

## Section I

### Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF BANKING AND FINANCE**

**Division of Accounting and Auditing**

RULE TITLES:	RULE NOS.:
Applicability	3A-5.001
Definitions	3A-5.002
Format of Schedule	3A-5.003

**PURPOSE AND EFFECT:** Chapter 2000-371, Laws of Florida, enacted the "Florida Single Audit Act" effective July 1, 2000. Section 215.97, F.S., requires the Comptroller to enact rules to provide guidance to state awarding agencies, recipients and subrecipients, and independent auditors of state financial assistance relating to the format of the Schedule of State Financial Assistance.

**SUBJECT AREA TO BE ADDRESSED:** The format of the Schedule of State Financial Assistance to be used by state awarding agencies, recipients and subrecipients, and independent auditors of state financial assistance.

**SPECIFIC AUTHORITY:** 17.29, 215.97(4) FS.

**LAW IMPLEMENTED:** 215.97 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:** 10:00 a.m., November 16, 2000

**PLACE:** Room 434, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Bob Spooner, Chief, Bureau of Auditing, Room 448, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350, (850)410-9194

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3A-5.001 Applicability.

These rules apply to state agencies awarding state financial assistance; recipients and subrecipients of state financial assistance; and to independent auditors of state financial assistance.

Specific Authority 215.97(4) FS. Law Implemented 215.97 FS. History—New

3A-5.002 Definitions.

(1) The terms in Section 215.97(2), F.S., shall have the same meanings when used in this Chapter and are hereby incorporated by reference.

(2) "State agency" or "agency" as defined in Section 216.011(1)(qq), F.S., shall have the same meanings when used in this Chapter and are hereby incorporated by reference.

Specific Authority 215.97(4) FS. Law Implemented 215.97 FS. History—New

3A-5.003 Format of Schedule.

(1) The Schedule of Expenditures of State Financial Assistance shall be included on the nonstate entity's Schedule of Expenditures of Federal Awards and State Financial Assistance. If a nonstate entity does not receive federal financial assistance, a Schedule of Expenditures of State Financial Assistance shall be prepared. At a minimum, the Schedule of Expenditures of State Financial Assistance shall:

(a) List individual state projects by state agency, including identifying contract or grant number.

(b) For state financial assistance received as a subrecipient, the name of the pass-through entity and identifying contract/grant number assigned by the pass-through entity.

(c) Provide total state financial assistance expended for each individual state project and the CSFA number.

(d) Provide total state financial assistance transferred to subrecipients for each state project.

(e) Include as expenditures in the schedule, the value of state financial assistance expended in the form of non-cash assistance. The value of state non-cash assistance will be established in accordance with the rules of the Executive Office of the Governor.

(f) Include notes that describe the significant accounting policies used in preparing the schedule.

(2) The Schedule of Expenditures of Federal Awards and State Financial Assistance shall be in a format similar to the sample presented below:

NAME OF NONSTATE ENTITY SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS AND STATE FINANCIAL ASSISTANCE For the Fiscal Year Ended Month/Date/Year				
Federal/State Agency, Pass-through Entity Federal Program/State Project FEDERAL AGENCY NAME	CFDA CFSA No.	Contract Grant No.	Expenditures (in thousands)	Transfers to Subrecipients (in thousands)
Direct Programs XXXXX	XXXXX	XXXXX	XXXXX	XXXXX
Indirect Programs Passed through (insert name of entity) XXXXX	XXXXX	XXXXX	XXXXX	XXXXX
TOTAL FEDERAL AGENCY			XXXXX	XXXXX
TOTAL EXPENDITURES OF FEDERAL AWARDS			XXXXX	XXXXX
STATE AGENCY NAME Direct Projects XXXXX	XXXXX	XXXXX	XXXXX	XXXXX
Indirect Projects Passed through (insert name of entity) XXXXXX	XXXXX	XXXXX	XXXXX	XXXXX
TOTAL STATE AGENCY TOTAL EXPENDITURES OF STATE FINANCIAL ASSISTANCE			XXXXX	XXXXX

Specific Authority 215.97(4) FS. Law Implemented 215.97 FS. History—New

**DEPARTMENT OF BANKING AND FINANCE**

**Division of Finance**

RULE TITLES:	RULE NOS.:
Check Cashers	3C-560.704
Postdated Check	3C-560.803
Money Transmitters	3C-560.805

PURPOSE AND EFFECT: Provide clarification and enhancements of rules regarding the cashing of a postdated check.

SUBJECT AREA TO BE ADDRESSED: Postdated Checks.

SPECIFIC AUTHORITY: 560.105(3) FS.

LAW IMPLEMENTED: 655.86, 516.02, 560.309, 560.310, 687.03, 687.04, 687.071 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: 10:00 a.m., November 16, 2000

PLACE: Room 547, The Fletcher Building, 101 East Gaines Street, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Don Saxon, Director, Division of Finance, The Fletcher Building, 101 East Gaines Street, Tallahassee, FL 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

3C-560.704 Check Cashers.

(1) Every check casher shall maintain a records of all payment instruments cashed. The records shall include the following information with respect to each payment instrument accepted by the registrant:

- (a) The name of the maker;
  - (b) The address of the maker;
  - (c) The date appearing on the payment instrument;
  - (d) The amount of the payment instrument;
  - (e) The sequence number of the payment instrument accepted;
  - (f) The date of deposit by the registrant;
  - (g) The fee charged to cash the payment instrument;
  - (h) The verification fee, if any, imposed on the customer;
- and
- (i) A line item description of the steps taken to verify the customer's identity.

(2) The following additional information shall be maintained:

(a) Records relating to all returned payment instruments that shall include, if applicable, the following: A daily business reconciliation; and

- 1. The date the payment instrument was returned to the registrant;
- 2. The name and address of the maker;
- 3. The sequence number of the payment instrument accepted;
- 4. The amount of the returned payment instrument;
- 5. The date of deposit by the registrant;
- 6. The amount of the payment instrument;
- 7. The charge-back fees imposed by the registrant's financial institution;
- 8. The date on which collection is made from the customer; and
- 9. A description of the method by which collection was ultimately achieved

(b) A daily summary of the business activities including the following documents: Records of all returned items.

- 1. Bank deposit receipts;
- 2. Photocopies of checks evidencing withdrawal of funds from accounts maintained by the registrant; and
- 3. A daily cash reconciliation summarizing each days activities and reconciling cash on hand at the close of business.

(c) Monthly bank statements for all accounts maintained.  
(d) A copy, if applicable, of the customer's written authorization to electronically debit the customer's account.

(e) A photocopy of all payment instruments accepted by the registrant.

(f) A photocopy of the customer's verifiable means of identification, and any other documentation the money transmitter collects in order to verify the customer's identity.

Specific Authority 560.105(3) FS. Law Implemented 560.310 FS. History—New 9-24-97, Amended

3C-560.803 Postdated Check.

(1) A check casher may accept a postdated check, subject to the fees established in Section 560.309(4), F.S. For purposes of this rule "check" shall mean "payment instrument" as defined in Section 560.103(14), F.S.

(2) A check must be negotiated on the date appearing on the check. A check casher may not accept an undated check.

(3) An agreement to forego the negotiation of a check beyond the date appearing on the check is not permissible under the authority of Chapter 560, F.S. Negotiation for the purposes of this section means that a check is either deposited by the next business day in a financial institution or irrevocably transferred for value to another other than the drawer of the check.

(4) An agreement to extend, renew or continue a check cashing transaction, in any manner, with the imposition of additional fees, compensation, or any other benefit, is not permissible under the authority of Chapter 560, F.S.

(5) The termination of a check cashing transaction by the payment of fees due on the transaction to the check casher and the continued holding of the check beyond the date appearing on the check or the substitution of a new check drawn by the drawer pursuant to a new check cashing transaction shall constitute a rollover and is not permissible under the authority of Chapter 560, F.S. "Termination of a check cashing transaction" means the depositing of the check by the next business day of the date appearing on the check, the redemption for currency of the check pursuant to Rule 3C-560.803(6), F.A.C., or the irrevocable transfer for value to another other than the drawer of the check. One business day after the termination of an existing check cashing transaction, the drawer may enter into a separate check cashing transaction with the same check casher.

(6) A check casher may allow a check to be redeemed for currency only. If a check is redeemed for currency only, a check casher may not enter into another check cashing transaction with the drawer of the redeemed check until the next business day after the date appearing on the redeemed check.

(7) A check casher shall not renew, extend, or otherwise consolidate a check cashing transaction with either the proceeds of another check cashing transaction made by the same check casher, money transmitter-affiliated party, or wholly owned subsidiary or with the proceeds of a loan made by the same check casher, money-transmitter-affiliated party, or wholly owned subsidiary.

Specific Authority 560.105(3) FS. Law Implemented 655.86, 516.02, 560.309, 687.03, 687.04, 687.071 FS. History—New 9-24, 97, Amended \_\_\_\_\_.

3C-560.805 Money Transmitters.

A money transmitter, or money transmitter-affiliated party, whether licensed or unlicensed, may not accept a postdated check or agree to delay negotiating a check unless accomplished pursuant to Rule 3C-560.803, F.A.C. Nothing contained within Part II of Chapter 560, F.S. shall be construed as permitting a licensee to convert a Part II transaction into a loan.

Specific Authority 560.105(3) FS. Law Implemented 655.86, 560.309, 516.02, 687.03, 687.04, 687.071 FS. History—New \_\_\_\_\_.

**DEPARTMENT OF INSURANCE**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Scope	4-156.002
Definitions	4-156.003
Minimum Benefit Standards for Policies or Certificates Issued for Delivery Prior to January 1, 1992	4-156.006

Benefit Standards for Policies or Certificates Issued or Delivered on or After January 1, 1992	4-156.007
Guaranteed Issue for Eligible Persons	4-156.0095
Loss Ratio Standards and Refund or Credit of Premium	4-156.011
Filing and Approval of Policies and Certificates and Premium Rates	4-156.012
PURPOSE AND EFFECT: The rules are being amended to reflect changes in the June 11, 2000 draft of the NAIC Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act.	
SUBJECT AREA TO BE ADDRESSED: Changes in the NAIC Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act.	
SPECIFIC AUTHORITY: 624.308, 624.308(1), 627.674(2), 627.674(2)(a), 627.6741(5) FS.	
LAW IMPLEMENTED: 624.307(1), 627.410, 627.411, 627.673, 627.674, 627.674(2), 627.6741, 627.6745, 627.6746 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: 9:30 a.m., November 14, 2000  
 PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Frank Dino, Bureau of Life and Health Forms and Rates, Division of Insurer Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0328, (850)413-5014

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)413-4214.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

4-156.002 Scope.

(1)(a) These rules shall apply to all Medicare supplement insurance policies, including certificates issued or delivered in this state under a group Medicare supplement policy which has been effectuated within or outside this state, and other Medicare supplement health benefit plans offered by private entities and issued, delivered or issued for delivery in this state on and after January 1, 1992 ~~the effective date hereof~~.

(b) For Medicare supplement policies and certificates issued before January 1, 1992 ~~being issued solely as renewal policies~~, only 4-156.006, 4-156.010, 4-156.011, and 4-156.018 shall apply.

~~(2) This regulation shall not apply to a policy or contract of one or more employers or labor organizations, or of the trustees of a fund established by one or more employers or labor organizations, or combination thereof, for employees or former employees, or a combination thereof, or for members or former members, or a combination thereof, of the labor organizations.~~

~~(2)(3)~~ Provisions of these rules that are in conflict with the provisions of any other rule previously promulgated shall, with respect to Medicare supplement insurance, be superior and controlling.

