thursday, February 17, 2000, 3:00 p.m., for all interested contractors.

PROPOSAL: Bids must be submitted in full accordance with the requirements of the drawings, specifications, bidding conditions and contractual conditions, which may be examined and obtained from the Architect/Engineer: Mr. Jack Rood, Architects in Association, Rood & Zwick, Inc., 661 South Brevard Avenue, Cocoa, Florida 32922, Telephone (407)631-8039

CONTRACT AWARD: The bid tabulation and Notice of Award Recommendation will be posted at 3:00 p.m., local time, on March 3, 2000, at the architect's office. In the event that the bid tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be notified by Certified United States mail, Return Receipt requested. Any protests of the bid must be made within 72 hours of posting of the results. "Failure to file a protest within the time prescribed in s. 120.53(5), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes." If no protest is filed per Section B-21 of the Instructions to Bidders, "Notice and Protest Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5 by the Owner.

NAVIGATION DISTRICTS

REQUEST FOR BIDS

ARCINFO GEOGRAPHIC INFORMATION SYSTEM COMPACT DISC REPRODUCTION PROJECT

The Florida Inland Navigation District is seeking bids from qualified contractors to provide all services required to reproduce multiple copies of the District's 45 ARCINFO Geographic Information System compact discs. Bids for this

project will be due by 2:00 p.m., February 14, 2000. Contact Brenda Sullivan of the District at 1314 Marcinski Road, Jupiter, Florida 33477, telephone (561)627-3386, Fax (561)624-6480 to obtain the scope of work for this project.

FLORIDA ASSOCIATION OF COURT CLERKS

REQUEST FOR INFORMATION (RFI)
FOR
ACCOUNTING SERVICES

The Florida Association of Court Clerks (FACC) is accepting responses from qualified firms for the provision of cost accounting services to include an annual cost study and development of personnel time reporting solutions at the Clerk of Circuit Court child support depositories in Florida. Such services must be compliant with federal circular OMB A-87. Firms interested in responding to this RFI may acquire a copy via the internet at the FACC website: www.flclerks.com on or after the date of this advertisement.

**HILLSBOROUGH COUNTY AVIATION
AUTHORITY**

NOTICE TO PROFESSIONAL CONSULTANTS

The Hillsborough County Aviation Authority hereby requests, pursuant to the Consultants Competitive Negotiation Act, Florida Statutes 287.055, Letters of Interest from architectural or engineering firms or individuals desiring to render Professional Services for the following project at Tampa International Airport, Tampa, Florida:

**GROUND TRANSPORTATION CUSTOMER WAITING
AREAS AND RELATED WORK**

Services to be furnished shall include, but not be limited to, all architectural design and all engineering related to civil, structural, plumbing, mechanical/HVAC and electrical and electronic systems; related surveys and testing; and architectural/engineering services during construction. A more detailed Scope of Services will be included in the formal Requests for Proposals.

Qualified Consultants desiring consideration for this Project must give written notification in the form of a Letter of Interest to: William J. Connors, Jr., Senior Director of Planning and Development, Hillsborough County Aviation Authority, Post Office Box 22287, Tampa, Florida 33622-2287

Interested parties may inquire as to project description, details and required data submissions, to William J. Connors, Jr., Senior Director of Planning and Development, Telephone Number (813)870-8704. **ONLY A LETTER EXPRESSING INTEREST IN RECEIVING THE FORMAL REQUEST FOR PROPOSALS IS REQUIRED AT THIS TIME.** Subsequent to receiving Letters of Interest, a Request for proposals will be sent to all respondents and adequate response set forth in that package.

A MANDATORY Pre-Proposal Conference will be held on Wednesday, March 1, 2000, 10:00 a.m. local time, at the offices of the Hillsborough County Aviation Authority located in the Landside Terminal Building, Third Floor, Blue Side at Tampa International Airport. Details of this conference will be included in the Request for Proposals.

Replies to this Notice must be received at or before 5:00 p.m. local time, Monday, February 21, 2000.

HILLSBOROUGH COUNTY AVIATION AUTHORITY

By: _____/s/ Louis E. Miller

Louis E. Miller, Executive Director

**Section XII
Miscellaneous**

DEPARTMENT OF BANKING AND FINANCE

IN RE:

WZW FINANCIAL SERVICES, INC.,

Willis D. Hawkins as Trustee of the

Willis D. Hawkins Living Trust

and Laretta P. Hawkins as Trustee of

the Laretta P. Hawkins Living Trust

Administrative Proceeding No. 2687-S-6/98

Respondents.

_____ /

**NOTICE OF INTENT TO ENTER A FINAL ORDER
GRANTING RECOVERY FROM THE SECURITIES
GUARANTY FUND AND NOTICE OF RIGHTS**

The State of Florida Department of Banking and Finance, Division of Securities and Investor Protection (the "Department"), being authorized and directed to administer and to accept and pay claims against the Securities Guaranty Fund (the "Fund"), codified in Sections 517.131 and 517.141, Florida Statutes, does hereby give Notice of its intention to enter a Final Order granting the application of Willis D. Hawkins as Trustee of the Willis D. Hawkins Living Trust and Laretta P. Hawkins as Trustee of the Laretta P. Hawkins Living Trust ("Claimants"), for payment from the Fund for violations of the Florida Securities and Investor Protection Act by Respondents WZW Financial Services, Inc.

The Securities Guaranty Fund is disbursed as provided in Section 517.141, Florida Statutes, to a person who is adjudged by a court of competent jurisdiction to have suffered monetary damages as a result of a dealer, investment advisor or associated person having violated Sections 517.07 or 517.301, Florida Statutes.

STATEMENT OF FACTS

1. Under the provisions of the Florida Securities and Investor Protection Act (the "Act"), the Department is charged with the responsibility and duty of administering the fund, which includes the duty to approve or deny applications for payment from the Fund, as set forth in Section 517.141, Florida Statutes.
2. At all times material hereto, WZW Financial Services, Inc., ("WZW") was registered pursuant to Chapter 517, Florida Statutes.
3. On or about June 4, 1998, the Department received a letter from Jeffrey P. Coleman ("Coleman"), attorney for Claimants. The letter provided:
 - a. Notice to the Department that Claimants were making a claim against the Securities Guaranty Fund for fraudulent acts and practices committed by WZW and;
 - b. A Statement of Claim, detailing the fraudulent acts and practices, including sales of unsuitable investments, material misrepresentations and omissions committed by WZW.
 - c. An affidavit from Willis D. Hawkins stating that he has sustained losses of \$14,809.00 resulting from securities purchases from WZW.
 - d. An affidavit from Laureta P. Hawkins stating that she has sustained losses of \$19,059.20 resulting from securities purchases from WZW.
4. On or about September 9, 1999, the Department received a Suggestion of Bankruptcy for WZW Financial Services, Inc. United States Bankruptcy Court, Middle District, Tampa Division, Case No. 91-3605.
5. Two prior claims against the fund for WZW's activities have been paid by Final Orders. The first Final order was docketed on March 4, 1991.

CONCLUSIONS OF LAW

6. The requirements for perfecting a claim to the Fund are found in Sections 517.131 and 517.141, Florida Statutes.
7. Based upon the foregoing Statement of Facts, the Department concludes that the Claimants have satisfied the requirements in Section 517.131, Florida Statutes, in that:
 - a. Respondent's actions in regards to Claimants' money amount to a violation of Section 517.301, Florida Statutes;
 - b. Respondent has declared bankruptcy, and Claimants have not recovered any amount from Respondent WZW, or any other source in satisfaction of these damages;
 - c. At all times material hereto, Respondent WZW was licensed under Chapter 517, Florida Statutes; and
 - d. The act for which Claimants' seek recovery occurred after January 1, 1979.
8. Claimants are limited to recovering the amount equal to the unsatisfied portion of their judgement or \$10,000, whichever is less, as set forth in Section 517.141(1), Florida Statutes.

9. The total claims may not exceed \$100,000, and all claims will be prorated based upon the ratio that the person's claim bears to the total claims filed, as set forth in Section 517.141(2), Florida Statutes.

10. Section 517.141(3), Florida Statutes, provides that no payment from the Fund shall be made until 2 years after the first claim has been determined by the Department to be eligible for payment from the Fund. This subsection further provides that any additional claims or potential claims filed with or approved by the Department during the two year period shall also be considered by the Department and a provision made for further prorations concerning such additional claims, if any, two years hence.

11. It is the conclusion of the Department that because the first Final Order relating to WZW was docketed in March, 1991, that no waiting period is applicable in connection with the claims of Willis D. Hawkins as Trustee of the Willis D. Hawkins Living Trust and Lauretta P. Hawkins as Trustee of the Lauretta P. Hawkins Living Trust.

PROPOSED FINAL ORDER

Upon due consideration of the factual statement set forth above, and the law applicable thereto, NOTICE is hereby given that the Department intends to and will issue a Final Order substantially as follows, subject only to the Notice of Rights attached hereto and made a part hereof:

1. The Department hereby grants the claims of Willis D. Hawkins as Trustee of the Willis D. Hawkins Living Trust and Lauretta P. Hawkins as Trustee of the Lauretta P. Hawkins Living Trust.
2. The Department shall pay Willis D. Hawkins as Trustee of the Willis D. Hawkins Living Trust the amount of \$10,000 from the Fund, and the Lauretta P. Hawkins as Trustee of the Lauretta P. Hawkins Living Trust the amount of \$10,000 from the Fund.
3. Willis D. Hawkins as Trustee of the Willis D. Hawkins Living Trust, and Lauretta P. Hawkins as Trustee of the Lauretta P. Hawkins Living Trust shall assign any right, title, and interest in the debt to the extent of and prior to any payment by the Department from the Fund.

NOTICE OF RIGHTS

Notice is hereby given that Respondent may request a hearing on the Notice of Intent to enter a Final Order Granting Recovery from the Securities Guaranty Fund to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. Requests for such a hearing must comply with the provisions of Florida Administrative Code 28-106.201 and must be filed with: Clerk, Office of the Comptroller, Department of Banking and Finance, Legal Section, 101 East Gaines Street, The Fletcher Building, Room 526, Tallahassee, Florida 32399-0350, within twenty-one (21) days after Respondent receives a copy of this Notice of Intent to enter a Final Order Granting Recovery from the Securities Guaranty Fund and Notice of Rights, otherwise Respondent shall be

deemed to have waived all rights to such hearing. Should Respondent request such a hearing, it is further advised that at such hearing it will have the right to offer testimony, either written or oral; to call and cross-examine witnesses; and to have subpoena and subpoenas duces tecum issued on its behalf.

_____/s/
Thomas Cibula
Assistant General Counsel, 101 East Gaines Street, Suite 526,
Tallahassee, Florida 32399-0350, (850)410-9896

Notice is hereby given that the Department of Banking and Finance, Division of Banking, has received the following application. Comments may be submitted to: Director, Division of Banking, 101 East Gaines Street, Suite 636, Fletcher Building, Tallahassee, Florida 32399-0350, for inclusion in the official record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Division, Department of Banking and Finance, 101 East Gaines Street, Suite 526, Fletcher Building, Tallahassee, Florida 32399-0350, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice by 5:00 p.m., February 25, 2000:

APPLICATION FOR AUTHORITY TO ORGANIZE A TRUST COMPANY

Applicant and Proposed Location: PNC Trust Company of Florida, 590 Beachland Boulevard, Vero Beach, Florida 32963-1741

Correspondent: James S. Keller, 249 Fifth Avenue, Pittsburgh, PA 15222-2707

Received: January 20, 2000

EXPANDED FIELD OF MEMBERSHIP

Name and Address of Applicant: Campus USA Credit Union, P. O. Box 147029, Gainesville, Florida 32614-7029

Expansion Includes: Employees of the Gainesville Sun newspaper, A New York Times Company.

Received: January 19, 2000

Correspondent and Telephone Number: Joel Foreman, Marketing Director, (352)335-9090

Name and Address of Applicant: Educational Community Credit Union, Post Office Box 2600, Jacksonville, Florida 32232-0077

Expansion Includes: Organizations and persons who work or reside in the following zip codes: 32202, 32204, 32205, 32206, 32208, 32209, 32210, 32219, 32221, 32222, 32244 and 32254.

Received: January 21, 2000

Correspondent and Telephone Number: John D. Hirabayashi, President, (904)354-8537

**NOTICE OF INTENT TO APPROVE
A CEMETERY APPLICATION**

The State of Florida, Board of Funeral and Cemetery Services ("Board") and the Department of Banking and Finance, Division of Finance ("Department"), have entered this notice of intent to approve an application for a conversion of a church owned cemetery to a new cemetery company. The application was submitted by Russell Haven of Rest Cemetery, Inc. for conversion of The Russell Baptist Church Cemetery at the following location: Russell Haven of Rest Cemetery, Inc., Green Cove Springs, Florida

Pursuant to Section 497.201, Florida Statutes and Rule 3F-5.007, Florida Administrative Code the Board has determined that the application should be approved after conditions are satisfied. A file pertaining to the above is available for public inspection and copying by any person at The Fletcher Building, 101 East Gaines Street, 6th Floor, Tallahassee, Florida 32399-0350. Comments may be submitted to the above address without requesting a hearing. Those persons whose substantial interests may be determined by these proceedings, including settlements, grants and denials, are advised that they may request a hearing concerning the notice of intent to be conducted in accordance with the provisions of Section 120.569 and 120.57, Florida Statutes and Rule 28-106.104(2), Florida Administrative Code. The petitions for hearing should comply with Rule 28-106.201 or 28-106-301, Florida Administrative Code, and must be filed within twenty-one (21) days of publication of this notice. Petitions shall be filed with: Deputy Agency Clerk, Division of Finance, The Fletcher Building, Tallahassee, Florida 32399-0350. In deference to the rights of substantially affected persons, the Department and the Board will not settle or otherwise reach a final resolution of these matters for a period of twenty-one (21) days from the date of this publication.

DEPARTMENT OF INSURANCE

NOTICE IS HEREBY GIVIEN by the Department of Insurance the following carrier, pursuant to s. 627.6699(10), F.S., has elected to become "risk-assuming": QCC Insurance Company d/b/a AmeriHealth Insurance Company. Public comments will be received until February 25, 2000. Comments may be addressed to: Larry Daniels, Bureau of Life and Health Forms and Rates, 200 East Gaines Street, Tallahassee, Florida 32399-0327, (850)922-3152, Ext. 5026.

DEPARTMENT OF COMMUNITY AFFAIRS

**NOTICE OF APPROVAL FOR
PRESERVATION 2000 FUNDS**

The Florida Communities Trust (Trust) reviewed and approved project plans for land acquisition projects submitted under the Trust Preservation 2000 Program, P8A and P9A funding cycles. The project plans were reviewed in accordance with

Rule 9K-4.011, FAC., at its January 26, 2000, meeting by the Trust governing body, which authorized that the project plans be approved, that the Chair execute the agreements for acquisition of the project sites and all other documents necessary to close the projects and that funds be released as follows:

Project: 98-001-P8A/Peace River Park

Grantee: City of Wauchula

Amount of Approved Funds: the lesser of 100% of the final total project costs or \$328,800.00, contingent on final approval of the management plan by FCT staff.

NOTICE OF ADMINISTRATIVE HEARING RIGHTS

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to an informal administrative proceeding pursuant to Section 120.57(2), F.S., if the person does not dispute issues of material fact raised by this decision. If an informal proceeding is held, the petitioner will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Trust action, or to present a written statement challenging the legal grounds upon which the Trust is justifying its actions.

Alternatively, any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to a formal administrative hearing pursuant to section 120.57(1), F.S., if the person disputes any issues of material fact stated in this decision. At a formal hearing the petitioner may be represented by counsel, and will have the opportunity to present evidence and argument on all the issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders and to file exceptions to any order or hearing officer's recommended order.

If a person with a substantial interest desires either an informal proceeding or a formal hearing, the person must file with the Trust Clerk a written response or pleading entitled "Petition for Administrative Proceedings" within 21 calendar days of the publication date of this notice of final agency action. The petition must be in the form required by Rule 9K-1.008, FAC. A petition is filed when it is received by the Trust Clerk, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100. A petition must specifically request an informal proceeding or a formal hearing, it must admit or deny each material fact contained in this decision, and it must state any defenses upon which the petitioner relies. If the petitioner lacks knowledge of a particular allegation of fact, it must so state and that statement will operate as a denial.

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust waives the right to an informal proceeding or a formal hearing

if a Petition for Administrative Proceeding is not filed with the Trust Clerk within 21 days of the date of publication of the notice of final agency action.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Classic Motorworks, intends to allow the establishment of Holopaw Corvette, Inc., as a dealership for the sale of Enfield Motorcycles, 5100 Holopaw Road, St. Cloud (Osceola County), Florida 34773, on or after 5/20/99.

The name and address of the dealer operator(s) and principal investor(s) of Holopaw Corvette, Inc. are: Dealer Operator: Gene Langford, 5100 Holopaw Road, St. Cloud, FL 34773; Principal Investor(s): Gene Langford, 5100 Holopaw Road, St. Cloud, FL 34773.

The notice indicates an intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Larry Sahagian, V. P. Sales/Marketing, Classic Motorworks, P. O. Box 917, 527 Central Avenue, Suite 2, Faribault, Minnesota 55021.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Panoz Auto Development Co., intends to allow the establishment of Hummer of Orlando, Inc. d/b/a Panoz of Orlando, as a

dealership for the sale of Panoz Roadster, 1970 Semoran Blvd., Winter Park (Orange County), Florida 32790 on or after December 7, 1999.

The name and address of the dealer operator(s) and principal investor(s) of Hummer of Orlando d/b/a Panoz of Orlando are: Dealer Operator: Roger W. Holler III, 1605 Woodland Ave., Winter Park, FL 32790; Principal Investor(s): Roger Holler, Jr., 656 Interlachen, Winter Park, FL 32790, Christopher A. Holler, 2449 Via Sienna, Winter Park, FL 32790, Juliette E. Holler Rogers, 1741 Via Venitia, Winter Park, FL 32790.

The notice indicates an intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Ms. Merla Sawyer, Controller, Panoz Auto Development Company, P. O. Box 399, Braselton, Georgia 30517.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE OF LITIGATION

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on January 20, 2000, concerning certificate of need decisions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine substantial interest of person. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S., as well as Section 28-5.111 and 28-5.207, FAC. In deference to rights of

substantially affected person, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

- CON# INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)
- 9219 Approval, establish a 10 bed Level II Neonatal Intensive Care Unit, Escambia County, Baptist Hospital, Inc., (PRH) Sacred Heart Health System d/b/a Sacred Heart Hospital of Pensacola
- 9220 Approval, establish a 50 bed acute care hospital, Walton County, Sacred Heart Hospital of Pensacola d/b/a Sacred Heart Hospital, (PRH) Okaloosa Hospital, Inc. d/b/a Twin Cities Hospital
- 9220 Approval, establish a 50 bed acute care hospital, Walton County, Sacred Heart Hospital of Pensacola d/b/a Sacred Heart Hospital, (PRH) Fort Walton Beach Medical Center, Inc. d/b/a Fort Walton Beach Medical Center
- 9222 Denial, establish an adult open heart surgery program, Citrus County, Citrus Memorial Health Foundation, Inc., (PRH) same as applicant
- 9223 Denial, establish an adult open heart surgery program, Citrus County, Tenet Healthsystem Hospitals, Inc. d/b/a Seven Rivers Community Hospital, (PRH) same as applicant
- 9224 Denial, establish an adult open heart surgery program, Hernando County, HCA Health Services of Oak Hill Hospital, (PRH) same as applicant
- 9225 Denial, establish an adult open heart surgical and angioplasty program, Hernando County, Hernando HMA, Inc. d/b/a Brooksville Regional Hospital, (PRH) same as applicant
- 9226 Denial, establish a 60 bed freestanding comprehensive medical rehabilitation hospital, Hernando County, Healthsouth Corporation, Inc., (PRH) same as applicant
- 9227 Denial, establish a 10 bed, or in the alternative, a 5 bed Level II Neonatal Intensive Care Unit, Hernando County, Hernando HMA, Inc. d/b/a Spring Hill Regional Hospital, (PRH) same as applicant
- 9229 Denial, establish an adult open heart surgery program, Marion County, Munroe Regional Health System, Inc., (PRH) same as applicant
- 9230 Approval, establish a 182 bed replacement hospital, Lake County, Florida Hospital Waterman, Inc., (PRH) Leesburg Regional Medical Center, Inc.
- 9232 Denial, establish an adult kidney transplantation program, Duval, St. Luke's Hospital Association, (PRH) same as applicant

9232 Support Denial, establish an adult kidney transplantation program, Duval, St. Luke's Hospital Association, (PRH) Shands Jacksonville Medical Center, Inc.

9236 Approval, establish a 75 bed general, acute care hospital, Volusia County, Memorial Health Systems, Inc., (PRH) Halifax Hospital Medical Center d/b/a Halifax Medical Center

9237 Approval, establish an 80 bed general, acute care hospital, Volusia County, Halifax Hospital Medical Center, (PRH) Memorial Health Systems, Inc.

9239 Approval, establish an open heart surgery program, Hillsborough County, Galencare, Inc. d/b/a Brandon Regional Hospital, (PRH) Manatee Memorial Hospital, L. P.

9239 Approval, establish an open heart surgery program, Hillsborough County, Galencare, Inc. d/b/a Brandon Regional Hospital, (PRH) Lakeland Regional Medical Center, Inc.

9239 Approval, establish an open heart surgery program, Hillsborough County, Galencare, Inc. d/b/a Brandon Regional Hospital, (PRH) St. Joseph's Hospital, Inc.

9239 Approval, establish an open heart surgery program, Hillsborough County, Galencare, Inc. d/b/a Brandon Regional Hospital, (PRH) Florida Health Sciences Center, Inc. d/b/a Tampa General Hospital

9239 Approval, establish an open heart surgery program, Hillsborough County, Galencare, Inc. d/b/a Brandon Regional Hospital, (PRH) University Community Hospital, Inc. d/b/a University Community Hospital

9241 Approval, establish a 120 acute care hospital through relocation, Manatee County, Manatee Memorial Hospital, L. P., (PRH) HCA Health Services of Florida, Inc. d/b/a L. W. Blake Medical Center

9246 Denial, establish an adult open heart surgery program, Indian River County, Indian River Memorial Hospital, Inc., (PRH) same as applicant

9247 Denial, establish an adult open heart surgical and angioplasty program, Palm Beach County, Good Samaritan Hospital, Inc. d/b/a Good Samaritan Hospital, (PRH) same as applicant

9248 Denial, establish an adult open heart surgery program, Palm Beach County, Boca Raton Community Hospital, Inc., (PRH) same as applicant

9249 Denial, establish an adult open heart surgery program, Martin County, Martin Memorial Medical Center, Inc., (PRH) same as applicant

9250 Denial, establish an adult open heart surgery program, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) same as applicant

9258 Denial, addition of 20 acute care beds through the conversion of 20 hospital-based skilled nursing beds, Palm Beach County, (PRH) Columbia/JFK Medical Center, L. P. d/b/a JFK Medical Center

9252 Denial, addition of 9 Level II Neonatal Intensive Care Unit beds, Palm Beach County, St. Mary's Hospital, Inc. d/b/a St. Mary's Hospital, (PRH) same as applicant

9253 Denial, convert 16 adult substance abuse beds to 10 Level II Neonatal Intensive Care Unit beds, or in the alternative, convert 16 substance abuse beds to 7 Level II Neonatal Intensive Care Unit beds, Palm Beach County, Wellington Regional Medical Center, Inc. d/b/a Wellington Regional Medical Center, (PRH) same as applicant

9266 Denial, addition of 5 comprehensive medical rehabilitation beds, Dade County, Healthsouth Rehabilitation Hospital d/b/a Healthsouth Rehabilitation Hospital-Miami, (PRH) same as applicant.

CERTIFICATE OF NEED

RECEIPT OF EXPEDITED APPLICATIONS

The Agency for Health Care Administration received the following Certificate of Need applications for expedited review:

County: Citrus	Service District: 3
Facility/Project: Woodlands Care Center of Citrus County, Inc.	
Applicant: Woodlands Care Center of Citrus County, Inc.	
Project Description: Transfer CON #9282	
County: Alachua	Service District: 3
Facility/Project: Woodlands Care Center of Citrus County, Inc.	
Applicant: Woodlands Care Center of Citrus County, Inc.	
Project Description: Transfer CON #9284	
AHCA Purchase Order Number S5900H0396.	

CERTIFICATE OF NEED

DECISIONS ON EXPEDITED APPLICATIONS

The Agency For health Care Administration made the following decisions on Certificate of Need applications for expedited review:

County: Palm Beach	Service District: 9
CON #: 9216	Decision Date: 1/20/2000
Decision: A	
Facility/Project: Plam Garden of West Palm Beach	
Applicant: IHS of Florida No. 13, Inc.	
Project Description: Transfer CON #8971 from FL Conv. Ctr. to IHS of FL No. 13, Inc.	
Approved Cost: \$653,331	
County: Palm Beach	Service District: 9
CON #: 9217	Decision Date: 1/20/2000
Decision: A	
Facility/Project: Palm Garden of West Palm Beach	

Applicant: IHS of Florida No. 13, Inc.
 Project Description: Transfer CON #9188 from FL Conv. Ctr. to IHS of Florida No. 13, Inc.
 Approved Cost: \$44,835
 County: Dade Service District: 11
 CON #: 9270 Decision Date: 1/19/2000 Decision: A
 Facility/Project: Victoria Nursing and Rehabilitation Center
 Applicant: Victoria Nursing and Rehabilitation Center, Inc.
 Project Description: Transfer 60 comm. SNF beds authorized under CON #7978 to Victoria Nursing & Rehab.
 Approved Cost: \$2,389,000
 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.
 AHCA Purchase Order Number S5900H0396.

CERTIFICATE OF NEED
 EXEMPTIONS

The Agency For Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Lee District: 8
 ID #: 0000002 Issue Date: 1/11/2000
 Facility/Project: Shell Point Village
 Applicant: Christian & Missionary Alliance Foundation, Inc.
 Project Description: Construct a new four story addition
 Proposed Project Cost: \$5,000,000 Equipment Cost:
 County: Palm Beach District: 9
 ID #: 0000004 Issue Date: 1/11/2000
 Facility/Project: Jupiter Medical Center
 Applicant: Jupiter Medical Center, Inc.
 Project Description: Renovate the G.I. Exam Room
 Proposed Project Cost: \$25,000 Equipment Cost:
 County: Duval District: 4
 ID #: 0000008 Issue Date: 1/11/2000
 Facility/Project: Baptist Medical Center
 Applicant: Southern Baptist Hospital of Florida, Inc.
 Project Description: Relocate two existing licensed beds to Pavilion 3 nursing unit
 Proposed Project Cost: \$180,000 Equipment Cost:
 County: Dade District: 11
 ID #: 0000011 Issue Date: 1/11/2000
 Facility/Project: Hialeah Hospital
 Applicant: Tenet Hialeah Healthsystem, Inc.
 Project Description: Renovate the Radiology Dept. to install new MRI equipment
 Proposed Project Cost: \$1,044,000 Equipment Cost:

County: Alachua District: 3
 ID #: 0000012 Issue Date: 1/11/2000
 Facility/Project: Shands Hospital at the University of Florida
 Applicant: Shands at the University of Florida
 Project Description: Renovate DPI/ENT outpatient clinics
 Proposed Project Cost: \$3,000,000 Equipment Cost:
 County: Indian River District: 9
 ID #: 0000013 Issue Date: 1/7/2000
 Facility/Project: Sebastian River Medical Center
 Applicant: Sebastian Hospital, Inc.
 Project Description: Termination of obstetrical services
 Proposed Project Cost: Equipment Cost:
 County: Dade District: 11
 ID #: 0000014 Issue Date: 1/11/2000
 Facility/Project: Aventura Hospital and Medical Center
 Applicant: Miami Beach Healthcare Group, Ltd.
 Project Description: Construct a new 3 story bldg. to house ER, OR(s) & ICU depts.
 Proposed Project Cost: \$34,851,660 Equipment Cost:
 County: Pinellas District: 5
 ID #: 0000015 Issue Date: 1/11/2000
 Facility/Project: All Children's Hospital
 Applicant: All Children's Hospital, Inc.
 Project Description: For the use of a mobile cardiac catheterization lab
 Proposed Project Cost: Equipment Cost:
 County: Bay District: 2
 ID #: 0000017 Issue Date: 1/11/2000
 Facility/Project: Gulf Coast Medical Center
 Applicant: Bay Hospital, Inc.
 Project Description: Install oxygen, medical air and medical vacuum in 14 patient rooms
 Proposed Project Cost: \$80,000 Equipment Cost:
 County: Orange District: 7
 ID #: 9900102A Issue Date: 1/12/2000
 Facility/Project: Terra Vista Rehabilitation Center
 Applicant: First Healthcare Corporation
 Project Description: Renovations to the interior and exterior
 Proposed Project Cost: \$1,350,000 Equipment Cost:
 County: Orange District: 7
 ID #: 9900494 Issue Date: 12/22/1999
 Facility/Project: La Amistad Residential Treatment Center
 Applicant: UHS of Maitland, Inc.
 Project Description: Replacement of an existing building
 Proposed Project Cost: \$450,000 Equipment Cost:
 County: Sarasota District: 8
 ID #: 9900495 Issue Date: 1/10/2000
 Facility/Project: HEALTHSOUTH Rehabilitation Hospital of Sarasota
 Applicant: Shands at the University of Florida

Project Description: Relocate an off-site outpatient clinic
 Proposed Project Cost: \$100,000 Equipment Cost:
 County: Orange District: 7
 ID #: 9900496 Issue Date: 12/23/1999
 Facility/Project: University Behavioral Center in Orlando
 Applicant: Orlando H.M.A., Inc.

Project Description: Delicense 28 adult psychiatric beds
 Proposed Project Cost: Equipment Cost:
 County: Alachua District: 3
 ID #: 9900497 Issue Date: 12/23/1999
 Facility/Project: Shands Hospital at the University of Florida
 Applicant: Shands at the University of Florida

Project Description: Renovations to Section 1, Level 2, N. to
 create a new cardiac cath lab
 Proposed Project Cost: \$1,000,000 Equipment Cost:
 County: Lake District: 3
 ID #: 9900506 Issue Date: 12/23/1999
 Facility/Project: Leesburg Regional Medical Center
 Applicant: Leesburg Regional Medical Center, Inc.

Project Description: Renovate and expand the main campus
 Proposed Project Cost: \$30,000,000 Equipment Cost:
 County: Hardee District: 6
 ID #: 9900507 Issue Date: 1/3/2000
 Facility/Project: Florida Hospital Wauchula
 Applicant: Adventist Health System/Sunbelt, Inc.

Project Description: Designate 12 beds as swing beds
 Proposed Project Cost: Equipment Cost:
 County: Hardee District: 6
 ID #: 9900508 Issue Date: 1/3/2000
 Facility/Project: Florida Hospital Wauchula
 Applicant: Adventist Health System/Sunbelt, Inc.

Project Description: Decertify 20 skilled nursing beds for use
 as acute care beds
 Proposed Project Cost: Equipment Cost:
 County: Hardee District: 6
 ID #: 9900509 Issue Date: 1/3/2000
 Facility/Project: Florida Hospital Wauchula
 Applicant: Adventist Health System/Sunbelt, Inc.

Project Description: Deactivate 19 acute care beds
 Proposed Project Cost: Equipment Cost:
 County: Hendry District: 8
 ID #: 9900510 Issue Date: 1/3/2000
 Facility/Project: Hendry Regional Medical Center
 Applicant: Hendry County Hospital Authority

Project Description: Renoate the existing HVAC system
 Proposed Project Cost: \$30,000 Equipment Cost:
 County: Dade District: 11
 ID #: 9900511 Issue Date: 1/3/2000
 Facility/Project: Baptist Health Systems of South Florida
 Applicant: Baptist Hospital of Miami, Inc.