Specific Authority 624.308(1), 627.674(2) FS. Law Implemented 624.307(1), 627.674(2) FS. History—New 1-1-81, Formerly 4-51.02, Amended 11-7-88, 9-4-89, Formerly 4-51.002, Amended 1-1-92, 7-14-96, \_\_\_\_\_.

4-156.003 Definitions.

For purposes of this rule:

(1) through (11) No change.

(12) "Medicare+Choice plan" means a plan of coverage for health benefits under Medicare Part C as defined in ~~Section 1859 found in Title IV, Subtitle A, Chapter 1 of P.L. 105-33, 42 U.S.C. Section 1395w-28(b)(1) (1999 Supplement)~~ which is hereby incorporated by reference, and includes:

(a) Coordinated care plans which provide health care services, including but not limited to health maintenance organization plans (with or without a point-of-service option), plans offered by provider-sponsored organizations, and preferred provider organization plans;

(b) Medical savings account plans coupled with a contribution into a Medicare+Choice medical savings account; and

(c) Medicare+Choice private fee-for-service plans.

(13) through (18) No change.

Specific Authority 624.308(1), 627.674(2), 627.6741(5) FS. Law Implemented 624.307(1), 627.674, 627.6741 FS. History—New 1-1-81, Formerly 4-51.03, Amended 11-7-88, 9-4-89, 12-9-90, Formerly 4-51.003, Amended 1-1-92, 7-14-96, 7-26-99, \_\_\_\_\_.

4-156.006 Minimum Benefit Standards for Policies or Certificates Issued for Delivery Prior to January 1, 1992.

No policy certificate may be advertised, solicited, issued, delivered or issued for delivery in this State as a Medicare supplement policy or certificate unless it meets or exceeds the following minimum standards. These are minimum standards and do not preclude the inclusion of other provisions or benefits which are not inconsistent with these standards.

(1) General Standards. The following standards apply to Medicare supplement policies and certificates and are in addition to all other requirements of this regulation.

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

2.a. If a group Medicare supplement insurance policy is terminated by the group policyholder and not replaced as provided in Rule 4-156.006(1)(f)4., the issuer shall offer

certificateholders an individual Medicare supplement policy. The issuer shall offer the certificateholder at least the following choices:

~~(I)a.~~ An individual Medicare supplement policy currently offered by the issuer having comparable benefits to those contained in the terminated group Medicare supplement policy; and

~~(II)b.~~ An individual Medicare supplement policy which provides only such benefits as are required to meet the minimum standards as defined in Rule 4-156.008(5)(a) or (b) 4-156.006(2) of this Chapter.

b. In either case, if the group policy was issued on an issue age basis, the individual Medicare supplement policy is issued at the original issue age of the terminated certificateholder, and is at the duration of the terminated certificate at the time of conversion.

3. through 4. No change.

(g) No change.

(2) Minimum Benefit Standards.

(a) through (e) No change.

(f) Coverage for the coinsurance amount or in the case of hospital outpatient department services under a prospective payment system, the copayment amount, of Medicare eligible expenses under Part B regardless of hospital confinement, subject to a maximum calendar year out-of-pocket amount equal to the Medicare Part B deductible [\$100]. Coverage for the coinsurance amount of Medicare eligible expenses for covered outpatient drugs used in immunosuppressive therapy subject to the Medicare deductible amount is included herein.

(g) No change.

Specific Authority 624.308(1), 627.674(2) FS. Law Implemented 624.307(1), 627.410, 627.411, 627.674, 627.6741 FS. History—New 1-1-81, Formerly 4-51.05, Amended 9-4-89, 12-9-90, Formerly 4-51.005, Amended 1-1-92, \_\_\_\_\_.

4-156.007 Benefit Standards for Policies or Certificates Issued or Delivered on or After January 1, 1992.

The following standards are applicable to all Medicare supplement policies or certificates delivered or issued for delivery in this state on or after January 1, 1992. No policy or certificate may be advertised, solicited, delivered or issued for delivery in this state as a Medicare supplement policy or certificate unless it complies with these benefit standards.

(1) General Standards. The following standards apply to Medicare supplement policies and certificates and are in addition to all other requirements of this regulation.

(a) through (d) No change.

(e) Each Medicare supplement policy shall be guaranteed renewable; and

1. through 2. No change.

3.a. If the Medicare supplement policy is terminated by the group policyholder and is not replaced as provided under section 4-156.007(1)(e)5., the issuer shall offer certificateholders an individual Medicare supplement policy which, at the option of the certificateholder:

i. Provides for continuation of the benefits contained in the group policy, or

ii. Provides for such benefits as otherwise meets the requirements of this rule.

b. In either case, if the group policy was issued on an issue age basis, the individual Medicare supplement policy is issued at the original issue age of the terminated certificateholder, and is at the duration of the terminated certificate at the time of conversion.

4. through 5. No change.

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

3. Each Medicare supplement policy shall provide that benefits and premiums under the policy shall be suspended (for the period provided by federal regulation) at the request of the policyholder if the policyholder is entitled to benefits under Section 226(b) of the Social Security Act and is covered under a group health plan (as defined in Section 1862(b)(1)(A)(v) of the Social Security Act). If suspension occurs and if the policyholder or certificate holder loses coverage under the group health plan, the policy shall be automatically reinstated (effective as of the date of loss of coverage) if the policyholder provides notice of loss of coverage within 90 days after the date of such loss and pays the premium attributable to the period, effective as of the date of termination of entitlement.

~~4.3.~~ No change.

(2) Standards for Basic ("Core") Benefits Common to All Benefit Plans. Every issuer shall make available a policy or certificate including only the following basic "core" package of benefits to each prospective insured. An issuer may make available to prospective insureds any of the other Medicare Supplement Insurance Benefit Plans in addition to the basic "core" package, but not in lieu thereof.

(a) through (d) No change.

(e) Coverage for the coinsurance amount, (or in the case of hospital outpatient department services under a prospective payment system, the copayment amount,) of Medicare eligible expenses under Part B regardless of hospital confinement, subject to the Medicare Part B deductible.

(3) Standards for Additional Benefits. The following additional benefits shall be included in Medicare Supplement Benefit Plans (B) through (J) only as provided by Rule 4-156.008 ~~of this Chapter.~~

(a) through (h) No change.

(i) Preventive Medical Care Benefit: Coverage for the following preventive health services:

1. No change.

2. Any one or a combination of the following preventive screening tests or preventive services, the frequency of which is considered medically appropriate:

a. ~~Fecal occult blood test and/or~~ Digital rectal examination;

~~b. Mammogram;~~

~~b.e.~~ Dipstick urinalysis for hematuria, bacteriuria and proteinuria;

~~c.d.~~ Pure tone (air only) hearing screening test, administered or ordered by a physician;

~~d.e.~~ Serum cholesterol screening (every five (5) years);

~~e.f.~~ Thyroid function test;

~~f.g.~~ Diabetes screening.

3. ~~Influenza vaccine administered at any appropriate time during the year and Tetanus and Diphtheria booster (every ten (10) years).~~

4. through 5. No change.

j. through k. No change.

Specific Authority 624.308, 627.674(2)(a) FS. Law Implemented 624.307(1), 627.410, 627.674, 627.6741 FS. History—New 1-1-92, Amended 7-26-99,

4-156.0095 Guaranteed Issue for Eligible Persons.

(1) Guaranteed Issue.

(a) Eligible persons are those individuals described in subsection (2) who, subject to subsection (2)(b)2.:

1. Apply to enroll under the policy not later than sixty-three (63) days after the date of the termination of enrollment described in subsection (2); and

2. Submit evidence of the date of termination or disenrollment with the application for a Medicare supplement policy.

(b) No change.

(2) Eligible Persons. An eligible person is an individual described in any of the following paragraphs:

(a) No change.

(b)1. The individual is enrolled with a Medicare+Choice organization under a Medicare+Choice plan under Part C of Medicare, and any of the following circumstances apply, or the individual is 65 years of age or older and is enrolled with a Program of All-Inclusive Care for the Elderly (PACE) provider under Section 1894 of the Social Security Act, and there are circumstances similar to those described below that would permit discontinuance of the individual's enrollment with such provider if such individual were enrolled in a Medicare+Choice plan:

~~a.1- The certification of the organization or plan under this part has been terminated, or the organization or plan has notified the individual of an impending termination of such certification; or The organization's or plan's certification [under this part] has been terminated or the organization has terminated or otherwise discontinued providing the plan in the area in which the individual resides;~~

b. The organization has terminated or otherwise discontinued providing the plan in the area in which the individual resides, or has notified the individual of an impending termination or discontinuance of such plan;

~~c.2.~~ The individual is no longer eligible to elect the plan because of a change in the individual's place of residence or other change in circumstances specified by the Secretary, but not including termination of the individual's enrollment on the basis described in Section 1851(g)(3)(B) of the federal Social Security Act, ~~42 U.S.C. Section 1395w-21 (1999 Supplement)~~ which is hereby incorporated by reference (where the individual has not paid premiums on a timely basis or has engaged in disruptive behavior as specified in standards under Section 1856, ~~42 U.S.C. Section 1395w-26 (1999 Supplement) and 42 CFR 422.74 (1998)~~ which ~~is~~ ~~are~~ hereby incorporated by reference), or the plan is terminated for all individuals within a residence area;

~~d.3.~~ The individual demonstrates, in accordance with guidelines established by the Secretary, that:

~~(I)a.~~ The organization offering the plan substantially violated a material provision of the organization's contract under this part in relation to the individual, including the failure to provide an enrollee on a timely basis medically necessary care for which benefits are available under the plan or the failure to provide such covered care in accordance with applicable quality standards; or

~~(II)b.~~ The organization, or agent or other entity acting on the organization's behalf, materially misrepresented the plan's provisions in marketing the plan to the individual, or

e. The individual meets such other exceptional conditions as the Secretary may provide.

2.a. An individual described in subparagraph (b) may elect to apply subsection (1) by substituting, for the date of termination of enrollment, the date on which the individual was notified by the Medicare+Choice organization of the impending termination or discontinuance of the Medicare+Choice plan it offers in the area in which the individual resides, but only if the individual disenrolls from the plan as a result of such notification.

b. In the case of an individual making the election in subparagraph (c)1. above, the issuer involved shall accept the application of the individual submitted before the date of termination of enrollment, but the coverage under subsection (1) shall only become effective upon termination of coverage under the Medicare+Choice plan involved.

(c)1. No change.

2. The enrollment ceases under the same circumstances that would permit discontinuance of an individual's election of coverage under Rule 4-156.0095(2)(b) ~~and under Section 1851(e)(4) of the Federal Social Security Act, 42 U.S.C. Section 1395w-21 (1999 Supplement) which is hereby incorporated by reference.~~

(d) No change.

(e)1. The individual was enrolled under a Medicare supplement policy and terminated enrollment and subsequently enrolled, for the first time, with:

a. through b. No change.

c. Any PACE program under section 1894 of the Social Security Act, which is incorporated in 4-156.0095.

c. through d. renumbered d. through e. No change.

2. No change.

(f) The individual, upon first becoming eligible for benefits under Part A of Medicare at age 65, enrolls in a Medicare+Choice plan under Part C of Medicare, or in a PACE program under Section 1894, and disenrolls from the plan or program by not later than twelve (12) months after the effective date of enrollment.

(3) through (4) No change.

Specific Authority 624.308, 627.674(2), 627.6741(5) FS. Law Implemented 624.307(1), 627.410, 627.673, 627.674, 627.6745, 627.6746 FS. History--New 7-26-99, Amended \_\_\_\_\_.

4-156.011 Loss Ratio Standards and Refund or Credit of Premium.

(1) through (2) No change.

(3) Annual Filing of Premium Rates.

(a)1. No change.

2. The supporting documentation shall also demonstrate in accordance with actuarial standards of practice using reasonable assumptions that the appropriate loss ratio standards can be expected to be met over the entire period for which rates are computed. The demonstration shall exclude the change in active life reserves as a component of incurred claims or earned premiums. An expected third-year loss ratio which is greater than or equal to the applicable percentage shall be demonstrated for policies or certificates in force less than three (3) years.

(b) through (c) No change.

(4) No change.

Specific Authority 624.308, 627.674(2) FS. Law Implemented 624.307(1), 627.410, 627.673, 627.674, 627.6745, 627.6746 FS. History--New 1-1-92, Amended 7-14-96, 12-17-96, 7-26-99, \_\_\_\_\_.

4-156.012 Filing and Approval of Policies and Certificates and Premium Rates.

(1) through (3) No change.

(4)(a) Except as provided in Rule 4-156.012(4)(a)1., an issuer shall continue to make available for purchase any policy form or certificate form issued after the effective date of this Rule Chapter that has been approved by the Department. A policy form or certificate form shall not be considered to be available for purchase unless the issuer has actively offered it for sale in the previous twelve (12) months.

1. No change.

2. An issuer that discontinues the availability of a policy form or certificate form pursuant to Rule 4-156.012(4)(a)1., shall not file for approval a new policy form or certificate form

of the same type for the same standard Medicare supplement benefit plan as the discontinued form for a period of five (5) years after the issuer provides notice to the Department of the discontinuance. The period of discontinuance may be reduced if the Department determines that a shorter period is appropriate.

(b) through (5) No change.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 627.410, 627.411, 627.674 FS. History—New 1-1-92, Amended 7-14-96,\_\_\_\_\_.

**DEPARTMENT OF INSURANCE**

RULE TITLE: Effect of Law Enforcement Records on Applications for Licensure  
RULE NO.: 4-211.031

PURPOSE AND EFFECT: The rule is to be amended to make standards for the effect of law enforcement records on the licensure of insurance agents, adjusters, and other licensees more reasonable, and to better tie the rule to existing statutory authority.

SUBJECT AREA TO BE ADDRESSED: The effect of law enforcement records on licensure of insurance agents, adjusters, and other licensees.

SPECIFIC AUTHORITY: 624.308 FS.

LAW IMPLEMENTED: 112.011, 624.307(1), 626.161, 626.171, 626.201, 626.211, 626.291, 626.601, 626.611(7),(14), 626.621(8), 626.631, 626.641 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: 9:30 a.m., November 27, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Shirley Kerns, Chief, Bureau of Licensing, Division of Agent and Agency Services, Department of Insurance, 200 East Gaines Street, Tallahassee, Florida 32399-0319, (850)413-5405

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)413-4214.

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Food Safety**

RULE TITLE: Food Permits; Requirements and Fees  
RULE NO.: 5K-4.020

PURPOSE AND EFFECT: The rule amendment changes the fee schedule for annual permit fees charged to food establishments. The amendment also requires a new owner of a previously existing food establishment to apply for a food permit and pay the corresponding fee. Currently, a food permit is transferrable from the old owner to the new owner of a food establishment. This amendment no longer provides for the transfer of permits upon a change of ownership.

SUBJECT AREA TO BE ADDRESSED: Food permits, requirements and Fees.

SPECIFIC AUTHORITY: 500.09, 500.12(1)(b), 570.07(23) FS.

LAW IMPLEMENTED: 500.04, 500.10, 500.12(1)(a),(b), (c),(d), 500.171, 500.172, 500.177 FS.

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

TIME AND DATE: 10:00 a.m., November 14, 2000

PLACE: Florida Department of Agriculture and Consumer Services, Conner Complex, George Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, FL, telephone (850)488-3951

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Dr. John Fruin, Chief, Bureau of Food and Meat Inspection, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, telephone (850)488-3951

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5K-4.020 Food Permits; Requirements and Fees.

(1) As used in this rule, the following definitions shall apply:

(a) through (i) No change.

(j) Limited Sales. Any business fitting any of the ~~above~~ definitions in this subsection with gross food sales less than \$10,000.00 annually.

(k) through (x) No change.

(2) through (4) No change.

(5) Food Permit Fees.

(a) One food permit shall be issued to and one fee shall be charged to all food operations at a single location, regardless of whether the location may qualify for two or more permits. If a location qualifies for two or more permits, only the largest applicable fee shall be charged to that location, except that any location qualifying for a Limited Sales permit shall only be charged the fee applicable to a Limited Sales permit. ~~No additional fee will be charged if~~ If the name or ownership of a firm changes during a calendar year, requiring a new food permit application, a satisfactory report of inspection, and a fee in the amount specified in subsection 5K-4.020(5) is required before a food permit shall be issued. Other license or permit fees as may apply to a business, however, are not voided by payment of the food permit fee. Fees charged new food permit

applicants shall be the entire applicable fee if the completed application is submitted January 1 through June 30 and shall be 1/2 of the applicable fee if the completed application is submitted July 1 through December 31.

(b) The following schedule of charges is established for each food permit.

Retail Bakery	\$ <del>325</del> <del>300</del>
Wholesale Bakery	350
Canning Plant	350
Bottling Plant	350
Rabbit or Game Processor	<del>350</del> <del>300</del>
Fish or Seafood Processor	<del>350</del> <del>300</del>
Processor, Other Perishable Foods	<del>350</del> <del>300</del>
Processor, Other Non-perishable Foods	<del>275</del> <del>250</del>
Food Storage Warehouse	<del>325</del> <del>300</del>
Food Salvage Center	350
Salvage Store	<del>350</del> <del>250</del>
Convenience Store	<del>275</del> <del>250</del>
Convenience Store with Food Service	<del>350</del> <del>300</del>
Meat Market	<del>350</del> <del>150</del>
Seafood Market	<del>350</del> <del>150</del>
Grocery Store	<del>350</del> <del>300</del>
Supermarket	350
Minor Food Outlet	<del>275</del> <del>250</del>
Minor Food Outlet with Food Service	<del>325</del> <del>300</del>
Health Food Store	<del>275</del> <del>250</del>
Mobile Vendor	<del>275</del> <del>75</del>
Limited Sales	<del>75</del> <del>50</del>

Specific Authority 500.09, 500.12(1)(b), 570.07(23) FS. Law Implemented 500.04, 500.10, 500.12(1)(a),(b),(c),(d), 500.171, 500.172, 500.177 FS. History—New 1-10-93, Formerly 5E-6.020, Amended 8-8-95, 3-11-98,

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Office of Agricultural Water Policy**

RULE CHAPTER TITLE: Interim Measures and Best Management Practices for Indian River Area Citrus Groves

RULE CHAPTER NO.: 5M-2

PURPOSE AND EFFECT: The Department proposes to adopt by rule the Water Quality/Quantity BMPs for Indian River Area Citrus Groves manual developed by the Indian River Citrus BMP Steering Committee working in conjunction with the Indian River Citrus League. Formal adoption of this manual will provide a mechanism to ensure its widespread implementation and lead to improved water quality in the Indian River system.

SUBJECT AREA TO BE ADDRESSED: The adoption by rule of the Indian River area citrus growers best management practices manual.

SPECIFIC AUTHORITY: 403.067(7)(d) FS.

LAW IMPLEMENTED: 373.4595 (3)(c), 403.067(7)(d) FS.

A SERIES OF THREE RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT A TIME, DATE AND PLACE TO BE ANNOUNCED AND NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Wm. Mark Jennings, Environmental Specialist III, Office of Agricultural Water Policy, 3125 Conner Blvd., Mail Stop C-28, Tallahassee, Florida 32399-1650, (850)488-6249

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

**DEPARTMENT OF TRANSPORTATION**

RULE CHAPTER TITLE: Right of Way Acquisition

RULE CHAPTER NO.: 14-102

RULE TITLES: Real Property Acquisition

RULE NOS.: 14-102.0011

Reports of Estimates of Probable Business Damages

14-102.0037

PURPOSE AND EFFECT: The Rule Chapter title is changed from “Right of Way Acquisition and Reports of Estimates of Probable Business Damages” to “Real Property Acquisition” and references to “Right of Way Acquisition” have been changed to “Real Property Acquisition” throughout Rule 14-102.0011. Definitions and procedures are amended, and applicability of the rule and Relocation requirements are clarified. Rule 14-102.0037 on Right of Way Acquisition is Repealed.

SUBJECT AREA TO BE ADDRESSED: This is an amendment to Rule 14-102.0011 and the repeal of Rule 14-102.0037.

SPECIFIC AUTHORITY: 334.044(2) FS.

LAW IMPLEMENTED: 73.015, 73.071(3)(b), 337.25 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 IS: James C. Myers, Administrative and Management Support Level IV, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458



THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-102.0011 Real Property Right of Way Acquisition.

This rule sets forth the requirements ~~and procedures~~ for the acquisition ~~by the Florida Department of Transportation~~ of real property and the interests therein necessary for transportation purposes by Agencies on transportation projects or project phases having funding by or through the Florida Department of Transportation (Department). This rule does not apply to projects on or intended to be on the State Highway System which are funded by Department long term loan programs to governmental entities which have independent statutory authority to provide transportation projects on the State Highway System. The requirements of this rule chapter are not applicable to the relocation of nonconforming signs on non-federal projects, pursuant to Section 479.15, Florida Statutes.

(1) Definitions. The following words and phrases as used in these rules shall have the following meanings except where the context clearly indicates a different meaning:

(a) “Agency” shall mean any state, county, district, authority, or municipal office, department (including the Florida Department of Transportation), division, board, bureau, commission, or other separate unit of government created or established by law and any other public or private agency, person, partnership, corporation, or business entity acting on behalf of any public agency.

(b)(a) “Administrative Settlement” means an agreement between a property owner or business owner and the Agency Department to pay an amount in excess of the Agency’s determination of just and full approved compensation for the affected parcel, which agreement is closed prior to finalizing an Order of Taking by a court deposit.

(c)(b) “Business Owner” means the individual or legal entity holding an interest in a business enterprise that is located on any part of the affected parcel property being acquired for transportation purposes.

(d)(e) “Closing” means the execution and delivery to the Agency Department (grantee), of the documents that convey title to real property or an interest therein, and the delivery to the property owner (grantor) of the consideration for the property. Closing may also mean the delivery of the document executed by the business owner evidencing satisfaction of the business damage claim and delivery to the business owner of the consideration for the claim.

(e)(d) “Closing Agent” means an Agency a Department employee, an attorney who is a member in good standing of the Florida Bar, an employee of a right of way acquisition consultant firm under contract to the Agency Department, or a representative of a title insurance company who is responsible for conducting the activities necessary to transfer title to real

property or an interest therein, from the grantor to the grantee, as well as delivering the warrants to the grantor for payment for the acquisition.

(f)(e) “Department” means the State of Florida Department of Transportation, also known as “the agency.”

(f) ~~“Estimator” means the individual or firm under whose direction a written estimate of probable business damage is being prepared.~~

(g) “Negotiated Settlement” means an agreement between the property owner or the business owner and the Agency Department that results in a closing, including donations and administrative settlements.