Project Description: Replace an existing MRI
 Proposed Project Cost: \$50,000 Equipment Cost:
 County: Palm Beach District: 9
 ID #: 9900512 Issue Date: 1/3/2000
 Facility/Project: Palm Beach Gardens Medical Center
 Applicant: Palm Beach Gardens Community Hospital, Inc.

Project Description: Add a third floor patient room
 Proposed Project Cost: \$6,000,000 Equipment Cost:
 County: Broward District: 10
 ID #: 9900516 Issue Date: 1/6/2000
 Facility/Project: Plantation Nursing & Rehabilitation Center
 Applicant: HBA Corporation

Project Description: Renovate existing NH beds to
 accommodate pediatric services
 Proposed Project Cost: \$300,000 Equipment Cost:
 County: Orange District: 7
 ID #: 9900519 Issue Date: 1/6/2000
 Facility/Project: Orlando Regional St. Cloud Hospital
 Applicant: Orlando Regional Healthcare System, Inc.

Project Description: Renovate the emergency room
 Proposed Project Cost: \$1,245,000 Equipment Cost:
 County: Brevard District: 7
 ID #: 9900520 Issue Date: 1/6/2000
 Facility/Project: Cape Canaveral Hospital
 Applicant: Cape Canaveral Hospital, Inc.

Project Description: Create an electro-physiology lab &
 relocate Women's Diagnostic Ctr.
 Proposed Project Cost: \$900,000 Equipment Cost:
 County: Brevard District: 7
 ID #: 9900523 Issue Date: 1/6/2000
 Facility/Project: Cape Canaveral Hospital
 Applicant: Cape Canaveral Hospital, Inc.

Project Description: Renovate the fourth floor of the patient
 tower
 Proposed Project Cost: \$600,000 Equipment Cost:
 County: Duval District: 4
 ID #: 9900525 Issue Date: 1/6/2000
 Facility/Project: Beaches Medical Center
 Applicant: Baptist Medical Center of the Beaches, Inc.

Project Description: Install a new special procedures room
 Proposed Project Cost: \$594,000 Equipment Cost:
 County: Duval District: 4
 ID #: 9900526 Issue Date: 1/6/2000
 Facility/Project: Beaches Medical Center
 Applicant: Baptist Medical Center of the Beaches, Inc.

Project Description: To consolidate mammography services to
 a single location
 Proposed Project Cost: \$1,036,000 Equipment Cost:
 County: Duval District: 4
 ID #: 9900527 Issue Date: 1/6/2000

Facility/Project: St. Vincent's Medical Center
Applicant: St. Vincent's MC, Inc. d/b/a St. Vincent's MC, FL
Project Description: Replace a linear accelerator
Proposed Project Cost: \$3,191,600 Equipment Cost:
County: Duval District: 4
ID #: 9900528 Issue Date: 1/6/2000

Facility/Project: Baptist Medical Center
Applicant: Southern Baptist Hospital of Florida, Inc.
Project Description: Remodel existing space in the emergency department
Proposed Project Cost: \$305,000 Equipment Cost:
County: Duval District: 4
ID #: 9900529 Issue Date: 1/6/2000

Facility/Project: Beaches Medical Center
Applicant: Baptist Medical Center of the Beaches, Inc.
Project Description: Expand the emergency department
Proposed Project Cost: \$1,173,000 Equipment Cost:
County: Duval District: 4
ID #: 9900530 Issue Date: 1/6/2000

Facility/Project: Beaches Medical Center
Applicant: Baptist Medical Center of the Beaches, Inc.
Project Description: Expand the power plant
Proposed Project Cost: \$1,752,000 Equipment Cost:
County: Hillsborough District: 6
ID #: 9900532 Issue Date: 1/10/2000

Facility/Project: Town & Country Hospital
Applicant: Town & Country Hospital, L.P.
Project Description: Addition & renovation to the existing emergency room area
Proposed Project Cost: \$1,000,000 Equipment Cost:

County: Hillsborough District: 6
ID #: 9900533 Issue Date: 1/10/2000

Facility/Project: Town & Country Hospital
Applicant: Town & Country Hospital, L.P.
Project Description: Addition & renovation to the existing endoscopy area
Proposed Project Cost: \$450,000 Equipment Cost:
County: Dade District: 11
ID #: 9900534 Issue Date: 1/10/2000

Facility/Project: South Miami Hospital
Applicant: South Miami Hospital, Inc.
Project Description: Renovate the nursery
Proposed Project Cost: \$350,000 Equipment Cost:
County: Bay District: 2
ID #: 9900537 Issue Date: 1/11/2000

Facility/Project: Gulf Coast Medical Center
Applicant: Bay Hospital, Inc.
Project Description: Renovate Emerg. Dept., Surgery, Endoscopy, Pharmacy, Cent. Sterile
Proposed Project Cost: \$13,621,616 Equipment Cost:
County: Osceola District: 7
ID #: 9900542 Issue Date: 1/10/2000

Facility/Project: Florida Hospital Kissimmee
Applicant: Adventist Health System/Sunbelt, Inc.
Project Description: Reallocate several currently licensed headwalls to existing unlicensed rms.
Proposed Project Cost: Equipment Cost:
AHCA Purchase Order Number S5900H00396.

DEPARTMENT OF MANAGEMENT SERVICES

Agency Strategic Plan Public participation
To comment on our Agency Strategic plan, please see:
<http://www.state.fl.us/dms/sec/strategic/asp/aspintro.html>

**PUBLIC ANNOUNCEMENT OF CONSTRUCTION
MANAGEMENT SELECTION RESULTS**

The Department of Management Services, Building Construction announces that on the date listed below, authority was issued to negotiate and enter into a contract for Construction Management Services in accordance with Rule 60D-5 for the following:

DATE: January 20, 2000

NAME OF CLIENT AGENCY: Judicial Branch

PROJECT NUMBER: JB-90037000

PROJECT NAME: 5th District Court of Appeal, Addition and Parking Garage, Daytona Beach, FL

1. Metric Constructors, Orlando, FL
2. Dooley and Mack Constructors, Inc., Coral Springs, FL
3. The Haskell Company, Jacksonville, FL

DEPARTMENT OF ENVIRONMENTAL PROTECTION

**NOTICE OF INTENT TO ISSUE PROPOSED
MODIFICATION OF POWER PLANT CERTIFICATION**

The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify Power Plant Certification Conditions issued pursuant to the Florida Electrical Power Plant Siting Act, §403.501, et seq., Florida Statutes. A Proposed Final Order has been prepared in accordance with Rule 62-17.211(4) concerning:

Seminole Electric Cooperative
Seminole Power Plant (Palatka)
Units 1 & 2
Power Plant Siting Application: PA78-10H
OGC Case No. 00-0220
Putnam County, Florida

On January 7, 2000, the Department issued industrial wastewater permit number FL0036498 for the Seminole Plant. This action requires the Department to make certain modifications to conform the Conditions of Certification for the above referenced facility to the industrial wastewater permit. Permit number FL0036498 constitutes authorization to discharge cooling tower blowdown and treated wastewater from the Seminole Power Plant to waters of the state under the National Pollutant Discharge Elimination System (NPDES) program.

A copy of the proposed modification order is available from Hamilton S. Oven, P. E., Administrator, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. #48, Tallahassee, Florida 32399-2400, (850)487-0472.

POINT OF ENTRY

Pursuant to §403.516, F.S., and Rule 62-17.211(5), FAC., all parties to the certification proceeding have 45 days from the issuance of notice by mail to such party's last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification.

Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has 30 days from the date of publication of this public notice to object in writing. The written objection must be filed (received) in the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000.

If no objections are received, then a Final Order approving the modification shall be issued by the Department. If objections are raised and agreement cannot be subsequently reached, then pursuant to §403.516(1)(c), F.S., the applicant may file a petition for modification seeking approval for those portions of the request for modification to which written objections were timely filed.

Mediation is not available in this proceeding.

NOTICE OF INTENT TO ISSUE PROPOSED

MODIFICATION OF POWER PLANT CERTIFICATION

The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify Power Plant Certification Conditions issued pursuant to the Florida Electrical Power Plant Siting Act, §403.501, et seq., Florida Statutes. A Proposed Final Order has been prepared in accordance with Rule 62-17.211(4) concerning:

JEA's St. Johns River Power Park (SJRPP)
Power Plant Siting Application: PA81-13J
OGC Case No. 99-0956
Duval County, Florida

On July 29, 1999, the Department issued a modification to Permit Number PSD-FL-010(C) for SJRPP. This action requires the Department to make certain modifications to conform the Conditions of Certification for the above referenced facility to the modified Prevention of Significant Deterioration (PSD) permit. The modification to PSD-FL-010(C) reflects the increase of material handling rates at SJRPP. In conjunction with the PSD-based changes, the Department also intends to update the rule citations, correct agency namings and update the conditions of certification to allow changes to SJRPP to accommodate the repowering project which is proposed at the adjacent Northside Generating Station.

A copy of the proposed modification order is available from: Hamilton S. Oven, P. E., Administrator, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, MS #48, Tallahassee, Florida 32399-2400, (850)487-0472.

POINT OF ENTRY

Pursuant to §403.516, F.S. and Rule 62-17.211(5), FAC., all parties to the certification proceeding have 45 days from the issuance of notice by mail to such party's last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification.

Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has 30 days from the date of publication of this public notice to object in writing. The written objection must be filed (received) in the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000.

If no objections are received, then a Final Order approving the modification shall be issued by the Department. If objections are raised and agreement cannot be subsequently reached, then pursuant to §403.516(1)(c), F.S., the applicant may file a petition for modification seeking approval for those portions of the request for modification to which written objections were timely filed.

Mediation is not available in this proceeding.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN January 18, 2000
 and January 24, 2000

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

STATE BOARD OF ADMINISTRATION
Florida Prepaid Postsecondary Education Expense Board

19B-4.001	1/19/00	2/8/00	25/47	
19B-4.002	1/19/00	2/8/00	25/47	
19B-5.001	1/19/00	2/8/00	25/47	
19B-6.001	1/19/00	2/8/00	25/47	
19B-8.001	1/19/00	2/8/00	25/47	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

DEPARTMENT OF CORRECTIONS

33-602.204	1/19/00	2/8/00	25/43	
33-602.2045	1/19/00	2/8/00	25/43	25/50
33-602.205	1/18/00	2/7/00	25/45	25/50
33-602.210	1/18/00	2/7/00	25/44	25/50

DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY

Division of Workers' Compensation

38F-55.001	1/20/00	2/9/00	25/49	
38F-55.011	1/20/00	2/9/00	25/49	

Rule No.	File Date	Effective	Proposed	Amended
	Date	Date	Vol./No.	Vol./No.
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION				
Construction Industry Licensing Board				
61G4-12.009	1/21/00	2/10/00	25/43	
Board of Pilot Commissioners				
61G14-10.0015	1/21/00	2/10/00	25/51	

Rule No.	File Date	Effective	Proposed	Amended
	Date	Date	Vol./No.	Vol./No.
Board of Professional Geologists				
61G16-2.005	1/20/00	2/9/00	25/42	
DEPARTMENT OF HEALTH				
Board of Podiatric Medicine				
64B18-11.001	1/19/00	2/8/00	25/47	

Section XIV
List of Rules Affected

This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.

- w - Signifies Withdrawal of Proposed Rule(s)
- c - Rule Challenge Filed
- v - Rule Declared Valid
- x - Rule Declared Invalid
- d - Rule Challenge Dismissed
- dw - Dismissed Upon Withdrawal

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
----------	-------------------	------------------	------------------

STATE

1-10.001	25/49		
1B-2.011	25/48		
1B-6.001	22/18		
1C-3.100	25/46		
1C-3.116	25/46		
1N-1.001	25/49		
1N-1.002	25/49		
1N-1.003	25/49		
1N-1.004	25/49		
1N-1.005	25/49		
1N-2.001	25/49		
1P-1.009	25/43	26/4	

LEGAL AFFAIRS

2-11.001	21/30c		
2-11.002	21/30c		
2-11.003	21/30c		
2-11.004	21/30c		
2-11.006	21/30c		
2-11.007	21/30c		
2-34.001	25/39		25/49
2-34.004	25/39		25/49
2-34.005	25/39		25/49
2-34.006	25/39		25/49
2-34.007	25/39		25/49
2-34.008	25/39		25/49
2A-2.002	25/49		26/4
2A-3.002	25/49		26/4
2B-1.003	25/49		

BANKING AND FINANCE

3A-68.005	20/40		
3C-1.022	21/25		
3C-100.03852	25/47	26/5	
3C-560.106		23/30	
3C-560.607	23/12		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
3D-20.0021	25/44		25/52
3D-30.0051	22/43c		
3D-30.0052	22/43c		
3D-30.0053	22/43c		
3D-30.0054	22/43c		
3D-30.0055	22/48c		
	23/20c		
	24/53		
3D-30.025	25/12		
3D-30.026	25/12		
3D-40.099	22/29c		
3D-40.100	22/29c		
3D-40.101	22/29c		
3D-40.105	22/29c		
3D-40.106	22/29c		
3D-40.201	22/29c		
3D-40.202	22/29c		
3D-40.210	22/29c		
3D-40.290	22/29c		
3D-160.030	25/37		25/52
3D-160.031	25/37	25/47	25/52
3E-200.001(7)(a)(b)	20/8c		
3E-600.005	26/3		
3E-600.013	25/47		26/3
3E-600.0131	25/47		26/3
3E-600.014	25/47		26/3
3F-5.0015	21/2c		
3F-5.0016	21/2c		
3F-6.002	25/35		
3F-6.005	25/35		
3F-6.0053	25/35		
3F-6.0055	25/35		
3F-8.005		21/41	
	21/39c		
	22/51	23/9	
3F-8.007	25/31		
3F-13.001	25/32		
3F-13.002	25/32		
3F-13.003	25/32		
3F-13.004	25/32		

INSURANCE

4-121.035	21/5c		
4-123.002	25/33		
4-127.001	25/42		
4-127.002	25/42		
4-127.003	25/42		
4-141.020	20/11c		
	20/11c		
4-141.021	20/11c		
	20/11c		
	20/11c		
4-149	24/3c		
	24/3c		
	24/28c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-149.001	23/45 24/46			4-149.043	23/45 24/46		
4-149.002	23/45 24/46			4-149.051	23/45 24/46		
4-149.003	23/45 24/46			4-149.052	23/45 24/46		
4-149.004	23/45 24/46			4-149.053	23/45 24/46		
4-149.005	23/45 24/46			4-149.101	23/45 24/3c	24/31	
4-149.006	23/45 24/46				24/3c 24/46		
4-149.007	23/45 24/46			4-149.102	23/45 24/3c	24/31	
4-149.008	23/45 24/46				24/3c 24/46		
4-149.009	23/45 24/46			4-149.103	23/45 24/3c	24/31	
4-149.010	23/45 24/46				24/3c 24/46		
4-149.020	23/45 24/46			4-149.104	23/45 24/3c	24/31	
4-149.021	20/49c 23/45				24/3c 24/46		
4-149.022	23/45 24/46			4-149.105	23/45 24/3c	24/31	
4-149.023	23/45 24/46				24/3c 24/46		
4-149.024	23/45 24/46			4-149.106	23/45 24/3c	24/31	
4-149.030	23/45 24/46				24/3c 24/46		
4-149.031	23/45 24/46			4-149.107	23/45 24/3c	24/31	
4-149.032	23/45 24/46				24/3c 24/46		
4-149.033	23/45 24/46			4-149.108	23/45 24/3c	24/31	
4-149.034	23/45 24/46				24/3c 24/46		
4-149.035	23/45 24/46			4-149.109	23/45 24/3c	24/31	
4-149.037	23/45 24/46				24/3c 24/46		
4-149.038	23/45 24/46			4-149.110	23/45 24/3c	24/31	
4-149.039	23/45 24/46				24/3c 24/46		
4-149.040	23/45 24/46			4-149.1105	23/45 24/3c	24/31	
4-149.041	23/45 24/46			4-149.111	23/45 24/3c	24/31	
					24/3c 24/46		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-149.112	23/45 24/3c 24/3c 24/46	24/31		4-149.152	23/45 24/46	24/20 24/31	
4-149.113	24/3c 24/3c			4-149.190	23/45 24/3c 24/46		
4-149.114	24/3c			4-149.200	25/36		
4-149.115	24/3c			4-149.201	25/36		
4-149.116	24/3c			4-149.202	25/36		
4-149.117	24/3c			4-149.203	25/36		
4-149.118	24/3c			4-149.204	25/36		
4-149.119	24/3c			4-149.205	25/36		
4-149.120	23/45 24/3c 24/3c 24/46	24/31		4-149.206	25/36		
4-149.121	23/45 24/3c 24/3c 24/46	24/31		4-149.207	25/36		
4-149.122	23/45 24/3c 24/3c 24/46	24/31		4-150.002	24/30	25/8	25/52
4-149.123	23/45 24/3c 24/3c 24/46	24/31		4-150.003	24/30	25/8 25/46	25/52 25/52
4-149.124	24/3c			4-150.005	24/30	25/8	25/52
4-149.125	24/3c			4-150.006	24/30		25/52
4-149.126	24/3c			4-150.013	24/30	25/8	25/52
4-149.127	24/3c			4-150.016	24/30	25/8	25/52
4-149.128	24/3c			4-150.017	24/30		25/52
4-149.129	24/3c			4-150.018	24/30		25/52
4-149.130	23/45 24/3c 24/3c 24/46	24/31		4-150.019	24/30		25/52
4-149.131	23/45 24/3c 24/3c 24/46	24/31		4-150.102		22/10	25/52
4-149.132	23/45 24/3c 24/3c 24/46	24/31			24/30	25/8	25/52
4-149.1325	24/20	24/20		4-150.103		22/10	25/52
4-149.133	23/45 24/3c 24/3c 24/46	24/31			24/30	25/8	25/52
4-149.150	23/45	24/31		4-150.105		22/10	25/52
4-149.151	23/45 24/46	24/31			24/30	25/8	25/52
				4-150.106		22/10	25/52
					24/30	25/8	25/52
				4-150.107		22/10	25/52
				4-150.108		22/10	25/52
				4-150.109		22/10	25/52
				4-150.114		22/10	25/52
					24/30	25/8	25/52
				4-150.118			25/52
				4-150.119		21/38	
					20/43	22/10	25/52
					24/30		25/52
				4-150.120		22/10	25/52
					24/30		25/52
				4-150.202		25/8	25/52
				4-150.203		25/8	25/52
						25/46	25/52
				4-150.205			25/52
				4-150.213		25/8	25/52
				4-150.215			25/52
				4-150.216			25/52
				4-150.217			25/52
				4-150.218			25/52
				4-154.101			
				4-154.102			
				4-154.104			
				4-154.108			
				4-154.109			

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-154.110	24/45			4-190.066	24/44	24/51	
4-154.111	24/45			4-190.067	24/44		
4-154.112	24/45			4-190.068	24/44		
4-154.113	24/45			4-190.069	24/44		
4-154.114	23/52c			4-190.071	24/44		
4-154.115	24/45			4-190.072	24/44		
4-154.116	24/45			4-190.073	24/44		
4-154.410	23/52c			4-190.074	24/44		
4-154.512	23/52c			4-192.023	18/17c		
4-154.520	24/3c			4-192.038	18/17c		
	25/5c			4-192.053	18/17c		
	25/5c			4-192.058	18/17c		
4-157.001	23/10	23/42		4-196.001	20/43c		
4-157.002	23/10	23/42			20/43c		
4-157.002(2)	23/19c			4-196.002	20/43c		
4-157.004	23/10	23/42			20/43c		
4-157.004(2)(b)	23/19c				20/43c		
4-157.004(4)	23/19c				20/49c		
4-157.017	23/10	23/42		4-196.003	20/43c		
4-157.022	23/10	23/42			20/43c		
4-157.022(1)(b)	23/19c				20/49c		
4-157.022(1), (2)(c),(4)	23/52c			4-196.004	20/43c		
4-157.022(2)	23/19c			4-196.005	20/43c		
4-157.022(3)	23/19c			4-196.006	20/43c		
4-157.022(4)	23/19c				20/49c		
4-157.022(5)	23/19c			4-196.007	20/43c		
4-157.023	23/10	23/42			20/49c		
4-157.023(1)(b)	23/52c			4-196.008	20/43c		
4-166.031	25/33	26/5		4-196.009	20/43c		
4-170.016	22/36c				20/49c		
4-170.0165	22/36c			4-196.009(2)	20/43c		
4-175.011	20/8c			4-196.010	20/43c		
	20/20c				20/43c		
4-175.013	21/5c			4-196.011	20/49c		
4-176.022	25/33			4-196.012	20/43c		
4-190.030	24/44	24/51		4-196.013	20/43c		
4-190.031	24/44			4-196.014	20/43c		
4-190.035	24/44			4-196.015	20/43c		
4-190.036	24/44			4-196.016	20/43c		
4-190.037	24/44			4-196.017	20/43c		
4-190.038	24/44			4-196.018	20/43c		
4-190.039	24/44			4-196.019	20/43c		
4-190.056	24/44			4-196.020	20/43c		
4-190.057	24/44			4-196.021	20/43c		
4-190.058	24/44			4-196.022	20/43c		
4-190.059	24/44			4-196.023	20/43c		
4-190.0591	24/44			4-196.024	20/43c		
4-190.060	24/44				20/43c		
4-190.061	24/44				20/43c		
4-190.062	24/44				20/43c		
4-190.063	24/44			4-196.025	20/43c		
4-190.064	24/44			4-196.026	20/43c		
4-190.065	24/44			4-196.027	20/43c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-196.028	20/43c			4-223.003	18/31c		
	20/43c				18/31c		
	20/43c				18/31c		
	20/49c				18/31c		
4-196.029	20/43c				18/31c		
4-196.030	20/43c				18/31c		
	20/43c				18/31c		
	20/49c			4-223.004	18/31c		
4-196.030(5),					18/31c		
(8)(b)(d)(e)	20/43c				18/31c		
4-196.031	20/43c				18/31c		
4-196.032	20/43c				18/31c		
4-196.033	20/43c				18/31c		
4-196.034	20/43c				18/31c		
4-196.035	20/43c			4-223.005	18/31c		
	20/49c				18/31c		
4-196.036	20/43c				18/31c		
4-196.037	20/43c				18/31c		
4-196.038	20/43c				18/31c		
4-196.039	20/43c				18/31c		
4-196.040	20/43c			4-223.005(1)(g)	18/31c		
	20/43c			4-223.006	18/31c		
	20/49c				18/31c		
4-211.031(21)(e),					18/31c		
(24)-(27)	25/33c				18/31c		
	25/34c				18/31c		
4-211.050	25/33c				18/31c		
4-211.060	25/33c				18/31c		
4-213.050	19/30c			4-223.006(2)(d)	18/31c		
4-213.080	19/30c			4-223.007	18/31c		
4-213.090	19/30c				18/31c		
4-213.100	19/30c				18/31c		
4-213.120	19/30c				18/31c		
4-220.051(4)(h)(6)	25/23c				18/31c		
4-220.201(4)(f)	25/23c				18/31c		
4-220.2021(5)(a)	25/23c				18/31c		
4-223.001	18/31c			4-223.008	18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
4-223.002	18/31c			4-223.009	18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		
	18/31c				18/31c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-223.010	18/31c			5B-60.013	25/44		26/4
	18/31c			5B-60.014	25/44		26/4
	18/31c			5B-60.015	25/44		26/4
	18/31c			5B-60.016	25/44		26/4
	18/31c			5CER99-1			25/51
	18/31c			5C-3.002	21/7		
	18/31c			5C-3.003	21/7		
4-223.011	18/31c			5C-3.004	21/7		
	18/31c			5C-3.005	21/7		
	18/31c			5C-3.008	21/7		
	18/31c			5C-3.013	21/7		
	18/31c			5C-3.014	21/7		
	18/31c			5C-3.015	21/7		
4-223.011(4)(a)3.	18/31c			5C-4.001	25/33		25/50w
4-223.038	21/35			5C-4.002	25/33		25/50w
4-224.002	23/33c			5C-4.003	25/33		25/50w
4-224.004	23/33c			5C-4.005	25/33		25/50w
	23/33c			5C-25.001	25/40		26/3
	23/33c			5C-25.002	25/40		26/3
4-224.012	23/33c			5C-25.003	25/40		26/1w
	23/33c			5C-25.004	25/40		26/1w
	23/33c			5D-1.003	21/38		
4-224.013	23/33c			5D-1.0061	21/13		
	23/33c			5E-1.016	26/2		
	23/33c			5F-2.016	25/49		
4-224.014	23/33c			5F-8.012	25/51		
	23/33c			5F-11.047	25/29c		
	23/33c			5H-1.001	22/11c		
4-228.180	19/51	20/13			22/11c		
4-231.150	25/34c				22/11c		
4-231.160	25/34c				22/12c		
4A-37.084	25/34				22/12c		
4A-53.001	16/25				22/12c		
4A-53.002	16/25			5H-12.001	21/10		
4A-53.003	16/25			5I-3.004	21/11		
4A-53.004	16/25			5I-4.008	20/47		
4D-4.051(3)(5)(6)	25/45c			5I-4.009	20/47		
4J-1.021	20/30c			5I-4.010	20/47		
	20/30c			5J-3.005	19/48		
	20/30c			5J-3.006	19/48		
4J-2.002	20/30c			5J-9.006	19/26		
	20/30c			5L-1.004	26/3		26/4w
4J-5.006	20/15c				26/4		
				5L-1.010	26/3		26/4
					26/4		
AGRICULTURE AND CONSUMER SERVICES							
5B-43.005	26/2			EDUCATION			
5B-43.009	26/2			6-1.0996	25/46		26/3
5B-43.011	26/2			6-2.001	25/38	25/47	25/52
5B-60.004	25/44		26/4	6-7.042	25/46		26/3
5B-60.006	25/44		26/4	6A-1.0011	20/34		
5B-60.007	25/44		26/4	6A-1.0014	25/32		
5B-60.009	25/44		26/4	6A-1.0761	24/17		
5B-60.010	25/44		26/4	6A-1.0996	25/27	25/34	
5B-60.011	25/44		26/4	6A-1.09981	25/45	25/51	26/4
5B-60.012	25/44		26/4				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
6A-3.075	20/38			6E-1.003	24/42		25/51w
6A-4.0006(2)(b), (3)(c)	23/4c			6E-1.0031	24/42		25/51w
6A-4.006(2)(b), (3)(c)	24/28c 25/5c			6E-1.0032	24/42		25/51w
6A-4.0161	24/17			6E-1.0034	24/42		25/51w
6A-4.01761	24/28c 25/5c			6E-1.0035	24/42		25/51w
6A-6.03012(5)(6)	25/5c			6E-1.0045	24/42		25/51w
6A-6.03030	19/40				25/52		
6A-6.03031	19/40			6E-2.001	25/52		
6A-6.05281	26/1			6E-2.002	25/52		
6A-6.0571	25/45		26/2	6E-2.004	25/52		
6A-6.080	16/30			6E-2.008	24/42		25/51w
6A-7.0321	20/34				25/52		
6A-7.042	25/27	25/34		6E-2.009	25/52		
6A-10.024	25/38		25/49	6E-2.010	25/52		
6A-10.0243	19/36	19/42		6H-1.004	15/41		
6A-10.0311	26/3			6H-1.014	25/43		
6A-10.0315	26/3			6H-1.015	25/43		
6A-14.030	25/42		25/51	6H-1.016	25/43		
6A-14.0301	25/45		26/2	6H-1.020	25/43		
6A-14.072	25/51			6H-1.021	24/32		
6A-16.006	19/36	19/42			25/43		
6A-16.008	19/36	19/42		6H-1.030	25/38		26/2
6A-16.009	19/36	19/42		6H-1.031	24/32		
6A-16.016	19/36	19/42			25/43		
6A-16.026	26/2			6H-1.032	25/43		
6A-20.05281	26/1			6S-16.026	26/2		
6A-20.111	26/1						
6C-6.001	25/51						
6C-6.002	25/51						
6C-6.003	25/51						
6C-8.007	21/33						
6C-14.005	24/43						
6C1-1.0062	Newspaper		26/1	9B-43.005	21/7c		
6C1-1.201	Newspaper		26/1	9B-43.011	21/43	22/46	
6C1-3.025	Newspaper		26/1	9B-43.014	22/38		
6C1-3.048	Newspaper		26/1	9B-55.001	25/47		
6C1-7.019	Newspaper		26/1	9B-55.004	25/47		
6C2-1.001	Newspaper		26/4	9B-55.005	25/47		
6C2-1.002	Newspaper		26/4	9B-55.006	25/47		
6C2-1.003	Newspaper		26/4	9B-55.007	25/47		
6C2-1.006	Newspaper		26/4	9B-55.008	25/47		
6C2-1.008	Newspaper		26/4	9B-55.009	25/47		
6C2-1.050	Newspaper		26/4	9B-55.010	25/47		
6C2-1.051	Newspaper		26/4	9B-55.011	25/47		
6C2-1.052	Newspaper		26/4	9B-55.012	25/47		
6C2-1.053	Newspaper		26/4	9B-55.013	25/47		
6C2-1.054	Newspaper		26/4	9B-55.014	25/47		
6C2-1.056	Newspaper		26/4	9B-55.015	25/47		
6C2-5.0021	20/47c			9B-63.001	26/4		
6C10-5.019	Newspaper		25/49	9B-64.001	26/4		
6D-3.003	21/35			9B-64.002	26/4		
6D-13.001	24/33			9B-65.001	25/47		
				9B-65.003	25/47		
				9B-65.005	25/47		