(h) “Parcel” means a specific piece of real property, or an interest therein, that which the Agency Department is acquiring for transportation purposes.

(i) “Property Owner” means the owner of record of real property, or an interest therein, that is being acquired for transportation purposes.

(2) The provisions of 49 C.F.R., Part 24, Uniform Relocation Assistance and Real Property Acquisition Policies Act (Effective March 15, 1999) and 23 C.F.R., Part 710 (Effective January 20, 2000) are incorporated into this rule by reference. The Department shall require, as a condition of financial participation, that the requirements of the C.F.R. provisions incorporated herein and this rule be met by the administering Agency on transportation projects or project phases:

(a) Having federal financial assistance on any phase of the project, or

(b) For which there is any anticipation of, or intent to have, federal financial assistance. (Anticipation includes discussion by local or state officials regarding the intended or potential use of federal funds in any phase of the project).

(c) That are on the State Highway System, or

(d) Are intended to be on the State Highway System.

~~The areas addressed in this rule include: donations, good faith negotiations, administrative settlements, closings, and business damage reporting requirements.~~ The requirements of this rule chapter are not applicable to acquisitions that will not further development of a transportation project.

(3)(2) Donation of Right of Way.

(a) If a property owner wishes to donate all or part of all of his or her land, or an interest therein, for transportation purposes right of way, and the Agency Department elects to accept the donation, then the property owner must sign a written statement state, in writing:

1. That he or she waives all rights to receive fair market value for the real property or interest therein being donated based on an appraisal and that this right has been fully explained to him by an Agency a Department representative; and

2. That all rights under 49 C.F.R., Part 24, the Uniform Relocation Assistance and Real Property Acquisition Policies Act, as amended, have been fully explained and the property owner voluntarily waives those rights.

~~3.(b) That the property owner requests the Agency to provide an appraisal of the real property or interest therein being donated or, alternatively, releases the Agency from its obligation to provide The Department is responsible for providing an appraisal of the real property or interest therein being donated affected unless the property owner releases the Department from this obligation in writing.~~

~~(e) The property owner(s)' signature(s) and date of signature must appear on the above written statements.~~

~~(4)(3) Good Faith Negotiations – Representative Authorization. If a property owner or business owner chooses to be represented by an attorney or other agent during negotiations, including service of legal process, a written authorization including the following must be provided by the owner or his or her agent to the Agency Department and be received by the Agency Department prior to negotiating with the agent:~~

~~(a) The name of the owner(s);~~

~~(b) The name of the owner(s)' attorney or other agent;~~

~~(c) A signed and dated acknowledgment of this authorization from the attorney or other agent including, if applicable, the agent's agreement, authorized by the owner, to accept service of process on behalf of the owner(s);~~

~~(d) the signature of the owner(s); and~~

~~(e) and the date of signature.~~

~~(5)(4) Requirements for Negotiated Settlements. When a negotiated settlement is reached, the property owner or business owner must enter into a written purchase agreement with the Agency Department. The agreement must include, at a minimum, the following items, as applicable,;~~

~~(a) The name(s) of the owner(s), of record;~~

~~(b) The Agency's Department's assigned project number and identification number for the parcel,;~~

~~(c) The real property type of interest being acquired,;~~

~~(d) An itemization of all personal property being acquired, if any,;~~

~~(e) An itemization of the amount of compensation to be paid to the owner at closing and, if applicable, the amount of any compensation that may be withheld, the total purchase price including fees and costs to be paid to the owner with an itemization of the amount of compensation for land and improvements, the amount of compensation for business damages, the amount of compensation for severance damages, the amount to be paid for the owner's attorney's fees if known at the time of settlement, the amount to be paid for the owner's appraisal fees if known at the time of settlement, and any other applicable amounts of compensation to be paid.~~

(f) A statement that the agreement is subject to final agency acceptance. Final Agency acceptance denotes final approval of the purchase price and all ~~of its~~ terms and conditions of the agreement by the authorized representative of the Agency Department. Final Agency acceptance constitutes the effective date of the purchase agreement. A closing on the agreement shall not be transacted prior to the granting of final Agency acceptance.

(g) A statement of the owner's responsibility for and agreement to pay the ad valorem taxes due on the parcel,;

(h) A statement that the owner is responsible for the delivery of an unencumbered title to the Agency Department, and that any sums that the Agency Department must pay to clear the title will be deducted from the total purchase price,;

(i) A statement that any extension of occupancy on the property beyond the closing must be agreed to in writing by the Agency Department, and that the occupant of the parcel must provide insurance and exercise diligent care in the maintenance and upkeep of the property during the period of occupancy.

(j) A statement of whether the property is or is not being acquired under threat of condemnation, ~~as applicable,~~

(k) A statement that the transaction shall be closed and the instrument of conveyance delivered within 60 days of final Agency acceptance,;

(l) A statement that the taxpayer identification information pursuant to the Internal Revenue Service Code, Section 6045(e), will be provided prior to, or at, closing,;

(m) A statement that typewritten or handwritten provisions inserted into the purchase agreement or attached to the purchase agreement as addenda, and initialed by all parties, shall control all printed provisions that are in conflict, and that all such provisions or addenda must be signed, or initialed by both the owner and the Agency Department representative,;

(n) The signature of the owner as the seller with ~~and~~ the date of signature, the signature of the Agency Department representative as the purchaser denoting conditional acceptance of the purchase agreement with ~~and~~ the date of the signature, and the signature of the Agency Department representative who is authorized to grant final Agency acceptance with ~~and~~ the date ~~the~~ final Agency acceptance is granted.

(o) If the fees and costs are not known at the time of the written purchase agreement settlement, ~~then~~ they must be provided for in placed on a supplemental purchase agreement at the time that they are known. The supplemental purchase agreement must contain, at a minimum, the requirements listed in ~~of~~ Sections 14-102.0011(5)(4)(a),(b),(c) ~~including only an itemization of fees and costs covered by the supplemental purchase agreement,~~ (f), (m), and (n). Additionally, the supplemental purchase agreement must contain an itemization of the fees and costs covered by the supplemental purchase agreement.

~~(6)(5)~~ Administrative Settlements. On parcels with an administrative settlements, the written purchase agreement shall not be granted settlement, final Agency acceptance will not be granted until the following conditions have been met:

(a) The settlement is determined to be reasonable, prudent, and in the public's best interest, and

(b) The owner is apprised of the effect of an administrative settlement on his or her relocation benefits prior to his acceptance of the offer.

~~(7)(6)~~ Negotiated Settlements/Retention of Improvements/Retention of Funds.

(a) If the property owner remains in occupancy of the parcel subsequent to the Agency acquisition of the real property or interest therein, Department taking title and a portion of the total compensation has been withheld by the Agency Department, the withheld these retained funds will be released to the property owner upon vacation and surrender of the parcel.

(b) On each parcel where improvements are to be retained, an addendum must be attached to the purchase agreement. The addendum must include, at a minimum;:

1. An itemized list of the improvement(s) to be retained;

2. The date by which the owner of the improvements must be removed it from the parcel right of way;

3. A statement that if the improvements are is not removed by the owner of the improvement on or before the date set forth therein, the improvement(s) will be considered abandoned property and will become subject to demolition and removal by the Agency Department; and

4. A statement that the provisions of the this addendum survive the closing.

(c) If there is a partial acquisition of improvements, and the owner(s) of the remaining property and the Agency Department agree that certain improvements on the remaining lands should be moved or demolished, the property owner must execute a written right of entry that which, at a minimum, must contain:

1. The name of the owner(s) of record,

2. The Agency's Department's assigned project number and identification number for the parcel,

3. A statement that there are certain improvements affected by the referenced project which are remaining, in part, on the property owner's remainder property,

4. A statement that it is determined to be in the best interest of the owner and the Agency Department to remove these improvements,

5. A statement that the property owner and Agency Department agree that the Agency, Department or its authorized representative, shall have the right to enter upon the property owner's remaining lands for the purpose of removing or demolishing the referenced improvements;:

6. A statement that the property owner and Agency Department agree that the Agency, Department or its authorized representative, will restore the affected part of the remaining lands to a safe and sanitary condition after the demolition or removal of the improvements;:

7. The signatures of the property owner(s) and the Agency Department representative, and the date of the signatures, which must be no later than the day of closing.

~~(8)(7)~~ Closing Requirements.

(a) A closing will be conducted on each negotiated settlement parcel.

(b) The property owner must convey to the Agency Department a clear, unencumbered title to the parcel unless otherwise stated in the purchase agreement.

(c) At or before closing, the property owner must pay and present to the closing agent evidence of the payment for all current and delinquent ad valorem taxes on property to which the Agency Department is acquiring fee title.

(d) Each property owner (grantor) of the parcel must provide the taxpayer identification information pursuant to the Internal Revenue Service Code, Section 6045(e), including: his name and mailing address, the type and percentage of ownership he has in the subject property, his Social Security Number or Employer Identification Number, and a signed and dated certification by the grantor(s) that, under penalties of perjury, the stated identification number is the correct taxpayer identification number of the grantor.

(e) The property owner or business owner must execute a closing statement which will be prepared by the closing agent and which contains, at a minimum, the following items, as applicable; :

1. The Agency's Department's assigned parcel number and project number for the parcel;

2. A statement which includes an identification of the compensation for the land and improvements, fees and costs to be paid by the Agency Department at closing, the amount of any funds retained by the Agency Department due to extended possession of the parcel, and an identification of the total debits which will be due from the owner at closing. These debits include, but are not limited to, mortgage payoffs, ad valorem taxes, mortgage pre-payment penalties, and documentary stamp taxes;:

3. The date the business or property owner must vacate and surrender the parcel to the Agency Department, in accordance with the terms of the purchase agreement, and instructions for delivery to the Agency Department of the keys to any structure on the parcel;:

4. A certification from the business or property owner and the Agency, Department that the contents of the closing statement represent the complete transaction, and that no other compensation or concession has been made or promised by either party; and;

5. A dated certification executed by the property owner that there are no recorded or unrecorded encumbrances outstanding against the parcel. If there are outstanding encumbrances, they must be individually set forth on the purchase agreement, and the closing certification must reference the fact that exceptions exist and are set forth on the purchase agreement.

(f) Payments for land and improvements, damages, fees, costs, and incidental closing expenses shall not be made sooner than 30 days after signing the Purchase Agreement. These payments include, but are not limited to, the prime warrant for land and improvements, the holdback warrant for any funds retained ~~due to extended possession of the parcel~~, and reimbursement to the property owner for incidental closing expenses.

(g) In order to receive reimbursement for incidental closing expenses, the property owner must execute an application for reimbursement ~~that which~~, at a minimum, shall include an identification of the parcel, an identification of the incidental expense to be reimbursed, and documentation that the expense has been paid by the property owner. This documentation may be in the form of paid receipts or canceled checks ~~that which~~ clearly identify the item being paid, the amount paid, the party who received payment, and the party who made the payment.

Specific Authority 334.044(2) FS. Law Implemented 73.015, 337.25(4), 337.271 FS. History–New 4-10-97, Amended \_\_\_\_\_.

14-102.0037 Reports of Estimates of Probable Business Damages.

Specific Authority 334.044(2) FS. Law Implemented 73.071(3)(b), 337.271(5),(6) FS. History–New 11-10-92, Amended 4-10-97, Repealed \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Inmate Grievances – Miscellaneous Provisions  
RULE NO.: 33-103.015  
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that informal and formal appeals must be filed at the institution at which the inmate is currently housed.  
SUBJECT AREA TO BE ADDRESSED: Inmate grievances.  
SPECIFIC AUTHORITY: 20.315, 944.09 FS.  
LAW IMPLEMENTED: 944.09 FS.  
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Giselle Lylen Rivera, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-103.015 Inmate Grievances – Miscellaneous Provisions.

(1) through (3) No change.

(4) All informal and formal grievances, except those administrative appeals filed directly with the Office of the Secretary, must be filed at the institution or facility to which the inmate is presently assigned. "Presently assigned" means the institution or facility in which the inmate is housed at the time he files either the informal or formal grievance. When either the informal or formal grievance complaint concerns an informal or formal grievance that occurred at another location, it shall remain the responsibility of the staff at the inmate's present location to handle the informal or formal grievance. The final resolution of the informal or formal grievance is the responsibility of the warden at the institution to which the inmate is presently assigned ~~transferred~~. Direct contact with outside staff ~~at the inmate's prior location~~ may be necessary in resolving the informal or formal grievance.

(5) through (11) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 944.09 FS. History–New 10-12-89, Amended 1-15-92, 1-29-92, 9-3-92, 12-22-92, 7-11-93, 5-3-94, 4-10-95, 9-23-96, 8-10-97, 12-7-97, 5-10-98, 2-17-99, Formerly 33-29.015, Amended 8-1-00, \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Law Libraries  
RULE NO.: 33-501.301  
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to change the required minimum hours of operation for all law libraries with major and minor collections to 25 hours per week.  
SUBJECT AREA TO BE ADDRESSED: Law libraries.  
SPECIFIC AUTHORITY: 20.315, 944.09, 944.11 FS.  
LAW IMPLEMENTED: 944.09, 944.11 FS.  
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-501.301 Law Libraries.

(1) No change.

(2) Law Library Access – General.

(a) Hours of Operation. Major and minor collection law libraries that do not provide services to inmates in general population shall be open for inmate use a minimum of 25 32 hours per week. Major and minor collection law libraries that are open to use by inmates in general population shall be open a minimum of 32 hours per week, with a minimum of 6 hours per week after 5:00 pm or on weekends. Only hours in which inmates have direct access to the law library collection and inmate law clerks shall count toward the 32 hour minimum. Institutions shall not reduce the law library's operating hours below the 32 hour minimum because of staff shortages. The law library's operating schedule shall be established by the warden and shall be designed to permit each inmate with the maximum access to legal materials consistent with:

1. The inmate's security classification and housing assignment;
2. Staff and space limitations;
3. Scheduled work and other assignments; and
4. Any other limitation based on the interests of security and order of the institution.

(b) through (17) No change.

Specific Authority 20.315, 944.09, 944.11 FS. Law Implemented 944.09, 944.11 FS. History--New 4-6-93, Amended 7-3-94, 11-2-94, 4-28-96, 9-30-96, 12-7-97, Formerly 33-3.0055, Amended \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE TITLE: RULE NO.:

Emergency Authorization for Activities Regulated Under Part IV of Chapter 373, F.S. 40C-1.1009

PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to (1) clarify the specific circumstances under which an emergency authorization may be approved by providing a new definition of "emergency conditions", and (2) expressly state that the granting of emergency authorization does not obviate the need to either obtain a permit for the activity within a certain time period or restore the site to its prior condition within a certain time period.

SUBJECT AREA TO BE ADDRESSED: This proposed rule amendment would clarify the definition of "emergency conditions" in 40C-1.1009, F.A.C., and expressly require the applicant to either obtain a permit for the activity authorized under 40C-1.1009, F.A.C., within a certain time period or restore the site to its prior condition within a certain time period.

SPECIFIC AUTHORITY: 120.54(5), 373.044, 373.113, 373.418 FS.

LAW IMPLEMENTED: 120.54(5), 120.569(2), 373.119, 373.413, 373.416, 373.418, 373.426, 373.439 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, JOINT RULE DEVELOPMENT WORKSHOPS WILL BE HELD WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., November 16, 2000  
PLACE: Orange County Public Library, 101 East Central Blvd., Orlando, Florida 32801

TIME AND DATE: 10:00 a.m., November 17, 2000  
PLACE: Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (904)329-4459, Suncom 860-4459

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-1.1009 Emergency Authorization for Activities Regulated Under Part IV of Chapter 373, F.S.

(1) Permission to begin construction, alteration, operation, maintenance, abandonment, or removal of any system works requiring a permit under Chapters 40C-4, 40C-40, 40C-42, 40C-44, or 40C-400, F.A.C., prior to the issuance of a permit may be applied for, in writing, when emergency conditions can be alleviated by such construction, alteration, operation, maintenance, abandonment, or removal of the system justify. Emergency conditions are defined as conditions which pose a danger to: public health, safety or welfare; the health of animals, fish or aquatic life; a public supply; or recreational, commercial, industrial, agricultural or other reasonable uses. Unless otherwise provided in the emergency authorization, the issuance of an emergency authorization shall not obviate the need for a permit. If a permit is not obtained within a period of one year following the initial construction, alteration, operation, maintenance, abandonment, or removal of the system, then such works shall be returned to the condition that existed prior to the issuance of the emergency authorization. The one year time limit shall be tolled during any challenge or appeal of the permit application which delays the issuance of the permit or stays the effect of the permit beyond the 90 day time limit for agency action set forth in section 120.60, F.S. However, no such permission shall be granted unless the construction of the works are already under consideration for a permit. A serious set of unforeseen and unforeseeable circumstances must exist to create an emergency.

(2) No change.

Specific Authority 120.54(5), 373.044, 373.113, 373.418 FS. Law Implemented 120.54(5), 120.569(2), 373.119, 373.413, 373.416, 373.426, 373.439 FS. History--New 12-7-83, Formerly 40C-4.451, 40C-4.0451, 40C-4.451, Amended 8-4-98, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Definitions	40C-4.021
Permits Required	40C-4.041
Exemptions	40C-4.051
Publications Incorporated by Reference	40C-4.091
Modification of Permits	40C-4.331

**PURPOSE AND EFFECT:** The purpose of the proposed rule amendments are to (1) create a definition of “incidental site activities,” (2) exclude certain wetlands that do not require mitigation from environmental resource permit thresholds, (3) further clarify when a proposed modification to an existing permit qualifies for a non-substantial letter modification, (3) allow phases of a project that have a valid conceptual or master drainage system permit to be processed as a standard general permit, regardless of size or wetland impacts, (4) delete certain heavily urbanized areas of the existing Riparian Habitat Protection Zone (RHPZ) for the Little Wekiva River, (5) repeal portions of the Ecolockhatchee River Basin rules that are now obsolete due to subsequent amendments to the District’s stormwater rule (chapter 40C-42, F.A.C.) and adoption of the environmental resource permit rule (chapter 40C-4), (6) extend the existing exemption from certain wetland permitting criteria that is currently provided for ditches and small man-made livestock watering ponds less than one acre in area to include minor outfall structures and all man-made ponds less than one acre in size that were constructed in uplands, and (7) clarify that when impacts are offset within the same drainage basin that no cumulative impacts would occur as a result of the project. The effects of the proposed amendments are to (1) clarify what construction activities qualify for the new standard general permit for incidental site activities, (2) reduce the number of projects that must obtain individual permits, which will reduce processing time and costs for applicants, (3) clarify to applicants when modifications to existing permits qualify for non-substantial letter modifications versus a more formal permit application submittal, (4) reduce the permitting criteria for projects in certain areas of the Little Wekiva that are already heavily urbanized, (5) repeal rule language that is now obsolete, (6) reduce unnecessary permitting criteria for projects that contain wetland impacts to man-made ponds less than one acre in size and impacts from small outfall structures, and (7) clarify existing language concerning cumulative impacts.

**SUBJECT AREA TO BE ADDRESSED:** The proposed rule amendments would add a definition for “incidental site activities” in 40C-4.021, F.A.C. and section 2.0, Applicants Handbook, exclude certain minor wetland impacts from the thresholds in 40C-4.041(2)(b)8., F.A.C., revise the criteria for letter modifications in 40C-4.331(1), F.A.C., create a new provision allowing phases of projects with a valid conceptual or master drainage system permit to qualify for standard general permits in 3.5 and 7.2, Applicants Handbook, delete

certain urbanized areas of the Little Wekiva River Basin from the Riparian Habitat Protection Zone (RHPZ) in 11.3.5, Applicants Handbook, repeal obsolete language for the Econlockhatchee River Basin in 11.4.3 and 11.4.5, Applicants Handbook, create an exemption from wetland permitting criteria for impacts associated with the construction of small outfall pipes in 12.2.2.2, Applicants Handbook, expand the exemption from wetland permitting criteria from impacts to livestock watering ponds less than one acre in size to all man-made ponds less than one acre in size that were constructed in uplands, and clarify existing language for cumulative impacts in 12.2.8.2, Applicants Handbook.

**SPECIFIC AUTHORITY:** 373.044, 373.046(4), 373.113, 373.118, 373.406, 373.4136, 373.414, 373.415, 373.418, 373.421, 373.461, 380.06(9) FS.

**LAW IMPLEMENTED:** 120.60, 373.016(2), 373.042, 373.0421, 373.046(4)-(5), 373.085, 373.086, 373.109, 373.406, 373.413, 373.4135, 373.4136, 373.414, 373.4141, 373.415, 314.416, 373.417, 373.418, 373.421(2)-(6), 373.423, 373.426, 373.461(3), 380.06(9) FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, JOINT RULE DEVELOPMENT WORKSHOPS WILL BE HELD WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AT THE TIMES, DATES AND PLACES SHOWN BELOW:**

**TIME AND DATE:** 10:00 a.m., November 16, 2000

**PLACE:** Orange County Public Library, 101 East Central Blvd., Orlando, Florida 32801

**TIME AND DATE:** 10:00 a.m., November 17, 2000

**PLACE:** Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS:** Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (904)329-4459, Suncom 860-4459

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

40C-4.021 Definitions.

When appearing in this chapter or in chapters 40C-40, 40C-41, 40C-42, 40C-44, or 40C-400, F.A.C., the following words shall mean:

(1) through (16) No change.

(17) “Incidental Site Activities” means the following activities which are conducted as part of the construction of a system proposed in an individual environmental resource permit application: land clearing and grading in uplands such as contouring, filling and excavation; road and building

subgrade construction (excluding foundation construction); utility installation; fence installation; and construction trailer installation.

(17) through (31) renumbered (18) through (32) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.019, 373.403 FS. History—New 1-31-77, Formerly 16I-4.02, 40C-4.02, Amended 2-3-81, 12-7-83, Formerly 40C-4.021, 40C-4.0021, Amended 8-11-91, 9-25-91, 2-27-94, 10-3-95,\_\_\_\_\_.

40C-4.041 Permits Required.

(1) No change.

(2) The District issues three types of environmental resource permits: conceptual approval permits, individual permits and general permits.

(a) No change.

(b) An individual or general permit is required prior to the construction, alteration, operation, maintenance, abandonment or removal of a surface water management system which:

1 through 7. No change.

8. Is wholly or partially located in, on, or over any wetland or other surface water, excluding the following activities:-

i. filling any ditch that was constructed in uplands and which provides drainage or water conveyance only for areas owned or controlled by the person performing the filling; or

ii. construction and alteration of outfall pipes less than 20 feet in length in wetlands or other surface waters, and associated headwalls, erosion control devices, and energy dissipation structures.