COMMUNITY AFFAIRS

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
10D-5.114	19/22			LAW ENFORCEMENT			
10D-5.115	19/22			11B-18.004	18/40		
10D-5.116	19/22			11B-18.0051	18/40		
10D-5.117	19/22			11B-27.004	19/22		
10D-5.118	19/22			11B-30.014	19/40		
10D-5.119	19/22			11B-34.007	25/14		
10D-5.120	19/22			11D-6.001	25/14		
10D-6	20/39c 22/12c			11D-8.005	22/40		
10D-6.041(11)	20/11c			REVENUE			
10D-6.046(7)(a)(b)(e)	20/11c			12-3.0012	25/51		
10D-6.046(7)(f)2.	20/11c			12-3.0015	25/51		
10D-6.0471(1)(a)	20/11c			12-22.007	25/51		
10D-6.048(5)	20/11c			12-26.001	25/51		
10D-13.0293	19/4			12-26.002	25/51		
10D-41.072	15/14			12-26.003	25/51		
10D-41.076	15/14			12-26.004	25/51		
10D-42.023	19/19			12-26.008	25/51		
10D-42.024	19/19			12-26.009	21/6c		
10D-42.025	19/19			12A-1.001	20/43c		
10D-42.026	19/19				25/51		
10D-42.027	19/19			12A-1.001(3)	20/43c		
10D-42.028	19/19			12A-1.001(3)(b),(q)	25/45c		
10D-42.029	19/19			12A-1.001(3)(g)	20/43c		
10D-42.030	19/19			12A-1.007	25/51		
10D-42.031	19/19			12A-1.009	25/51		
10D-42.032	19/19			12A-1.0091	25/51		
10D-42.033	19/19			12A-1.0161	25/51		
10D-45	22/12c			12A-1.019	25/51		
10D-45.049	22/6			12A-1.029	25/51		
10D-72.016	15/12	15/12		12A-1.046	25/51		
10D-105.001	16/50	17/7		12A-1.048	25/40		
10D-105.002	17/3c 17/3c			12A-1.049	25/40		
10D-105.003	17/3c 17/3c			12A-1.050	25/40		
10D-105.004	17/3c			12A-1.051	25/43	25/51	
10D-105.007	17/3c					26/3	
10D-111.002	17/18			12A-1.055	19/43		
10D-112.007	20/49			12A-1.056	25/51		
10D-115.001	22/8			12A-1.060	25/51		
10D-125.005	20/13	20/34		12A-1.070	20/17c		
10J-8.014	20/26c 20/29c			12A-1.087	25/40		
10L-12.002	23/7			12A-1.088	25/51		
10M-1.003	18/12			12A-1.093	25/51		
10M-9.001	22/1			12A-1.097	25/51		
10M-9.026	22/1			12A-1.105	25/51		
10M-9.045	22/1			12A-12.0011	25/51		
10M-29.001	19/27			12A-12.003	25/51		
10P-4.250	19/31c			12A-12.004	25/51		
10P-4.250(10)	19/28c			12A-12.005	25/51		
10P-4.250(11)	19/28c			12A-12.006	25/51		
10P-4.250(4)	19/28c			12A-12.007	25/51		
10Q-5.022	19/41			12A-14.002	25/51		
				12A-14.003	25/51		
				12A-14.004	25/51		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
12A-14.005	25/51			TRANSPORTATION			
12A-16.006	25/51			14-14.004	19/40		
12B-4.005	25/51			14-15.0081	21/43		
12B-5.013	22/36			14-17.011	17/49	17/50	
12B-5.014	22/36			14-24.001	26/1		
12B-6.008	25/51			14-26.009	24/29	24/32	
12B-7.009	25/52			14-40	24/19c		
12B-7.023	25/52			14-46.001	22/25c		
12B-8	23/8c				22/39c		
12B-8.001	19/39c			14-60.011	20/12		
	19/39c			14-66.001	25/29		
	19/39c			14-66.002	25/29		
	19/39c			14-66.003	25/29		
	21/41			14-66.004	25/29		
	25/51			14-66.005	25/29		
12B-8.003	23/7c			14-66.006	25/29		
12B-8.016	23/7c			14-66.007	25/29	25/40	
12B-8.016(3)(a)6.f.	23/8c					26/5	
12B-12.0031	25/38		25/52	14-66.008	25/29		
12B-12.006	25/51			14-66.009	25/29		
12C-1.001	25/38			14-66.010	25/29		
12C-1.011	25/38			14-66.011	25/29		
12C-1.011(1)(v)	19/50c			14-66.012	25/29		
	19/50c			14-78	25/21c		
12C-1.0152	25/38	25/51		14-79.006	26/1		
12C-1.0154	25/38			14-96	21/2c		
12C-1.0222	25/38			14-100.001	26/4		
12C-1.034	25/38	25/51		14-100.002	26/4		
12C-1.042	25/38			14-101.001	25/42		25/49
12C-1.051	25/38	25/51		14-101.002	25/42		25/49
12C-2.007	25/51			14-101.003	25/42		25/49
12C-3.009	25/51			14-101.004	25/42		25/49
12D-7.0143	25/40	25/46	25/51	14B-1.001	26/3		
12D-7.015	25/40		25/51	14B-1.002	26/3		
12D-7.0155	25/40		25/51	14B-1.003	26/3		
12D-7.017	25/40		25/51	14B-1.004	26/3		
12D-7.018	25/40		25/51	14B-1.005	26/3		
12D-8.005	25/40	25/46	25/51	14B-1.006	26/3		
12D-8.0062	21/14c			14B-1.007	26/3		
12D-13.002	25/40		25/51	HIGHWAY SAFETY AND MOTOR VEHICLES			
12D-13.006	22/36	22/43		15-3.001	21/47c		
12D-13.009	25/40		25/51	15A-8.0081	21/43	22/7	
12D-13.064	25/40		25/51			22/11	
12D-16.002		20/46	26/4	15A-10	22/2c		
		23/45	26/4		22/2c		
	25/40	25/46	26/4	15A-10.005(1)	22/2c		
		25/51	26/4	15A-10.017	19/43		
12D-16.010	25/40		25/52w	15A-10.027(8)	22/2c		
12D-16.030	25/40		25/52w	15A-10.034(4)	22/2c		
12D-16.040	25/40		25/52w	15C-7.005	20/40c		
12D-16.050	25/40		25/52w		20/40c		
12D-16.060	25/40		25/52w	15C-15.001	22/52	23/11	
12D-16.080	25/40		25/52w				
12D-16.090	25/40		25/52w				
12D-51.003	25/45c						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
NATURAL RESOURCES				17-701.400	19/33	19/37	
16B-33.0052	19/41c			17-701.420	19/33	19/37	
	19/41c			17-701.500	19/33	19/37	
ENVIRONMENTAL REGULATION				17-701.510	19/33	19/37	
17-2.100	18/26			17-701.520	19/33	19/37	
17-3	15/14c			17-701.600	19/33	19/37	
17-4	15/14c			17-701.610	19/33	19/37	
17-4.246	15/14c			17-701.620	19/33	19/37	
17-17.701	20/15c			17-701.630	19/33	19/37	
17-29.080	20/21	21/22		17-701.640	19/33	19/37	
17-40	19/49c			17-703.300	20/17		
17-111.060	15/34			17-703.500	16/33		
17-213.420	19/33	19/41		17-703.510	20/17		
17-257	19/50c			17-703.600	20/17		
17-296.200(97)	20/24c			17-703.610	20/17		
17-296.600	20/24c			17-710.300	15/42		
17-296.601	20/24c			17-710.420	15/42		
17-296.604	20/16	20/23		17-710.440	15/42		
	20/24c			17-773.200	17/39	17/46	
17-312	20/26c			17-773.900	17/39	17/46	
	20/26c			BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST			
17-330	20/26c			18-4.001	22/1		
	20/26c			18-21.004	25/48	25/50	
17-330.100(1), (2),(3)	20/24c			18-21.019	24/15		26/5w
17-330.200(3)	20/24c			18-23.001	20/14	20/27	
(a)(b)(c)(e)	20/24c			18-23.004	20/14	20/27	
17-331	20/26c			18-23.005	20/14	20/27	
17-341	20/26c			18-23.006	20/14	20/27	
	20/26c			STATE BOARD OF ADMINISTRATION			
17-343.050	20/29c			19-8.010	20/13c		
17-503.420	16/15			19-8.011	25/47		25/51w
17-503.430	16/15			19B-4.001	25/47		26/5
17-503.500	16/15			19B-4.002	25/47		26/5
17-503.850	17/33			19B-5.001	25/47		26/5
17-525.900	18/35			19B-6.001	22/13		
17-604.550	18/8				25/47		26/5
17-620.810	20/28	20/38		19B-8.001	25/47		26/5
17-625.700	20/28	20/45		CITRUS			
17-660.300	15/50	16/8		20-34.007	21/24		
17-671.100	15/32			20-35.005	21/24		
17-671.200	15/32			20-39.014	22/20		
	19/47			20-42.001	18/20		
17-671.300	15/32			20-48.001	25/35		26/4
17-671.310	15/32			20-48.002	25/35		26/4
17-701	20/13c			20-48.003	25/35		26/4
	20/15c			20-48.004	25/35	25/45	26/4
17-701.200	19/33	19/37				25/51	26/4
17-701.210	19/33	19/37		20-48.005	25/35	25/45	26/4
17-701.220	19/33	19/37				25/51	26/4
17-701.220	19/33	19/37					26/4
17-701.300	19/33	19/37					26/4
17-701.320	19/33	19/37					26/4
17-701.330	19/33	19/37					26/4
17-701.340	19/33	19/37					26/4

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
20-48.006	25/35	25/45 25/51	26/4 26/4	25-30.010	24/53		26/4
20-48.007	25/35		26/4	25-30.011	24/53		26/4
20-48.008	25/35	25/45	26/4	25-30.060	22/38		
20-48.009	25/35		26/4	25-30.110	25/41		25/49
20-48.010	25/35		26/4	25-30.431	22/31	23/27 25/43	25/49 25/49
20-64.020	25/49 25/49			25-30.436	24/53		26/4
20-64.024	20/29c			25-30.450	24/53		26/4
20-94.006	15/41	15/48		25-30.455	24/53		26/4
20-97.010	26/2			25-30.456	24/53		26/4
20-104.001	21/32			25-30.570	24/53		26/4
20-104.002	21/32			25-30.580	24/53		26/4
20-111.001	25/49			25-160.031	25/37		
20-111.003	25/49			EXECUTIVE OFFICE OF THE GOVERNOR			
20-111.007	25/49			27E-4.001	20/11		
20-111.008	25/49	26/5		27E-4.002	20/11		
PROFESSIONAL REGULATION				27E-4.003	20/11		
21-6.017	17/45			27E-4.004	20/11		
21-12.025	21/31			27E-4.005	20/11		
21-15.009	12/45			27E-4.006	20/11		
21-17.001	15/47			27E-4.007	20/11		
21B-11.0017	19/31c 19/31c			27E-4.008	20/11		
21G-17.011	18/43c			ADMINISTRATION COMMISSION			
21M-49.002	19/6c			28-5.201	22/2c		
21M-50.002	19/6c			28-22.101	25/41		26/5w
21M-50.003	19/6c			28-22.102	25/41		26/5w
21M-50.007	18/53 19/6c	20/24		28-22.103	25/41		26/5w
21M-50.009	19/6c			28-22.104	25/41		26/5w
21P-16.003	18/14			28-22.105	25/41		26/5w
FLORIDA PAROLE COMMISSION				28-22.106	25/41		26/5w
23-15.050	25/39		25/51	28-22.107	25/41		26/5w
23-23.011	20/8			28-22.108	25/41		26/5w
PUBLIC SERVICE COMMISSION				28-22.109	25/41		26/5w
25-4.141	24/53		26/4	28-22.110	25/41		26/5w
25-4.202	24/53		26/4	28-22.111	25/41		26/5w
25-4.300	25/13	25/48		28-22.112	25/41		26/5w
25-4.301	25/13	25/48		28-22.113	25/41		26/5w
25-4.302	25/13	25/48		28-22.114	25/41		26/5w
25-6.002	24/53		26/4	28-22.115	25/41		26/5w
25-6.043	24/53		26/4	28-22.116	25/41		26/5w
25-6.0438	24/53		26/4	28-22.117	25/41		26/5w
25-6.049	25/42			28-22.121	25/41		26/5w
25-14.003	15/52			28-22.122	25/41		26/5w
25-17.087	24/53		26/4	28-22.123	25/41		26/5w
25-21.022	18/24			28-22.124	25/41		26/5w
25-22.036(3)	25/45c			28-22.125	25/41		26/5w
25-24.555	24/53		26/4	28-22.126	25/41		26/5w
				28-22.127	25/41		26/5w
				28-22.128	25/41		26/5w
				28-22.129	25/41		26/5w
				28-22.130	25/41		26/5w
				28-22.131	25/41		26/5w

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
28-22.132	25/41		26/5w	33-5.001	22/23c		
28-22.301	25/41		26/5w		22/23c		
28-22.302	25/41		26/5w	33-5.002	22/23c		
28-22.303	25/41		26/5w	33-5.003	22/23c		
28-22.304	25/41		26/5w	33-5.004	22/23c		
28-22.305	25/41		26/5w	33-5.005	22/23c		
28-22.307	25/41		26/5w	33-5.006	22/23c		
28-22.308	25/41		26/5w	33-5.007	22/23c		
28-22.309	25/41		26/5w	33-5.008	22/23c		
28-22.310	25/41		26/5w		24/18		
28-24.029	19/40	19/43		33-5.009	22/23c		
28-24.030	19/40	19/43		33-5.010	22/23c		
28-24.031	19/40	19/43		33-5.011	22/23c		
28-24.032	19/40	19/43			22/23c		
28-24.036	19/40	19/43		33-5.012	22/23c		
28-24.037	19/40			33-5.013	22/23c		
				33-5.014	22/23c		
REGIONAL TRANSPORTATION AUTHORITIES							
				33-6.005	23/34		
30C-2.001	26/4			33-6.006	24/18		
30C-2.002	26/4			33-8.0142	19/43		
30C-2.0021	26/4			33-11.0065	24/18		
30C-2.003	26/4			33-15.001	22/23c		
30C-2.004	26/4			33-15.002	22/23c		
30C-2.005	26/4			33-15.003	22/23c		
30C-2.006	26/4			33-15.004	22/23c		
30C-2.007	26/4			33-22.003	17/12		
30C-2.008	26/4			33-22.009	17/12		
30C-2.009	26/4			33-22.011	17/12		
30C-2.010	26/4			33-25.031	20/11c		
30C-2.011	26/4			33-32.021	19/5		
30C-2.012	26/4			33-32.022	19/5		
30C-2.013	26/4			33-38.001	25/35	25/43	
30C-2.014	26/4			33-38.003	25/35	25/43	
				33-38.005	25/35	25/43	
LOXAHATCHEE RIVER ENVIRONMENTAL CONTROL DISTRICT							
				33-38.006	25/35	25/43	
				33-38.009	25/35	25/43	
				33-38.010	25/35	25/43	
31-16	20/8c			33-38.011	25/35	25/43	
	20/8c			33-38.012	25/35	25/43	
	20/8c			33-203.201	26/1		
				33-208.101	25/51		
				33-302.106	26/3		
				33-401.401	25/46		26/4
				33-501.401	25/43	25/49	
					26/3		
				33-504.201	25/36	25/46	26/1
				33-507.001	26/3		
				33-507.002	26/3		
				33-507.201	26/3		
				33-507.202	26/3		
				33-507.401	26/3		
				33-601.801	25/35	25/43	25/50w
				33-601.803	25/35	25/43	25/50w
				33-601.805	25/35	25/43	25/50w
				33-601.806	25/35	25/43	25/50w
33-2.001	23/25						
33-3.004(3)(d)	24/8c						
	24/8c						
	24/8c						
33-3.004(3)(d),(15)	24/7c						
33-3.005(8)(b)	24/7c						
33-3.0051	24/18						
33-3.0081	25/35	25/43					
33-3.0082	25/35	25/43					
33-3.0084	25/35	25/43					
33-3.0085	25/35	25/43					
33-3.015	21/43						
33-3.018	17/14						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
33-601.809	25/35	25/43	25/50w	38J-1.006	23/46c		
33-601.810	25/35	25/43	25/50w		26/1		
33-601.811	25/35	25/43	25/50w	38J-1.006(2)	24/10c		
33-601.812	25/35	25/43	25/50w	38J-1.007	23/46c		
33-602.203	25/44	22/52			26/1		
33-602.204	25/43		26/5	38J-1.007(1)	24/10c		
33-602.2045	25/43	25/50	26/5	38J-1.008	26/1		
33-602.205	25/45	25/50	26/5	38J-1.009	26/1		
33-602.210	25/44	25/50	26/5	38K-1.0045	23/27		
33-602.220	25/35	25/43	25/50w	GAME AND FRESH WATER FISH COMMISSION			
33-602.221	25/35	25/43	25/50w	39-25.0031	19/48c		
33-602.222	25/35	25/43	25/50w	39-25.004	19/48c		
33-602.223	25/35	25/43	25/50w	39-25.031	20/11c		
33-602.224	25/46		26/4	39-27.005	19/33c		
33-602.401	25/40		25/50		19/33c		
33-602.402	25/40		25/50	39-27.005(26)(27)	19/33c		
33-602.403	25/40		25/50				
COMMISSION ON ETHICS				WATER MANAGEMENT DISTRICTS			
34-5.001	24/18			40A-1.004	25/50		
34-5.026	24/19			40A-1.1003	25/50		
34-7.010	25/38	25/44	25/49	40A-1.1010	25/50		
	25/40		25/51	40A-1.1020	25/50		
LABOR AND EMPLOYMENT SECURITY				40A-1.2025	25/50		
38E-106.401	24/1			40A-1.203	25/50		
38F-6.007	24/47	25/4	26/4	40A-1.208	25/50		
38F-6.008	24/47	25/4	26/4	40A-1.510	25/50		
		25/48	26/4	40A-1.511	25/50		
38F-6.009	24/47	25/4	26/4	40A-3.461	25/50		
		25/48	26/4	40A-4.101	25/50		
38F-6.012	24/47	25/4	26/4	40A-6.011	25/50		
		25/48	26/4	40A-6.371	25/50		
38F-6.014	24/47	25/4	26/4	40B-1	20/26c		
38F-6.015	24/47	25/4	26/4		20/26c		
38F-8.055	22/4			40B-4	20/26c		
38F-55.001	25/49		26/5		20/26c		
38F-55.011	25/49		26/5	40B-400	20/26c		
38I-60.200	20/7				20/26c		
38J-1.002	23/46c			40C-1	20/26c		
	26/1				21/47c		
38J-1.002(7),(8),(9)	24/10c			40C-1.004	25/44	25/47	25/52
38J-1.003	23/46c			40C-1.181	20/18		
	26/1			40C-2	21/47c		
38J-1.003(2)	24/10c			40C-2.101	25/5c		
38J-1.004	23/46c			40C-3.035	25/42	25/47	25/52
	26/1			40C-4	20/26c		
38J-1.004(1)	24/10c				20/26c		
38J-1.005	23/46c			40C-4.051	24/52		
	26/1			40C-4.051(12)(b)	25/12c		
38J-1.005(1)(b),				40C-4.091	24/52	25/8	
(3)(a)(d)	24/10c				25/12c		
38J-1.005(5)	24/10c			40C-6	20/26c		
					20/26c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
40C-20	21/47c				21/5c		
40C-22	21/47c				21/5c		
40C-40	20/26c				21/5c		
	20/26c				21/5c		
40C-41.011	23/12c				21/5c		
	23/12c				21/5c		
40C-41.023	23/12c				21/26c		
	23/12c				25/45c		
40C-41.033	23/12c			40D-2.031	20/48		
	23/12c			40D-2.041	20/48		
40C-41.043	23/12c			40D-2.091	20/44c		
	23/12c				20/48	20/52	
40C-41.051	23/12c				22/48		
	23/12c				24/48	25/48	
40C-41.063	23/12c			40D-2.101	20/48		
	23/12c			40D-2.301	22/48		
40C-42	20/26c				24/48		
	20/26c			40D-2.321	20/48		
40C-43	20/26c			40D-2.331	20/48		
	20/26c			40D-2.381	20/48		
40C-44	20/26c			40D-2.501	20/48		
	20/26c			40D-2.601	20/44c		
40C-400	20/26c				20/48		
	20/26c			40D-2.621	20/44c		
40C-400.201	21/48	21/48			20/48		
40D-0.201	20/3			40D-2.628	20/44c		
40D-1.202	19/36	19/42		40D-2.801	20/44c		
40D-1.602	20/29c				20/48	21/44	
	25/48					24/7	
40D-2	20/44c			40D-4	25/45c		
	20/44c			40D-4.041	20/24c		
	20/44c			40D-4.042	20/24c		
	20/44c				25/48		
	20/44c			40D-4.051	20/24c		
	20/44c			40D-4.091	20/24c		
	20/44c				20/24c		
	20/44c				22/48		
	20/44c				24/36	24/53	
	20/47c				24/48		
	20/47c				25/3		
	20/47c			40D-4.201	21/22		
	20/47c			40D-4.301	20/24c		
	20/47c				20/24c		
	20/47c			40D-4.381	20/24c		
	20/47c			40D-6.521	24/50		
	20/47c			40D-8	20/44c		
	20/47c				20/44c		
	20/47c				20/44c		
	20/47c				20/44c		
	20/47c				21/5c		
	20/47c				21/5c		
	21/5c				21/5c		
	21/5c				25/45c		
	21/5c			40D-8.011	24/48		
	21/5c			40D-8.021	24/48	25/48	
	21/5c			40D-8.031	24/48		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
40D-8.041	21/5c 25/10			40E-4	20/24c 20/26c		
40D-8.603	24/48				20/26c		
40D-8.605	24/48				20/26c		
40D-8.611	24/48				20/26c		
40D-8.613	24/48			40E-4.091	25/18		
40D-8.616	24/48			40E-6	20/26c		
40D-8.621	24/48			40E-7.639	22/23	22/37	
40D-8.623	24/48			40E-40	20/26c		
40D-8.624	23/38 24/48	24/48			20/26c		
40D-8.6240	23/38	24/48		40E-41	20/24c		
40D-8.626	24/48	25/48			20/26c		
40D-8.628	20/47c 20/47c 20/47c 20/47c 20/47c 20/47c 20/47c 20/47c 20/47c 20/47c 20/47c 20/47c 21/5c 21/5c 21/21c 21/21c 21/21c 21/21c			40E-400	20/24c 20/24c 20/26c 20/26c		
				FLORIDA LAND AND WATER ADJUDICATORY COMMISSION			
				42BB-1.001	25/47		
				42BB-1.002	25/47		
				42BB-1.003	25/47		
				42CC-1.001	25/51		
				42CC-1.002	25/51		
				42CC-1.003	25/51		
				42E-1.002	25/50		
				42O-1.0015	26/3		
				EXPRESSWAY AUTHORITIES			
40D-8.628(1)	21/12c			45A-2.001	21/49		
40D-45.341	19/42	20/3		MARINE FISHERIES COMMISSION			
40D-80.011	24/48			46ER96-3		22/39	22/28
40D-80.073	24/48 25/10	25/15		46-3.002	21/6c		
40D-80.073(5)(6)(7)	25/45c			46-3.008	21/6c		
40E-1	20/24c 20/26c 20/26c 20/26c			46-3.025	21/6c		
				46-3.027	21/6c		
40E-1.510	20/18	21/36		46-3.028	21/6c		
40E-1.603	19/4c			46-3.029	21/6c		
40E-1.606	19/4c			46-3.031	21/6c		
40E-1.607	19/43			46-3.032	21/6c		
40E-1.6105	19/4c			46-3.034	21/6c		
40E-1.612	20/18	21/36		46-3.035	21/6c		
40E-1.614	20/18	21/36		46-3.037	21/6c		
40E-1.659	19/4c 25/18			46-3.038	21/6c		
				46-4.001	21/6c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
46-4.002	16/48c			THE CONSOLIDATED TAXICAB COMMISSION			
	21/6c						
46-4.0025	21/6c			51U-8.021	23/24		
46-4.003(1)(e)(o)4.7.	19/44c			LOTTERY			
46-4.0031	19/50c						
46-4.004	21/6c			53ER-00-1			26/4
46-4.005	21/6c			53ER-00-3			26/5
46-4.006	21/6c			53ER99-36			25/44
46-4.007	21/6c			53ER99-37			25/39
46-4.008	21/6c			53ER99-39			25/44
46-4.0081	21/6c			53ER99-40			25/49
46-4.0085	21/6c			53ER99-42			25/44
46-4.013	19/50c			53ER99-44			25/39
	21/6c			53ER99-46			25/43
46-4.014	21/6c			53ER99-47			25/41
46-4.015	21/6c			53ER99-48			25/40
46-4.016	21/6c			53ER99-49			25/42
46-4.017	21/6c			53ER99-50			25/44
46-15.002	21/35			53ER99-51			25/44
46-17.001	20/8c			53ER99-52			25/45
46-17.002	20/8c			53ER99-53			25/45
46-17.003	20/8c			53ER99-54			25/45
46-17.0031	20/8c			53ER99-55			25/45
46-17.005	20/8c			53ER99-56			25/48
46-17.007	20/8c			53ER99-57			25/47
46-21.007(1)	18/2			53ER99-58			25/52
46-23.001	21/6c			53ER99-59			25/52
46-23.002	21/6c			53ER99-60			25/52
46-23.003	21/6c			53ER99-61			25/47
46-24.003	21/27			53ER99-62			25/47
46-24.007	21/6c			53ER99-63			25/49
46-29.0036	19/8c			53ER99-64			26/1
46-36.002	21/6c			53ER99-65			26/1
46-37.001	20/18			53ER99-66			25/51
46-37.002	20/18	20/25		53ER99-67			26/2
46-37.003	20/18			53-1.005	25/52		
		21/42		53-19.003	25/43		25/52
46-37.004	20/18	20/25		53-19.0035	25/43		
46-37.005	20/18			53-32.001	25/39		
46-37.006	20/18	20/25		53-32.002	25/39		
	21/6c			53-32.003	25/39		
46-39.002	21/6c			53-32.004	25/39		
46-39.0035	21/6c			53-32.005	25/39		
46-39.0047	22/39c			53-32.006	25/39	25/51	
46-39.005	21/6c			53B-20.001	25/47		
46-39.006	21/6c			53B-20.002	25/47		
46-39.007	21/6c			53B-20.003	25/47	26/4	
46-39.008	21/6c			ELDER AFFAIRS			
46-39.009	21/6c						
46-39.010	21/6c						
46-39.011	21/6c			58-14.001	20/1c		
46-39.012	21/6c			58-14.003	20/1c		
46-42.003	20/35			58-14.005	20/1c		
46-42.007	21/6c			58-14.007	20/1c		
46-43.005	21/6c			58-14.009	20/1c		
46-47.007	22/27			58A-1	20/43c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
AGENCY FOR HEALTH CARE ADMINISTRATION				59A-8.0245	25/38	25/47	26/2
				59A-24.005	25/50		
59-1.021	22/2c			59A-24.006	25/50		
59-1.045	25/38		25/50	59A-25.001	26/3		
59-1.047	25/38		25/50	59A-25.002	26/3		
59A-2.024	20/1			59A-25.003	26/3		
59A-3.078	20/47c			59A-25.004	26/3		
59A-3.081	25/21	25/39	25/50	59A-25.005	26/3		
	25/26c			59AA-2.001	22/48c		
	25/26c			59AA-2.002	22/48c		
59A-3.170	21/20			59AA-2.003	22/48c		
59A-3.180	21/3			59AA-3.001	22/48c		
59A-3.202	21/12c			59AA-10.001	22/48c		
59A-3.2055	22/52	23/10		59AA-17.004	21/46		
59A-4.1295	20/1c			59B-7.020	19/30		
59A-5.001	21/26c			59B-7.021	19/30		
59A-5.002	21/26c			59B-7.022	19/30		
59A-5.003	21/26c			59B-7.022(5)	19/36c		