Specific Authority 373.044, 373.113, 373.118, 373.171, 373.413, 373.415, 373.416, 373.418 FS. Law Implemented 373.118, 373.409, 373.413, 373.416, 373.4135, 373.426, 373.429 FS. History—New 1-31-77, Formerly 16I-4.04, 40C-4.04, Amended 2-3-81, 12-7-83, Formerly 40C-4.041, Amended 8-28-88, 8-1-89, 4-3-91, 8-11-91, 9-25-91, 10-20-92, 2-27-94, 10-3-95, 11-25-98,\_\_\_\_\_.

40C-4.051 Exemptions.

(1) through (11) No change.

(12) No permit shall be required under chapters 40C-4, 40C-40, 40C-42, 40C-44, or 40C-400, F.A.C., for the following activities:

(a) through (k) No change.

(l) The restoration of a seawall or riprap at its previous location or upland of or within 18 inches one foot waterward of its previous location, as measured from the face of the existing seawall slab to the face of restored seawall slab or from the front slope of the existing riprap to the front slope of the restored riprap. No filling can be performed except in the actual restoration of the seawall or riprap. No construction shall be undertaken without necessary title or leasehold interest, especially where private and public ownership boundaries have changed as a result of natural occurrences such as accretion, reliction and natural erosion. ~~Restoration and repair shall be performed using the criteria set forth in~~

~~subsection 373.414(5), F.S.~~ This exemption shall be limited to functioning seawalls or riprap. This exemption shall not affect the permitting requirements of chapter 161, F.S.

(m) The construction of private ~~vertical~~ seawalls in wetlands or other surface waters, ~~other than in an estuary or lagoon, and the construction of riprap revetments,~~ where such construction is between and adjoins at both ends existing seawalls or riprap, follows a continuous and uniform construction line with the existing seawalls or riprap, is no more than 150 feet in length, does not violate state water quality standards, impede navigation, or adversely affect flood control. However, this exemption shall not affect the permitting requirements of chapter 161, F.S. In estuaries and lagoons, cConstruction of vertical seawalls is limited to the circumstances and purposes stated in shall be in accordance with section 373.414(5)(b)1.-4., F.S.

(n) through (r) No change.

~~(s) The use of rotenone, by the Florida Game and Fresh Water Fish Commission, in conducting tests related to its responsibility regarding fish management. The chemical selected shall be used at no more than the strength approved by the Environmental Protection Agency (EPA) label. In addition, the chemical shall be used only under the direct on-site supervision of a staff member of the Florida Game and Fresh Water Fish Commission.~~

(t) through (w) renumbered (s) through (v) No change.

(13) through (15) No change.

Specific Authority 373.044, 373.113, 373.171, 373.413, 373.415, 373.416, 373.418 FS. Law Implemented 373.406, 373.413, 373.416, 373.426 FS. History—New 1-31-77. Formerly 16I-4.05, 40C-4.06, Amended 2-3-81, 12-7-83, Formerly 40C-4.051, 40C-4.0051, Amended 4-3-91, 8-11-91, 9-25-91, 5-17-94, 10-3-95, 11-25-98,\_\_\_\_\_.

40C-4.091 Publications Incorporated by Reference.

(1) The Governing Board hereby adopts by reference:

(a) Part I “Policy and Procedures,” Part II “Criteria for Evaluation,” subsections 18.0, 18.1, 18.2, and 18.3 of Part III and Appendix K “Legal Description Upper St. Johns River Hydrologic Basin,” “Legal Description Ocklawaha River Hydrologic Basin”, “Legal Description of the Wekiva River Hydrologic Basin,” “Legal Description of the Econlockhatchee River Hydrologic Basin,” “Legal Description of the Sensitive Karst Areas Basin, Alachua County,” “Legal Description Tomoka River Hydrologic Basin,” “Legal Description Spruce Creek Hydrologic Basin,” “Legal Description of the Sensitive Karst Areas Basin, Marion County,” and “Legal Descriptions of the Lake Apopka Drainage Basin,” and Appendix M “Regional Watersheds for Mitigation Banking,” of the document entitled “Applicant's Handbook: Management and Storage of Surface Waters,” effective 8-21-00.

(b) through (c) No change.

(2) No change.

Specific Authority 373.044, 373.046(4), 373.113, 373.413, 373.4136, 373.414, 373.415, 373.416, 373.418, 373.421(2), 373.461(3) FS. Law Implemented 373.016, 373.046, 373.413, 373.4135, 373.4136 373.414, 373.415, 373.416, 373.421(2)-(6), 373.426 FS. History—New 12-7-83, Amended 10-14-84, Formerly 40C-4.091, Amended 5-17-87, Formerly 40C-4.0091, Amended 8-20-87, 10-1-87, 10-11-87, 11-26-87, 8-30-88, 1-1-89, 8-1-89, 10-19-89, 4-3-91, 8-11-91, 9-25-91, 11-12-91, 3-1-92, 7-14-92, 9-8-92, 9-16-92, 11-12-92, 11-30-92, 1-6-93, 1-23-94, 2-27-94, 11-22-94, 10-3-95, 8-20-96, 11-25-98, 12-3-98, 1-7-99, 1-11-99, 8-21-00, \_\_\_\_\_.

40C-4.331 Modification of Permits.

(1) In addition to the modification of permits pursuant to section 373.429, Florida Statutes a request for modification of a valid permit may be made by a permittee as follows: The Governing Board may modify a permit in accordance with the provisions of Section 373.429, Florida Statutes.

(2) A request for modification may be made by a permittee as follows:

(a) By formal application, and will be reviewed using the same criteria and the same review and public notice procedures as new applications, ~~pursuant Chapter 40C-1 and Rules 40C-4.101 and 40C-4.301, F.A.C.;~~ or

(b) By letter which describes the proposed modification, and provided that the requested modification does not cause any of the following circumstances to occur: substantially alter the system design or permit conditions:

1. Increase the project area;
2. Increase proposed impervious surface unless accounted for in the previously permitted design of the system;
3. Reduce the stormwater treatment or flood attenuation capability of the proposed system;
4. Result in additional loss of floodplain storage within the 10 year floodplain at a location where the upstream drainage area is greater than 5 square miles;
5. Result in additional unmitigated impacts to wetlands, unless mitigation is not required pursuant to sections 12.2.2.1 and 12.2.2.2, A.H.;
6. Result in more than 10% or 1 acre, whichever is less, of additional impacts to wetlands that are mitigated pursuant to section 12.3, A.H.;
7. Result in any additional impacts within a designated riparian habitat protection zone;
8. Extend the permit duration;
9. Reduce the frequency or parameters of monitoring requirements, except in accordance with a permit condition that specifically provides for future adjustments in such monitoring requirements;
10. Reduce the financial responsibility mechanisms provided to ensure the continued construction and operation of the system in compliance with permit requirements, except in accordance with specific permit conditions that provide for a reduction in such financial responsibility mechanisms; and
11. Result in other adverse impacts addressed in either 40C-4.301 or 40C-4.302, F.A.C.

(2) An entity other than a permittee may request the modification of a permit only when the entity has purchased or intends to take ownership through condemnation of all or part of a permitted system. In such cases, the entity requesting the modification must submit either a formal application or letter modification in accordance with (1)(a) or (b) above and must demonstrate that both the modified portions of the system and the unmodified portions of the system, including portions of the system remaining in the ownership of the existing permittee, will continue to comply with the conditions for issuance in 40C-4.301 and 40C-4.302, F.A.C. and all permit conditions.

(3) Modifications by letter in accordance with (1)(b) and (2), above, must be approved and acknowledged in writing by the Director, Department of Water Resources, Assistant Director, Department of Water Resources, or a Service Center Director through correspondence to the applicant.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.429 FS. History—New 2-20-77, Amended 12-26-77, Formerly 161-4.34, 40C-4.34, Amended 2-3-81, 12-7-83, Formerly 40C-4.331, 40C-4.0331, Amended 1-1-89, \_\_\_\_\_.

Applicant's Handbook Section

2.0 Definitions

The following definitions are used by the District to clarify its intent in implementing its permitting programs pursuant to part IV, chapter 373, F.S. Many of these definitions are derived directly from chapter 373, F.S., and are reproduced here for the convenience of applicants.

(a) through (y) No change.

(z) "Incidental Site Activities" means the following activities which are conducted as part of the construction of a system proposed in an individual environmental resource permit application: land clearing and grading in uplands such as contouring, filling and excavation; road and building subgrade construction (excluding foundation construction); utility installation; fence installation; and construction trailer installation.

3.0 Activities Requiring a Permit

3.1 through 3.4 No change.

3.5 Conceptual Approval Permits

3.5.1 through 3.5.4 No change.

3.5.5 Phases within a conceptually approved project shall be processed as standard general permits provided:

- (a) The proposed activity is consistent with the conceptual permit;
- (b) The approved conceptual plan includes the approximate location and acreage of wetlands onsite, an assessment of impacts, and a conceptual mitigation plan (if required); and



(c) The approved conceptual plan includes the approximate size, location, and discharge points of the proposed stormwater management system.

7.2 Master drainage plans ~~Public Works Projects~~

7.2.1 ~~An applicant municipality or county~~ may apply for and receive a standard general or individual permit for its existing or proposed master drainage plan for a project in its area of jurisdiction.

7.2.2 Such application will be processed in accordance with the procedures established for standard general and individual permits.

7.2.3 ~~After a municipality or county has received issuance of~~ an individual permit for ~~a~~ it's master drainage plan, subsequent activities within the master drainage plan which are conducted in accordance the requirements of 40C-40.302(4), F.A.C., with the plan and which would ordinarily require an individual permit, may be authorized under the provisions of a standard general permit.

7.2.4 Subsequent activities which would ordinarily require an individual permit and which significantly differ from the master drainage plan will require an individual permit.

11.0 Basin Criteria

11.1 and 11.2 No change.

11.3 Wekiva River Hydrologic Basin

11.3.1 through 11.3.4 No change.

11.3.5 Standard for Riparian Wildlife Habitat

The wetlands abutting the Wekiva River, Little Wekiva River downstream of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Run and Seminole Creek support an abundance and diversity of aquatic and wetland dependent wildlife. Uplands abutting these wetlands protect the wetlands from climatic extremes and also provide important habitat for some aquatic and wetland dependent species. Construction and alteration of surface water management systems within these wetlands and uplands can result in adverse changes in the habitat, abundance, and food sources of aquatic and wetland dependent species.

(a) The applicant must provide reasonable assurance that the construction or alteration of a system will not adversely affect the abundance, food sources, or habitat (including its use to satisfy nesting, breeding and resting

needs) of aquatic or wetland dependent species provided by the following designated Riparian Habitat Protection Zone:

1. The wetlands abutting the Wekiva River, Little Wekiva River downstream of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Run, or Seminole Creek;
2. The uplands which are within 50 feet landward of the landward extent of the wetlands above.
3. The uplands which are within 550 feet landward of the stream's edge as defined, for the purpose of this subsection, as the waterward extent of the forested wetlands abutting the Wekiva River, Little Wekiva River downstream of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Run or Seminole Creek. In the absence of forested wetlands abutting these streams, the stream's edge shall be defined, for the purpose of this subsection, as the mean annual surface water elevation of the stream; however, if hydrologic records are unavailable, the landward extent of the herbaceous emergent wetland vegetation growing in these streams shall be considered to be the stream's edge.

11.4 Econolockhatchee River Hydrologic Basin

11.4.1 and 11.4.2 No change.

~~11.4.3 Stormwater Management Standard~~

~~(a) Construction of new stormwater management systems must be in accordance with the design and performance standards of chapter 40C 42, F.A.C. However, systems which serve drainage areas in excess of 10 acres can not use detention with filtration treatment as the sole stormwater treatment methodology. Additionally, when retention systems are not feasible due to limited percolation capacity, wet detention treatment or other treatment demonstrated to be equivalent to retention or wet detention, in~~

- accordance with chapter 40C-42, F.A.C., and paragraph 11.4.3(b), must be used.
- (b) Wet detention treatment systems:
    - (1) provide a treatment volume of one inch of runoff, or 2.5 inches of runoff from the impervious area, whichever is greater.
    - (2) are designed so that outfall structures shall bleed down the required treatment volume such that one half of this volume will be discharged within 60 to 72 hours following a storm event, but no more than one half of this volume will be discharged within the first 60 hours.
    - (3) provide a permanent pool of water such that the volume between the control or bleed down elevation and the pond bottom results in an average residence time of at least 14 days during the wet season (June - October).
    - (4) provide a littoral zone to be designed as follows:
      - a. the littoral zone shall be gently sloped (6:1 or flatter). At least 30 percent of the wet detention system surface area shall consist of a littoral zone. The percentage of littoral zone is based on the ratio of vegetated littoral zone to surface area of the pond at the control elevation.
      - b. the treatment volume must not cause the pond level to rise more than 18 inches above the control elevation unless it is demonstrated that the littoral zone vegetation can survive at greater depths.
      - e. eighty percent coverage of the littoral zone by suitable aquatic plants is required within the first thirty-six months following completion of the system.
      - d. to meet the 80% coverage requirement, planting of the littoral zone is recommended. As an alternative, portions of the littoral zone may be established by placement of wetland top soils (at least a four inch depth) containing a seed source of desirable native plants. When utilizing this alternative, the littoral zone must be stabilized by mulching or other means and at least the portion of the littoral zone within 25 feet of the inlet and outlet structures must be planted.
- (5) are designed so that the permanent pool does not exceed a maximum depth of 12 feet below the invert of the bleed down device unless the applicant affirmatively demonstrates that greater depths will not inhibit the physical, chemical and biological treatment processes or cause the resuspension of pollutants into the water column due to anaerobic conditions in the bottom sediments and water.
  - (6) are designed so the flow path through the pond has an average length to width ratio of at least 2:1. The alignment and location of inlets and outlets should be designed to maximize flow paths in the pond. If short flow paths are unavoidable, the effective flow path should be increased by adding diversion barriers such as islands, peninsula, or baffles to the pond. Inlet structures shall be designed to dissipate the energy of water entering the pond.
  - (7) are designed so that bleed down devices incorporating dimensions smaller than three inches minimum width or less than 20 degrees for "v" notches shall include a device to eliminate clogging. Examples of such devices include baffles, grates, and pipe elbows.
  - (8) are designed so that bleed down structure invert elevations are at or above the estimated post-development average water table elevation and above the anticipated post-development wet season tailwater elevation. If the structure is proposed to be set below the average water table elevation, ground water inflow must be considered in the drawdown calculations, calculation of average residence time, and estimated normal water level.
  - (9) provide for permanent maintenance easements or other acceptable legal instruments to allow for access to and maintenance of the system, including the pond, littoral zone, inlets, and outlets.
- 11.4.4 renumbered 11.4.3 No change.
- 11.4.5 Off-site Land Preservation as Mitigation in the Eeonlockhatchee River Hydrologic Basin. Mitigation in the Eeonlockhatchee River Hydrologic Basin must offset any adverse impacts of the system to the functions provided by the Eeonlockhatchee River Riparian Habitat Protection Zone and wetlands outside this zone, to aquatic and wetland dependent species. Subsection 16.1.6 of this Handbook allows

for consideration of innovative mitigation proposals. Mitigation within the Eeonlockhatchee River Hydrologic Basin may include the off-site preservation of lands. The lands proposed for preservation must be regionally significant or provide unique fish and wildlife habitat. For the purposes of this section the land to be preserved must be located entirely within the Eeonlockhatchee River Basin as designated in section 40C-41.023, F.A.C., and the applicant must propose to convey the land in fee simple to the St. Johns River Water Management District or a mutually acceptable designee. At the option of the District, a perpetual conservation easement or other acceptable legal instrument may be conveyed to the District or a mutually acceptable designee in accordance with section 704.06, F.S. All of the following requirements will apply to off-site land preservation proposals within the Eeonlockhatchee River Basin:

- (a) ~~Prior to proposing off-site land preservation, the applicant must demonstrate that alternatives for avoiding adverse impacts to the functions provided by the Riparian Habitat Protection Zone and wetlands outside the zone have been evaluated, and that to the maximum extent practicable, adverse impacts to these functions have been avoided.~~
- (b) ~~As a part of an off-site land preservation proposal, the applicant must demonstrate that the proposal meets the standard described in paragraph 11.4.4(a) by providing a functional analysis, as described in paragraph 11.4.4(b), of the proposed impacts within the Riparian Habitat Protection Zone and the benefits of the proposed preservation area. If adverse impacts occur to wetlands, then as part of an off-site land preservation proposal, the applicant must demonstrate that the proposal meets the criteria described in subsection 10.7.4.~~
- (c) ~~The range of appropriate ratios to be used to determine credit for preservation will depend upon the functional analysis of impacts and benefits. The suitability of this mitigation option, the specific ratios applicable, credits to be assigned, and the use of these credits will be determined on a case-by-case basis based on site specific information.~~

- 12.0 Environmental Considerations
- 12.1 No change.
- 12.2 Environmental Criteria

12.2.1 No change.

12.2.2 Fish, Wildlife, Listed Species and their Habitats

12.2.2.1 No change.

12.2.2.2 Alterations in wholly owned livestock watering ponds that were completely constructed in uplands and which are less than one acre in area; and alterations in drainage ditches that were constructed in uplands; and construction of outfall pipes less than 20 feet in length in wetlands or other surface waters along with associated headwalls, erosion control devices, and energy dissipation structures, will not be required to comply with the provisions of subsections 12.2.2 – 12.2.2.3, 12.2.3 – 12.2.3.7, 12.2.5 – 12.3.8, unless those ponds or ditches provide significant habitat for threatened or endangered species. This means that, except in cases where those ponds or ditches provide significant habitat for threatened or endangered species, the only environmental criteria that will apply to those ponds or ditches are those included in subsections 12.2.4. – 12.2.4.5 and 12.2.2.4. This provision shall only apply to those ponds, ~~and~~ ditches, and outfall pipes which were constructed before a permit was required under part IV, chapter 373, F.S. or were constructed pursuant to a permit under part IV, chapter 373, F.S. This provision does not apply to ditches constructed to divert natural stream flow.

12.2.8 Cumulative Impacts

12.2.8.1 No change.

12.2.8.2 Applicants may propose measures such as preservation to prevent cumulative impacts. Such preservation shall comply with the land preservation provisions in subsection 12.3.8. If unacceptable cumulative impacts are expected to occur, based on an evaluation conducted in accordance with subsection 12.2.8, the applicant may propose mitigation measures as provided for in sections 12.3-12.3.8. Whenever mitigation located within the same drainage basin fully offsets the proposed impacts to wetland functions as described in section 12.2.2 and to water quality, then the regulated activity does not result in unacceptable cumulative impacts within that drainage basin.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE TITLES:	RULE NOS.:
Conditions for Issuance of Permits	40C-40.302
Limiting Conditions	40C-40.381

PURPOSE AND EFFECT: The purpose of the proposed rule amendments are to (1) allow more projects to qualify for standard general permits instead of individual permits by excluding certain minor wetland impacts which currently do not require mitigation from the threshold for the amount of wetland impacts allowable under a standard general permit, (2) create a standard general permit category of subdivisions in uplands with large lots (minimum 5 acres), and (3) create a new standard general permit for incidental site activities to allow, upon receipt of a complete application for an individual permit, applicants to begin limited construction activities prior to Governing Board consideration of the individual permit application. The effect of the proposed rule amendments is to reduce the number of projects that require individual permits. This will reduce permit processing time and cost to applicants without any change in resource protection since the same permitting criteria apply to standard general and individual permits. In addition, the proposed amendments will expedite the review and permitting of certain subdivisions in uplands with large lots. Finally, the amendments will reduce the time that applicants for certain individual permits have to wait prior to commencing construction.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments would raise standard general permitting thresholds in 40C-40.302(2)(c), create a new standard general permit for certain subdivisions with large lots in 40C-40.302(4), and create a new standard general permit for incidental site activities in 40C-40.302(5).

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.406, 373.414, 373.418 FS.

LAW IMPLEMENTED: 373.117, 373.118, 373.406, 373.413, 373.414, 373.416, 373.418, 373.419, 373.423, 373.426 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, JOINT RULE DEVELOPMENT WORKSHOPS WILL BE HELD WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., November 16, 2000

PLACE: Orange County Public Library, 101 East Central Blvd., Orlando, Florida 32801

TIME AND DATE: 10:00 a.m., November 17, 2000

PLACE: Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (904)329-4459, Suncom 860-4459

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-40.302 Conditions for Issuance of Permits.

To qualify for a standard general permit under this chapter, the permittee must give reasonable assurance that the surface water management system meets subsection (1) and all of the threshold conditions of subsection (2).

- (1) No change.
- (2) Threshold Conditions
  - (a) through (b) No change.
  - (c) Construction or alteration of a system, including dredging or filling, must not be proposed in, on or over a total of one acre or more of wetlands and other surface waters. However, calculation of the one acre area shall not include:

- 1. Ditches that were constructed in uplands;
- 2. Any isolated wetland with a surface area of less than 0.5 acres.

- (3) No change.
- (4) Threshold condition (2)(b) shall not apply to a residential development that meets the following:

(a) All residential lots are 5 acres or greater in size and each lot has an area of uplands outside the 100-year floodplain that is sufficient to construct a residence without necessitating filling of wetlands or the 100-year floodplain, other than filling ditches that were constructed in uplands or filling for the driveway; and

(b) Deed restrictions are placed upon each lot that require that the residence, onsite sewage disposal system and all associated residential improvements, except for the driveway, be constructed in uplands and outside the 100-year floodplain.

(5) Notwithstanding the threshold conditions of subsection (2), a standard general permit shall be authorized for incidental site activities which are in connection with the work set forth in an individual environmental resource permit application, provided:

(a) The applicant must have submitted a complete individual environmental resource permit application for the project area that is the subject of the proposed incidental site activities.

1. For the purposes of this requirement an application is complete when the applicant has submitted all information required on application form 40C-4.900(1) and has submitted all information requested by District staff in timely requests for additional information.

2. This general permit is not authorized for projects where the applicant has submitted a written request to begin processing the permit application in accordance with section 373.4141, Florida Statutes:

(b) The District staff has reviewed the individual environmental resource permit application and is recommending approval of the individual permit. For the purpose of this section, District staff have recommended approval of the individual permit when the Department Director or Assistant Department Director of the Department of Water Resources has signed the technical staff report recommending approval of the application or the Department Director, Assistant Department Director or Service Center Director of the Department of Water Resources have issued a letter to the applicant informing them that the application is complete and the staff will be recommending approval of the application to the Governing Board;

(c) The proposed incidental site activity must not be located within 50 feet of a wetland or other surface water and no excavations such as borrow pits or ponds shall occur within 200 feet of a wetland;

(d) The proposed incidental site activity must not be located in a riparian habitat protection zone as described in 40C-41.063, F.A.C.;

(e) The applicant has submitted an erosion and sediment control plan that provides reasonable assurance that the incidental site activities will not result in sediment deposition in wetlands or violations of state water quality standards; and

(f) The District must not have received any written objections to the associated individual environmental resource permit application, unless all such objections have been withdrawn at the time this general permit is requested.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.019, 373.118, 373.413, 373.416, 373.426 FS. History--New 12-7-83, Amended 9-25-91, 1-6-93, 10-3-95, 1-11-99,\_\_\_\_\_.