59A-5.004	21/26c			59B-7.023	19/30		
59A-5.005	21/26c			59B-7.024	19/30		
59A-5.006	21/26c			59B-7.024(1)	19/36c		
59A-5.007	21/26c			59B-7.025	19/30		
59A-5.008	21/26c			59B-7.026	19/30		
	21/26c			59B-7.027	19/30		
59A-5.009	21/26c				19/36c		
	21/26c			59B-7.028	19/30		
59A-5.010	21/26c			59B-7.029	19/30		
59A-5.011	21/26c			59B-9.015	25/43		25/52
59A-5.012	21/26c			59B-9.021	25/43		25/52
59A-5.013	21/26c			59B-10.050	21/45c		
59A-5.014	21/26c			59B-10.051	21/45c		
59A-5.015	21/26c			59B-10.052	21/45c		
59A-5.016	21/26c			59B-10.053	21/45c		
59A-5.017	21/26c			59B-10.054	21/45c		
59A-5.018	21/26c			59B-10.055	21/45c		
59A-5.019	21/26c			59B-10.056	21/45c		
59A-7.020	20/25			59B-10.057	21/45c		
59A-7.034	21/45c			59C-1.031	23/8c		
59A-7.035	21/45c				23/8c		
59A-8.002	25/38	25/47	26/2		23/8c		
59A-8.0025	25/38		26/2	59C-1.033(7)(c)	25/45c		
59A-8.003	25/38	25/47	26/2	59C-1.036	22/48c		
59A-8.004	25/38		26/2		22/48c		
59A-8.007	25/38		26/2		22/48c		
59A-8.008	25/38		26/2		22/48c		
59A-8.0086	25/38		26/2		22/48c		
59A-8.0095	25/38	25/47	26/2		22/48c		
59A-8.0185	25/38	25/47	26/2		22/48c		
		25/48	26/2		22/48c		
59A-8.020	25/38	25/47	26/2		23/12c		
59A-8.0215	25/38	25/47	26/2		23/12c		
59A-8.0218	25/38	25/47	26/2		23/12c		
59A-8.022	25/38	25/47	26/2		23/12c		
59A-8.024	25/38	25/47	26/2		23/12c		
		25/48	26/2		23/12c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
	23/12c			59G-4.197	25/41	25/52	
	23/12c			59G-4.200	20/30c		
	23/12c			59G-4.210	26/4		
	24/3c			59G-4.220	26/4		
	24/3c			59G-4.230	26/4		
	24/3c			59G-4.231	26/4		
	24/3c			59G-4.240	25/48		
59C-1.036(2)(i)	22/48c			59G-4.260	25/41	25/52	
	23/12c			59G-4.270	26/4		
59C-1.044	19/44c			59G-4.340	26/4		
	19/44c			59G-5.020	23/12c		
	19/44c				25/39		25/52
	19/44c			59G-6.010	20/49c		
59D-1.004(4)	19/47c				20/49c		
59D-1.004(5)	19/47c				21/33c		
59D-1.007(1)(d)	19/47c				22/34c		
59D-2.003(10)(b)	19/48c				25/46		26/1
59D-2.003(12)	19/48c			59G-6.020	22/2c		
59D-2.003(15)	19/48c			59G-7.056	22/34c		
59D-2.003(16)	19/48c			59G-8.100	21/45c		
59D-2.011(1)(2)	19/48c			59H-1.00352	26/3		
59E-1.001	20/27			59H-1.0045	26/3		
59E-1.002	20/27			59H-1.0055	26/3		
59E-1.003	20/27			59H-1.0065	26/3		
59E-1.004	20/27			59H-1.007	26/3		
59E-1.005	20/27			59H-1.008	26/3		
59E-1.006	20/27			59H-1.009	26/3		
59E-1.007	20/27			59H-1.010	26/3		
59E-7.012	25/43		25/52	59H-1.011	26/3		
59E-7.201	19/50c			59H-1.012	26/3		
59E-7.202	19/50c			59H-1.013	26/3		
59E-7.203	19/50c			59H-2.003	26/3		
59E-7.204	19/50c			59H-2.004	26/3		
59E-7.205	19/50c			59H-2.005	26/3		
59E-7.206	19/50c			59H-2.006	26/3		
59E-7.207	19/50c			59H-2.007	26/3		
59E-7.208	19/50c			59H-2.009	26/3		
59EE-1.001	22/29c			59H-2.010	26/3		
	22/29c			59M-3.001	22/11c		
	22/39c				22/11c		
	22/39c				22/11c		
59F-1.002	20/33			59M-3.005	21/25		
59F-1.005(2),(3),(4)	20/43c			59O-2	22/42c		
59G-3.010	24/7			59O-2.002	20/47c		
59G-4.010	26/4				22/34	24/49	
59G-4.030	26/4			59O-2.002(7)	20/47c		
59G-4.040	26/4			59O-2.003	22/34	24/49	
59G-4.055	21/39	21/45		59O-3	22/42c		
59G-4.060	26/4			59O-3.002	22/34	24/49	
59G-4.070	25/21c			59O-3.003	20/47c		
59G-4.085	26/3			59O-5	22/42c		
59G-4.101	25/25c			59O-5.001(1)(b),			
59G-4.140	20/29c			(2)(a)2.(b)	20/47c		
59G-4.150(4)(b)4.	22/2c			59O-5.002	22/42c		
59G-4.160	25/30			59O-5.003	22/42c		
59G-4.190	25/48			59O-5.004	22/42c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
59O-5.006	20/47c			60K-3.0094	25/44		
	20/47c			60K-3.011	25/44		
59O-7	22/42c			60K-4.001	25/44		
59O-9	22/42c			60K-4.002	25/44		
59O-9.002	20/47c			60K-4.0021	25/44		
59O-9.002(4)	20/47c			60K-4.003	25/44		
59O-9.003	22/34	24/48		60K-4.00311	25/44		
59O-9.004	20/47c			60K-4.0032	25/44		
59O-9.004(7)	20/47c			60K-4.00321	25/44		
59O-10	22/42c			60K-4.0034	25/44		
59O-10.004	20/47c			60K-4.004	25/44		
59O-10.005	22/42c			60K-4.006	25/44		
59O-13.006	20/47c			60K-4.007	25/44		
	20/47c			60K-4.008	25/44		
59P-31.006	22/36c			60K-4.0081	25/44		
	22/36c			60K-4.009	25/44		
59Q-9.002	20/39			60K-4.010	25/44		
59R-9.012	20/39c			60M-1.009	25/45		26/1
59R-62.010	21/5			60N-1.008	25/45		26/1
59R-62.040	21/5			60Q-2.004	21/5c		
59T-11.013	23/22	23/35			22/25c		
59T-14.004	23/22	23/35			25/28c		
59T-15.002	23/22	23/35		60S-2.004	25/45		25/51
59T-16.001	23/22	23/35		60S-2.006	25/45		25/51
59T-16.002	23/22	23/35		60S-3.011	25/45		25/51
59U-11.019	20/51	21/7		60S-9.001	25/46		26/3
59U-14.002	23/24	23/35		60T-25.001	18/41	18/44	
59U-16.002	23/14c			60T-25.002	18/41	18/44	
59V-3.007	20/34	20/48		60U-1.006	25/46		26/3
	20/40c			60V-1.007	25/46		26/3
59X-28.150	21/2c			60Y-1.001	25/51		
59Y-5.001	23/11			60Y-2.004	26/2		
				60Y-5.001	25/49		
				60Z-1.001	25/49		
				60Z-1.002	25/49		
				60Z-1.003	25/49		
				60Z-1.004	25/49		
				60Z-1.005	25/49		
				60Z-1.006	25/49		
				60Z-1.007	25/49		
				60Z-1.008	25/49		
				60Z-1.009	25/49		
				60Z-1.010	25/49		
				60Z-1.011	25/49		
				60Z-1.012	25/49		
				60Z-1.013	25/49		
				60Z-1.014	25/49		
				60Z-1.015	25/49		
				60Z-1.016	25/49		
				60Z-1.017	25/49		
				60Z-1.018	25/49		
				60Z-1.019	25/49		
				60Z-1.020	25/49		
				60Z-1.021	25/49		
				60Z-1.022	25/49		
MANAGEMENT SERVICES							
60A-1.001	25/40		25/51				
60A-1.002	25/40		25/51				
60A-1.006	25/40		25/51				
60A-1.007	25/40		25/51				
60A-1.008	25/40	25/46	25/51				
60A-1.009	25/40		25/51				
60A-1.010	25/40		25/51				
60A-1.013	25/40		25/51				
60A-1.015	25/40		25/51				
60A-1.016	25/40		25/51				
60A-1.018	25/40		25/51				
60D-13.006	24/6c						
60K-3.004	25/44						
60K-3.005	25/44						
60K-3.006	25/44						
60K-3.007	25/44						
60K-3.0071	25/44	26/4					
60K-3.0072	25/44						
60K-3.009	25/44						
60K-3.0091	25/44						
60K-3.0092	25/44						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
60Z-1.023	25/49			61C-3.002	22/23	22/36	
60Z-1.024	25/49			61C-76.0061	21/35		
60Z-1.025	25/49			61C-76.0062	21/35		
60Z-2.001	25/49			61D-2.001	22/12c		
60Z-2.002	25/49			61D-2.002	22/11c		
60Z-2.003	25/49				22/12c		
60Z-2.004	25/49			61D-2.003	22/12c		
60Z-2.005	25/49			61D-2.004	22/12c		
60Z-2.006	25/49			61D-2.005	22/12c		
60Z-2.007	25/49			61D-2.008	22/12c		
60Z-2.008	25/49			61D-2.013	22/12c		
60Z-2.009	25/49			61D-2.014	22/12c		
60Z-2.010	25/49			61D-2.015	22/12c		
60Z-2.011	25/49			61D-2.020	22/12c		
60Z-2.012	25/49			61D-3.001	22/12c		
60Z-2.013	25/49			61D-3.002	22/12c		
60Z-2.014	25/49			61D-3.003	22/12c		
60Z-2.015	25/49				23/36	23/44	
60Z-2.016	25/49			61D-3.004	22/12c		
BUSINESS AND PROFESSIONAL REGULATION					23/36	23/44	
				61D-4.001	22/11c		
61-20.504	26/2			61D-4.002(1)	22/11c		
61-20.508	26/2			61D-5.001	22/12c		
61-20.5081	26/2			61D-5.003	22/12c		
61-20.5082	26/2			61D-5.007	22/12c		
61-20.5083	26/2			61D-6	22/11c		
61-20.509	26/2			61D-6.004	22/12c		
61-25.004	22/12c			61D-6.005	22/12c		
61A-4.0271	22/47			61D-6.008	22/12c		
61B-29	20/26c			61D-6.009	22/12c		
61B-29.001	20/26c			61D-7	22/11c		
61B-29.001(5)	20/26c				22/25c		
61B-30	20/26c			61D-7.001(1)	22/11c		
61B-30.002	26/3			61D-7.002	22/12c		
61B-30.004	20/19			61D-7.020	22/12c		
	20/36c			61D-7.020(13)(a)(b)	22/11c		
61B-30.006	22/45			61D-7.021	22/12c		
61B-31	20/26c			61D-7.022	22/12c		
61B-31.001	23/2			61D-7.022(5)(b)2.	22/11c		
	26/3			61D-7.023	22/12c		
61B-31.001(3),(5)	20/36c			61D-7.024	22/12c		
	20/44c			61D-8	22/11c		
61B-31.002	23/2				22/25c		
61B-32	20/26c			61D-8.001	22/12c		
61B-32.001	21/30			61D-8.001(1)	22/11c		
61B-32.002(1)	21/12c			61D-8.002	22/12c		
61B-37.001		20/31		61D-8.003	22/11c		
	25/46			61D-8.005	22/12c		
61B-37.002	25/46			61D-9	22/11c		
61B-37.004	25/46				22/25c		
61B-39.001	22/33			61D-9.001	22/12c		
61B-39.002	22/33			61D-9.001(1)	22/11c		
61B-50.114	22/46			61D-9.003	22/12c		
61B16-26.606	23/50			61D-9.004	22/12c		
61C-1.002	22/23	22/36		61D-9.005	22/12c		
				61D-11.010	24/3		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
61E1-3.001	25/33			61G7-5.001(4)	19/44c		
61E8-2.004	19/46c			61G8-14.010	25/37	25/52	
61F3-8.002	20/27	20/32		61G8-17.0045	25/37		25/52w
61F5-16.001	19/44c				25/52		
61F5-17.015	20/9c			61G8-21.001	25/37	25/52	
61F6-27.003(3)	19/41c			61G8-22.001	25/37	25/52	
61F6-34.001	20/7			61G8-23.004	25/37	25/52	
61F6-50.007	18/53	20/24		61G8-31.001	25/37		
61F8-3.001	20/3c			61G10-11.001	24/24	21/50	
	20/3c			61G10-11.002	24/24	25/10	25/49w
	20/3c			61G10-11.003	24/24	25/10	25/49w
61F8-3.003	20/3c			61G10-11.004	24/24	25/10	25/51
	20/3c			61G10-11.007	24/24		25/51
61F8-3.008	20/3c			61G10-11.009	24/24		25/51
	20/3c			61G10-11.010	24/24		25/51
	20/3c			61G11-25.001	20/22		
61F9-6.0035	19/36			61G14-10.0015	25/51		26/5
61F9-6.011	19/36			61G14-11.001	25/31	25/44	25/52
61F9-6.013	19/36					25/46	25/52
61F14-3.016	19/36			61G14-20.001	25/31	25/44	25/52
61G1-24.002	25/33	25/46	26/1	61G14-20.002	25/31		25/52
61G2-3.005	21/33			61G15-18.011	25/37	25/44	25/50
61G2-3.0055	23/38	24/6		61G15-18.013	25/47		26/4
61G2-4.001	21/29			61G15-19.005	26/5		
61G3-19.011	25/31	26/4		61G15-19.0051	26/5		
61G4-12.006	25/43	25/49		61G15-19.006	26/5		
61G4-12.009	25/43		26/5	61G15-19.007	26/5		
61G4-15.005	26/3			61G15-19.0071	26/5		
61G4-15.027	25/30	25/47	26/4	61G15-23.002	25/47		26/4
61G4-15.028	25/30	25/47	26/4	61G15-32.002	26/5		
61G4-15.029	25/30	25/47	26/4	61G15-32.003	26/5		
61G4-15.030	25/43			61G15-32.004	26/5		
61G4-16.009	26/3			61G15-32.009	26/5		
61G4-17.001	19/29			61G16-1.0071	25/42		
61G4-18.001	25/43		26/4	61G16-2.001	23/12		
	25/47		26/2	61G16-2.005	25/42		26/5
61G4-18.002	26/3			61G16-5.003	21/43	21/50	
61G4-18.004	26/3			61G17-1.006	21/6		
61G4-18.007	26/3			61G17-7.001	25/38		25/49
61G4-18.011	19/38			61G17-7.0025	25/38	25/49	26/4
61G4-18.012	19/38			61G18-10.020	26/4		
61G5-18.00015	26/2			61G18-16.004	26/4		
61G5-18.011	26/2			61G19-9.001	25/42		25/52
61G5-20.004	25/40	26/5		61H1-54.002	21/29		
61G5-24.019	25/40		25/50	61J2-1.011	25/45	25/52	
61G5-29.001	26/2			61J2-1.013	25/45		26/2
61G5-31.004	25/40		25/50	61J2-1.016	25/45		26/2
61G5-32.001	25/40			61J2-2.027	25/45		26/2
61G6-5.0035	25/44			61J2-2.029	25/45		26/2
61G6-6.001	25/46			61J2-3.008	25/45		26/2
61G6-7.001	25/46			61J2-3.009	25/45		26/2
61G6-7.006	22/51	23/6		61J2-3.010	25/45		26/2
		23/19		61J2-3.011	25/45		26/2
		23/31		61J2-3.014	25/45		26/2
		23/49		61J2-3.015	25/45		26/2

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
61J2-3.020	25/45	25/52		62-210.900(1),(5)	22/12c		
61J2-4.0061	25/45		26/2	62-210.990	20/36		
61J2-5.015	25/45	25/52		62-212.400(6)	22/12c		
61J2-10.016	25/45		26/2	62-212.410	22/12c		
61J2-10.017	25/45		26/2	62-212.500	22/12c		
61J2-10.018	25/45		26/2	62-212.510	22/12c		
61J2-10.019	25/45		26/2	62-213.420(1)(b)2.	22/12c		
61J2-10.020	25/45		26/2	62-213.430	20/52	21/7	
61J2-10.029	25/45		26/2		21/6c		
61J2-24.001	25/45		26/2	62-213.430(6)	22/12c		
61J2-24.002		22/2	26/2	62-296.401	22/32	22/38	
	25/45		26/2	62-302.600	21/2c		
61K1-1.001	25/1	25/34		62-302.600(3)(b)62.	21/2c		
61K1-1.002	25/1			62-302.700	21/17c		
61K1-1.0023	25/1	25/34				22/8	
61K1-1.0024	25/1	25/34			25/34		
61K1-1.0025	25/1	25/34		62-302.700(9)(i)(38)	21/49c		
61K1-1.0027	25/1	25/34		62-312	21/34c		
61K1-1.0028	25/1	25/34		62-312.122	24/18		
61K1-1.003	25/1	25/34			24/18		
61K1-1.0035	25/1	25/34		62-341.602	21/22	21/22	
61K1-1.004	25/1	25/34		62-342.100	24/36		
61K1-1.0043	25/1			62-342.200	24/36		
61K1-1.005	25/1	25/34		62-342.300	24/36		
61K1-1.006	25/1	25/34		62-342.400	24/36		
61K1-1.007	25/1			62-342.450	24/36	24/45	
61K1-1.008	25/1			62-342.470	24/36	24/45	
61K1-1.009	25/1			62-342.500	24/36		
61K1-1.010	25/1			62-342.550	24/36		
61K1-1.011	25/1			62-342.600	24/36		
61K1-1.012	25/1	25/34		62-342.650	24/36		
61K1-1.013	25/1	25/34		62-342.700	24/36	24/45	
61K1-1.017	25/1			62-342.750	24/36		
61K1-1.018	25/1			62-342.800	24/36		
61K1-1.019	25/1	25/34		62-342.850	24/36		
61K1-1.023	25/1			62-342.900	24/36		
61K1-1.030	25/1			62-343	21/34c		
61K1-1.035	25/1			62-343.010	21/22		
61K1-1.037	25/1	25/34		62-343.020	21/22		
61K1-1.040	25/1			62-343.030	21/22		
61K1-1.042	25/1			62-343.040	21/22		
61K1-1.070	25/1	25/34		62-343.050	21/22		
61K1-1.080	25/1			62-343.060	21/22		
				62-343.070	21/22		
				62-343.080	21/22		
				62-343.090	21/22		
				62-343.100	21/22		
				62-343.110	21/22		
				62-343.120	21/22		
				62-343.130	21/22		
				62-343.140	21/22		
				62-343.900	21/22		
				62-520.100	22/11c		
				62-524.400	20/45		
				62-528	21/6c		
					21/6c		
ENVIRONMENTAL PROTECTION							
62-4.050	20/21	21/22					
62-4.070(5)	25/45c						
62-4.090	21/6c						
62-4.244	25/51						
62-17.151	24/45	24/45					
62-17.161	24/45	24/45					
62-160	22/12c						
62-204.800	22/12c						
62-210.200	22/12c						
62-210.300	21/6c						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
62-550.200	22/11c			62-620.370(7)	25/45c		
62-550.310	20/47			62-620.400	22/11c		
62-550.730	20/19			62-620.410	22/11c		
62-551	22/12c			62-620.412	22/11c		
	22/42c			62-620.420	22/11c		
62-551.200	22/11c			62-620.425	22/11c		
62-555	22/12c			62-620.435	22/11c		
	22/42c			62-620.440	22/11c		
62-560	22/12c			62-620.445	22/11c		
	22/42c			62-620.450	22/11c		
62-561.100	24/52			62-620.455	22/11c		
62-600	22/12c			62-620.460	22/11c		
	22/42c			62-620.510	22/11c		
62-601	22/12c			62-620.511	22/11c		
	22/42c			62-620.512	22/11c		
62-602.200	25/37	25/46	25/51	62-620.515	22/11c		
62-602.250	25/37		25/51	62-620.550	22/11c		
62-602.300	25/37	25/46	25/51	62-620.610	22/11c		
62-602.350	25/37		25/51	62-620.620	22/11c		
62-602.400	25/37	25/46	25/51	62-620.800	22/11c		
62-602.450	25/37		25/51	62-620.810	22/11c		
62-602.500	25/37		25/51	62-620.820	22/11c		
62-602.530	25/37		25/51	62-621	22/12c		
62-602.550	25/37	25/46	25/51		22/42c		
62-602.560	25/37		25/51	62-621.200	21/52		
62-602.570	25/37		25/51	62-621.250	25/51		
62-602.580	25/37		25/51	62-621.300	25/51		
62-602.600	25/37	25/46	25/51	62-621.700	25/51		
62-602.650	25/37		25/51	62-650	22/12c		
62-602.660	25/46	25/46	25/51		22/42c		
62-602.700	25/37	25/46	25/51	62-650.120	22/11c		
62-602.710	25/37	25/46	25/51	62-660	22/12c		
62-602.720	25/37		25/51		22/42c		
62-602.750	25/37		25/51	62-660.300	22/11c		
62-602.800	25/37		25/51	62-670	22/12c		
62-602.850	25/37	25/46	25/51		22/42c		
62-602.870	25/37		25/51	62-671	22/12c		
62-602.900	25/37		25/51		22/42c		
62-603	22/12c			62-673	22/12c		
	22/42c				22/42c		
62-604	22/12c				22/42c		
	22/42c			62-701	22/12c		
62-610	25/5c				22/42c		
62-610.814	24/52			62-701.720	22/11c		
62-611	22/12c			62-702	22/12c		
	22/42c				22/42c		
62-620	22/12c			62-703	22/12c		
	22/42c				22/42c		
62-620.100	22/11c			62-704	22/12c		
	22/12c				22/42c		
	25/51			62-707	22/12c		
62-620.325	22/11c				22/42c		
	22/12c			62-707.500	22/30		
62-620.330	22/11c			62-709	22/12c		
62-620.335	22/11c				22/42c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
62-710	21/18c 22/12c 22/42c			62-770	22/12c 22/42c		
62-711	22/12c 22/42c			62-771	22/12c 22/42c		
62-711.300	25/51			62-771.300	21/52		
62-711.400	25/51			62-773.350(9),(10)	22/42c		
62-711.500	25/51			62-775	22/12c 22/42c		
62-711.520	25/51			62-775.100	22/23c		
62-711.530	25/51			62-775.400	22/23c		
62-711.540	25/51			62-775.410	22/23c		
62-711.550	25/51			62-775.500	21/52	22/15	
62-711.700	25/51			62-788.400	25/5		
62-711.801	25/51			62B-33.002	22/25c		
62-712.100	21/34			62B-33.005	22/25c		
62-712.200	21/34			62B-33.0051	22/25c		
62-712.300	21/34			62B-49	21/34c		
62-712.400	21/34			62B-54.001	25/45	26/5	
62-712.410	21/34			62B-54.002	25/45	26/5	
62-712.420	21/34			62B-54.003	25/45	26/5	
62-712.430	21/34			62B-54.004	25/45	26/5	
62-712.440	21/34			62D-2.013	25/37	25/43	25/49
62-712.450	21/34			62D-2.014	21/52	22/13	
62-712.460	21/34				25/37		25/49
62-712.500	21/34			62N-3.002	21/43		
62-712.800	21/34			62N-22.005	24/45c		
62-712.810	21/34			62N-22.005(1)			
62-712.900	21/34			.(2),(3),(5)	24/45c		
62-722	22/12c 22/42c			62N-22.023	23/2c		
62-723	22/12c 22/42c			62N-36.004	21/43		
62-728	22/11c			62Q-16.001	25/44		26/2
62-730.020	25/36			62Q-16.002	25/44		26/2
62-730.021	25/36			62Q-16.004	25/44		26/2
62-730.030	25/36			62Q-16.005	25/44		26/2
62-730.050	23/7			62Q-16.006	25/44		26/2
62-730.160	25/36			62Q-16.007	25/44		26/2
62-730.170	25/36			62Q-16.009	25/44		26/2
62-730.180	25/36			62Q-16.010	25/44		26/2
62-730.181	25/36			62Q-16.301	25/44		26/2
62-730.183	25/36			62R-7.002	21/17		
62-730.184	25/36			62R-7.010	23/34		
62-730.185	25/36			62R-7.020	21/17		
62-730.220	25/36			62R-7.022	21/17		
62-737.400	25/41	25/48		62R-7.025	21/17		
62-737.840	25/41		26/2	62R-7.026	21/17		
62-740	21/45c			62R-7.028	21/17		
62-761	22/12c 22/42c 24/22c				22/47		
62-761.891	24/14			62R-7.032	21/17		
62-762	22/12c 22/42c			62S-1.100	25/36		
62-767	22/12c 22/42c			62S-1.200	25/36		
				62S-1.400	25/36		
				62S-1.450	25/36		
				62S-1.600	25/36		
				62S-1.620	25/36		
				62S-1.640	25/36		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
HEALTH				64B7-25.0011	25/43	26/3	
64B-1.009	25/39	26/1		64B7-25.0012	25/43		26/3
64B-3.004	26/4			64B7-26.002	25/43		26/3
64B-3.005	26/4			64B7-26.005	25/43		26/3
64B-8.001	26/5			64B7-27.004	25/36		
64B-8.002	26/5			64B7-27.012	24/12		
64B-8.003	26/5			64B7-28.008	25/43		26/3
64B-8.004	26/5			64B7-30.002	25/43		26/3
64B-8.005	26/5			64B7-30.007	25/43		26/3
64B-8.009	26/5			64B7-31.001	25/43		26/3
64B-8.013	26/5			64B8-3.002	25/33	25/43	25/49
64B-8.014	26/5			64B8-3.003	25/33	25/43	25/49
64B-8.015	26/5			64B8-5.001	25/33	25/50	26/4
64B-8.016	26/5			64B8-7.002	25/33	25/43	25/49
64B-8.017	26/5			64B8-8.001	25/43		25/51
64B-8.018	26/5			64B8-8.011	25/47		26/3
64B1-2.017	25/39		25/50	64B8-8.017	25/47		26/3
64B1-5.003	25/39		25/50	64B8-9.001	25/52		
64B1-6.100	25/39		25/50	64B8-9.009	25/3	25/16	
64B2-10.012	26/4					25/24	
64B2-11.001	26/4					25/33	
64B2-14.001	26/4			64B8-9.009(1)-(6)	25/33c		
64B3-2.001	23/51				25/33c		
64B3-2.002	22/34	24/49		64B8-9.0091	25/52		
64B3-2.003	22/34	24/49		64B8-9.0092	25/52		
64B3-3.003	23/51			64B8-9.013	25/34	25/44	25/50
64B3-3.004	23/51			64B8-11.0015	25/37		25/50w
64B3-3.7001	24/22c			64B8-30.008	25/43		25/51
64B3-4.001	25/36	25/49		64B8-44.003	26/5		
64B3-5.008	25/36		25/49w	64B8-51.002	25/47		
64B3-6.001	25/38		25/52	64B8-51.006	25/47		
64B3-8.003	25/36		25/50	64B8-52.003	25/48	25/52	
64B3-8.004	25/36		25/50	64B8-54.0021	25/47		
64B3-8.005	25/36		25/50	64B8-54.004	25/47		
64B3-9.001	25/36			64B8-55.001	25/47		
64B3-9.004	25/36			64B8-55.0021	25/47		
64B3-9.006	25/36			64B9-3.002	25/40		
64B3-9.013	25/36			64B9-3.0025	26/4		
64B3-11.001	25/36		25/49	64B9-3.007	25/9		
64B3-11.002	25/36		25/49	64B9-3.014	25/40		
64B3-11.003	25/36		25/49	64B9-4.001	26/4		
64B3-11.004	25/36			64B9-4.002	26/4		
64B3-13.004	25/38	25/49	26/3	64B9-4.0025	26/4		
64B4-3.001	25/22			64B9-4.003	26/4		
64B4-3.003	25/45		26/1	64B9-4.004	26/4		
64B4-3.0035	25/32	25/45	25/51	64B9-4.006	26/4		
64B4-4.002	25/32			64B9-4.009	25/29		
64B4-4.017	25/32			64B9-4.013	26/4		
64B4-4.018	25/32			64B9-4.014	26/4		
64B4-5.007	25/32			64B9-5.005	26/4		
64B4-6.0013	25/32			64B9-6.001	25/29		
64B4-6.0045	25/32			64B9-6.003	25/29	25/47	
64B4-7.002	24/7c			64B9-8.003	26/4		
64B5-17.006	25/36		25/50	64B9-8.005	26/4		
				64B9-8.006	26/4		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64B11-4.003	25/26	25/43 25/48	26/3 26/3	64E-2.001	25/44		
64B11-5.0065	25/25	25/43	25/50	64E-2.003	25/44		
64B13-3.003	26/4			64E-2.004	25/44		
64B13-3.007	26/4			64E-2.013	25/44	26/1	
64B13-4.008	26/4			64E-2.015	25/44		
64B13-5.001	26/4			64E-2.017	25/44		
64B13-5.002	26/4			64E-2.0175	25/44		
64B13-6.001	26/4			64E-2.023	25/44		
64B13-10.0015	26/4			64E-2.024	25/44	26/1	
64B13-15.009	26/4			64E-2.025	25/44		
64B13-23.001(1)	25/43c			64E-2.026	25/44		
64B15-6.0038	25/52			64E-2.027	25/44		
64B15-14.005	25/52			64E-2.028	25/44		
64B16-27.400	26/1			64E-2.029	25/44		
64B16-27.830	26/1			64E-2.031	25/44	26/1	
64B16-28.1135	26/1			64E-2.034	25/44		
64B16-28.140	24/38			64E-6.001	25/48		
64B16-28.820	26/1			64E-6.002	25/48		
64B16-30.003	26/1			64E-6.003	25/48		
64B18-11.001	25/47		26/5	64E-6.004	25/48		
64B18-23.001	25/27			64E-6.005	25/48		
64B18-24.001	25/50			64E-6.006	25/48		
64B19-11.0035	25/45		26/3	64E-6.007	25/48		
64B19-12.0041	25/45		26/3	64E-6.008	25/48		
64B19-13.0015	25/45			64E-6.009	25/48		
64B20-2.002	25/45			64E-6.010	25/48		
64B20-2.004	25/43			64E-6.013	25/48		
64B20-3.011	25/43		25/52	64E-6.014	25/48		
64B20-6.001	25/43		25/52	64E-6.015	25/48		
64B20-6.002	25/43		25/52	64E-6.0151	25/48		
64B24-6.005	26/2			64E-6.017	25/48		
64C-13.018	24/22			64E-6.018	25/48		
64D-3.006		24/33 24/38		64E-6.0181	25/48		
64D-3.025	26/5			64E-6.0182	25/48		
64E-1	25/5c			64E-6.021	25/48		
64E-1.001	25/51			64E-6.025	25/48		
64E-1.0015	25/51			64E-6.028	25/48		
64E-1.002	25/51			64E-6.029	25/48		
64E-1.003	25/51			64E-6.030	25/48		
64E-1.004	25/51			64E-8.001	25/39		26/3
64E-1.005	25/51			64E-8.002	25/39		26/3
64E-1.006	25/51			64E-8.003	25/39		26/3
64E-1.007	25/51			64E-8.004	25/39		26/3
64E-1.100	25/51			64E-8.006	25/39	25/47	26/3
64E-1.101	25/51			64E-8.009	25/39	25/47	26/3
64E-1.102	25/51			64E-8.012	25/39	25/47	26/3
64E-1.103	25/51			64E-9.003	25/47		
64E-1.104	25/51			64E-19.001	25/38	25/47	26/3
64E-1.105	25/51			64E-19.002	25/38	25/47	26/3
64E-1.106	25/51			64E-19.003	25/38	25/47	26/3
64E-1.107	25/51			64E-19.004	25/38	25/47	26/3
64E-1.108	25/51			64E-19.005	25/38	25/47	26/3
64E-1.109	25/51			64E-19.006	25/38	25/47	26/3
64E-1.110	25/51			64E-19.007	25/38	25/47	26/3
				64E-19.008	25/38	25/47	26/3
				64E-20.002	25/49		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64E-20.003	25/49			NAVIGATION DISTRICTS			
64E-20.004	25/49			66B-1.004	25/47		
64E-20.005	25/49			66B-1.006	25/47		
CHILDREN AND FAMILY SERVICES				66B-1.008	25/47		
65A-1.400	25/21c			66B-2.004	25/47		
65A-1.519	25/39	26/1		66B-2.006	25/47		
65A-1.725	25/38			66B-2.008	25/47	26/1	
65A-1.900		25/44		FLORIDA HOUSING FINANCE CORPORATION			
		26/4		67-21.014	25/45		26/3
65A-2.022	25/41			67-21.019	24/46	24/46	
65A-2.024	25/41			67-32.002	25/35	25/45	25/51
65A-2.031	25/41			67-32.003	25/35		25/51
65A-2.032	25/41			67-32.004	25/35	25/45	25/51
65A-2.033	25/41			67-32.005	25/35		25/51
65A-2.034	25/41			67-32.006	25/35		25/51
65A-2.035	25/41			67-32.007	25/35		25/51
65A-2.036	25/41			67-32.008	25/35		25/51
65A-4.100	26/4			67-32.009	24/28		
65A-4.201(3)	24/19c			67-32.010	25/35	25/45	25/51
65A-4.206	25/46			67-32.011	25/35	25/45	25/51
65A-4.213	25/32			67-37.002	25/37	25/45	25/50
65A-4.216	25/32			67-37.003	25/37		25/50
65A-15.0095	26/4			67-37.004	25/37		25/50
65A-33.001	25/43	26/1		67-37.005	25/37		25/50
65A-33.003	25/43			67-37.006	25/37		25/50
65A-33.004	25/43			67-37.007	25/37	25/45	25/50
65A-33.005	25/43			67-37.008	25/37		25/50
65A-33.006	25/43			67-37.009	25/37		25/50
65A-33.007	25/43			67-37.010	25/37		25/50
65A-33.008	25/43			67-37.011	25/37		25/50
65A-33.011	25/43				25/37		
65C-6.001	25/47			67-37.013	25/37		25/50
65C-6.002	25/47			67-37.014	25/37		25/50
65C-6.003	25/47			67-37.015	25/37	25/45	25/50
65C-6.004	25/47			67-37.016	25/37	25/45	25/50
65C-6.006	25/47			67-37.017	25/37		25/50
65C-6.007	25/47			67-37.018	25/37		25/50
65C-20.009	25/41			67-38.002	26/5		
65C-20.011	25/41			67-38.0025	26/5		
65C-20.013	25/41			67-38.003	26/5		
65C-21.001	23/20			67-38.004	26/5		
65C-22.001	25/41			67-38.005	26/5		
65C-22.003	25/41			67-38.006	26/5		
65C-22.005	25/41			67-38.007	26/5		
65C-22.006	25/41			67-38.008	26/5		
65C-25.001	25/41			67-38.010	26/5		
65C-25.002	25/41			67-38.011	26/5		
65C-25.003	25/41			67-38.012	26/5		
65C-25.004	25/41			67-38.013	26/5		
65C-25.005	25/41			67-38.014	26/5		
65C-25.006	25/41			67-38.0145	26/5		
65C-25.007	25/41			67-38.015	26/5		
65C-25.008	25/41			67-38.016	26/5		
				67-43.005	25/33c		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
67-45.001	25/38	25/45	25/50	67-48.0105	25/35		
67-45.002	25/38	25/45	25/50	67-48.012	25/35	25/45	
67-45.003	25/38	25/45	25/50	67-48.013	25/35	25/45	
67-45.004	25/38		25/50	67-48.014	25/35		
67-45.006	25/38	25/45	25/50	67-48.015	25/35		
67-46.001	25/38	25/45	25/50	67-48.017	25/35		
67-46.002	25/38	25/45	25/50	67-48.018	25/35		
67-46.003	25/38	25/45	25/50	67-48.019	25/35		
67-46.006	25/38		25/50	67-48.020	25/35	25/45	
67-47.010		24/36	25/50	67-48.0205	25/35		
	25/30	25/45	25/50	67-48.021	25/35	25/45	
67-47.020	25/30	25/45	25/50	67-48.022	25/35	25/45	
67-47.035	25/30		25/50	67-48.023	25/35	25/45	
67-47.040	25/30		25/50	67-48.025	25/35		
67-47.050	25/30		25/50	67-48.026	25/35	25/45	
67-47.060		24/36	25/50	67-48.027	25/35	25/45	
	25/30	25/45	25/50	67-48.028	25/35	25/45	
67-47.070		24/36	25/50	67-48.029	25/35	25/45	
	25/30		25/50	67-48.030	25/35		
67-47.080		24/36	25/50	67-48.031	25/35	25/45	
	25/30		25/50	67-48.032	25/35		
67-47.090		24/36	25/50				
	25/30		25/50	FISH AND WILDLIFE CONSERVATION COMMISSION			
67-47.100		24/36	25/50	68AER99-1			25/52
	25/30		25/50	68A-14.001	25/35	25/44	25/50
67-47.110	25/30	25/45	25/50	68A-15.061	25/52		
67-47.120		24/36	25/50	68A-15.065	25/35	25/43	25/50
	25/30		25/50	68A-25.002	25/52		
67-47.130	25/30		25/50	68B-13.0015	25/48		
67-47.140	25/30		25/50	68B-13.002	25/48		
67-47.150		24/36	25/50	68B-13.005	25/48		
	25/30		25/50	68B-13.006	25/48		
67-47.160	25/30		25/50	68B-13.007	25/48		
67-48.001	25/35			68B-13.008	25/48		
67-48.002	25/35	25/45		68B-13.009	25/48		
		25/50		68B-13.010	25/48		
		26/2		68B-13.011	25/48		
67-48.003	25/35	25/45		68B-14.0036	25/48		
67-48.004	25/35	25/45		68B-14.0038	25/44		25/51
67-48.005	25/33c			68B-14.0045	25/48		
	25/35	25/45		68B-39.004	25/52		
67-48.006	25/35	25/45		68B-46.001	25/52		
67-48.007	25/35	25/45		68B-46.002	25/52		
67-48.008	25/35						
67-48.009	25/35	25/45					
67-48.0095	25/35	25/45					
67-48.010	25/35	25/45					