40C-40.381 Limiting Conditions.

The general Permits authorized in this chapter shall be subject to the following limiting conditions:

(1) through (2) No change.

(3) For general permits authorizing incidental site activities, the following limiting conditions shall also apply.

(a) If the individual permit application is denied by the Governing Board or withdrawn by the applicant, the property must be restored within 90 days of such date to the condition which existed immediately prior to conducting incidental site activities by regrading the site to pre-construction grades and successfully reestablishment of pre-construction vegetation on the site.

(b) The incidental site activities are commenced at the permittee's own risk. The Governing Board will not consider the monetary costs associated with the incidental site activities

or any potential restoration costs in making its decision to approve or deny the individual environmental resource permit application. Issuance of this permit shall not in any way be construed as a commitment to issue the associated individual environmental resource permit.

(c) The permittee shall proceed in an expeditious fashion to obtain the individual environmental resource permit.

(d) Unless revoked or modified, the duration of a general permit authorizing incidental site activities shall be 90 days.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.413, 373.416, 373.419, 373.423, 373.426 FS. History--New 12-7-83, Amended 2-27-94,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE TITLE: Conditions for Issuance of Permits

RULE NO.: 40C-41.063

PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to delete certain urbanized areas of the existing Riparian Habitat Protection Zone (RHPZ) for the Little Wekiva River. The Little Wekiva River upstream of State Road 434 is within an already urbanized area. Much of the river in this area is either channelized or contained within a pipe. Current habitat values of the Little Wekiva River in this area no longer warrant the protection afforded by RHPZ status.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment would delete the area of the Little Wekiva River upstream of State Road 434 from the Riparian Habitat Protection Zone (RHPZ) in 40C-41.063(3)(e), F.A.C.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.415, 373.418 FS.

LAW IMPLEMENTED: 373.413, 373.415, 373.416, 373.418, 373.426 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, JOINT RULE DEVELOPMENT WORKSHOPS WILL BE HELD WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., November 16, 2000

PLACE: Orange County Public Library, 101 East Central Blvd., Orlando, Florida 32801

TIME AND DATE: 10:00 a.m., November 17, 2000

PLACE: Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (904)329-4459, Suncom 860-4459

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-41.063 Conditions for Issuance of Permits.

(1) through (2) No change.

(3) Within the Wekiva River Hydrologic Basin, the following standards and criteria are established:

(a) through (d) No change.

(e) Standard for Riparian Wildlife Habitat

1. The applicant must provide reasonable assurance that the construction or alteration of a system will not adversely affect the abundance, food sources, or habitat (including its use to satisfy nesting, breeding and resting needs) of aquatic or wetland dependent species provided by the following designated Riparian Habitat Protection Zone:

a. The wetlands abutting the Wekiva River, Little Wekiva River downstream of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Run, or Seminole Creek;

b. The uplands which are within 50 feet landward of the landward extent of the wetlands above.

c. The uplands which are within 550 feet landward of the stream's edge as defined, for the purpose of this subsection, as the waterward extent of the forested wetlands abutting the Wekiva River, Little Wekiva River downstream of S.R. 434, Rock Springs Run, Black Water Creek, Sulphur Run or Seminole Creek. In the absence of forested wetlands abutting these streams, the stream's edge shall be defined, for the purpose of this subsection, as the mean annual surface water elevation of the stream: however, if hydrologic records are unavailable, the landward extent of the herbaceous emergent wetland vegetation growing in these streams shall be considered to be the stream's edge.

2. through 3. No change.

(4) No change.

(5) Within the Econlockhatchee River Hydrologic Basin the following standards and criteria are established:

(a) through (c) No change.

(d) Riparian Wildlife Habitat Standard

1. The applicant must provide reasonable assurance that the construction, alteration, operation, maintenance, removal or abandonment of a system within the following designated Riparian Habitat Protection Zone will not adversely affect the abundance, diversity, food sources or habitat (including its use to satisfy nesting, breeding and resting needs) of aquatic or wetland dependent species:

a. through (7) No change.

Specific Authority 373.044, 373.113, 373.171, 373.415 FS. Law Implemented 373.413, 373.415, 373.416, 373.426 FS. History—New 12-7-83, Amended 5-17-87, 8-30-88, 4-3-91, 9-25-91, 7-14-92, 10-3-95, 11-25-98,\_\_\_\_\_.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE TITLES:

Permits Required

Exemptions From Permitting for Stormwater

Management Systems

Specific Design and Performance Standards

Monitoring and Operational Maintenance

Requirements

RULE NOS.:

40C-42.022

40C-42.0225

40C-42.026

40C-42.029

PURPOSE AND EFFECT: The purpose of the proposed rule amendments are to (1) raise the thresholds for when stormwater treatment is required for a project in chapter 40C-42, F.A.C., to a level that is consistent with the thresholds that currently exist in chapter 40C-400, F.A.C., (2) create a new exemption from requiring stormwater permits and, hence, treatment of stormwater, for certain projects that are not a significant source of stormwater pollutants, (3) minimize clogging of drawdown devices, and (4) delete the requirement for submittal of inspection forms for low maintenance stormwater systems. The effect of the proposed amendments is to streamline the regulatory process by bringing consistency between two different rules, reducing the number of projects that require stormwater permits, reducing unnecessary requirements for stormwater treatment for projects that are not significant sources of stormwater pollutants, and eliminating unnecessary submittals of inspection reports. In addition, the proposed amendments will lessen the maintenance of stormwater systems by reducing the chances of clogging.

SUBJECT AREA TO BE ADDRESSED: These proposed rule amendments would (1) raise stormwater permitting thresholds in 40C-42.022(1) and (2), F.A.C., (2) create new exemptions from stormwater permitting in 40C-42.0225, F.A.C., (3) revise the design and performance standards for the drawdown of wet detention stormwater systems in 40C-42.026(4), F.A.C., and (4) eliminate the reporting requirements for low maintenance stormwater systems.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.406, 373.414, 373.416, 373.418 FS.

LAW IMPLEMENTED: 373.118, 373.406, 373.413, 373.414, 373.416, 373.418, 373.426 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, JOINT RULE DEVELOPMENT WORKSHOPS WILL BE HELD WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., November 16, 2000

PLACE: Orange County Public Library, 101 East Central Blvd., Orlando, Florida 32801

TIME AND DATE: 10:00 a.m., November 17, 2000  
 PLACE: Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (904)329-4459, Suncom 860-4459

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-42.022 Permits Required.

(1) A permit is required under this chapter for construction (including operation and maintenance) of a stormwater management system which serves a project that exceeds any of the following thresholds:

(a) Construction of 4,000 square feet or more of impervious or semi-impervious surface area subject to vehicular traffic, such as This area includes roads, parking lots, driveways, and loading zones;

(b) Construction of more than 9,000 square feet total of impervious surface; or Construction of 5000 square feet or more of building area or other impervious area not subject to vehicular traffic; or

(c) Construction of 5 acres or more of recreational area. Recreation areas include but are not limited to golf courses, tennis courts, putting greens, driving ranges, or ball fields.

(2) A permit is required under this chapter for alteration, removal, reconstruction, or abandonment of existing stormwater management systems which serve a project which may be expected to result in any of the following:

(a) through (d) No change.

(e) Construction of 4,000 square feet or more of impervious or semi-impervious surface area subject to vehicular traffic, such as This area includes roads, parking lots, driveways, and loading zones;

(f) Construction of more than 9,000 square feet total of impervious surface; or Construction of 5,000 square feet or more of building area or other impervious area not subject to vehicular traffic; or

(g) Construction of 5 acres or more of recreational area. Recreation areas include but not limited to golf courses, tennis courts, putting greens, driving ranges, or ball fields.

(3) through (6) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.413, 373.416 FS. History—New 9-25-91, Amended 4-11-94, 11-22-94,\_\_\_\_\_.

40C-42.0225 Exemptions From Permitting for Stormwater Management Systems.

The following types of stormwater management systems are exempt from the notice and permit requirements of this chapter:

(1) through (3) No change.

(4) Construction of communication tower sites with one-half acre or less of impervious or semi-impervious surface such as access roads, buildings, and equipment pads. The design of above-grade access roads must allow for conveyance of normal surface water flows.

(5) The construction of the following minor roadway safety projects provided that the capacity of existing swales, ditches, or other stormwater management systems is not reduced:

(a) Sidewalks.

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

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

(6) Recreational paths which do not allow motorized vehicles powered by internal combustion engines, except for maintenance and emergency vehicles.

Specific Authority 373.044, 373.113, 373.171, 373.413 FS. Law Implemented 373.413, 373.416, 403.812 FS. History—New 9-25-91, Amended 3-21-93, 10-3-95,\_\_\_\_\_.

40C-42.026 Specific Design and Performance Standards.

(1) through (3) No change.

(4) Wet detention stormwater management systems shall:

(a) No change.

(b) Be designed so that the outfall structures shall bleed down one-half the volume of stormwater specified in paragraph (a), above, within 24 48 to 30 60 hours following a storm event, but no more than one-half of this volume will be discharged within the first 24 48 hours.

(c) through (f) No change.

(g) Be designed so that bleed down devices shall incorporate incorporating minimum dimensions no smaller than six square inches of cross section area, two inches wide, and 20 degrees for "v" notches. Bleed down devices incorporating dimensions smaller than six three inches minimum width or less than 45 20 degrees for "v" notches shall include a device to minimize eliminate clogging. Examples include baffles, grates, and pipe elbows.

(h) through (k) No change.

(5) through (6) No change.

Specific Authority 373.044, 373.113, 373.118, 373.177, 373.418 FS. Law Implemented 373.413, 373.416, 403.813 FS. History—New 9-25-91, Amended 3-21-93, 6-15-93, 4-11-94, 7-20-95,\_\_\_\_\_.

40C-42.029 Monitoring and Operational Maintenance Requirements.

(1) The operation and maintenance entity is required to provide for periodic inspections of the stormwater management system to insure that the system is functioning as designed and permitted. If specified below or by permit condition, ~~the~~ entity shall submit inspection reports to the District, certifying that the stormwater management system is operating as designed. In addition, the entity will state in the

report what operational maintenance has been performed on the system. The reports shall only be required for those systems which are subject to operation phase permits pursuant to subsection 40C-42.028(1), F.A.C., after the effective date of this rule adoption, unless indicated otherwise in a permit. The reports shall be submitted to the District as follows unless otherwise required by a permit condition:

~~(a) Inspection reports for retention, underdrain, wet detention, swales, and wetland stormwater management systems shall be submitted two years after the completion of construction and every two years thereafter on form number 40C 1.181(15), Registered Professional's Inspection Report, for systems designed by a registered professional. For systems not designed by a registered professional, the inspection reports shall be submitted on form number 40C 1.181(16), Statement of Inspection Report. However, reports for those systems in sensitive karst areas must be submitted pursuant to paragraph (c) below.~~

~~(a)(b)~~ Inspection reports for ~~dry detention~~, exfiltration, and pumped systems shall be submitted one year after the completion of construction and every two years thereafter on form number 40C-1.181(15), Registered Professional's Inspection Report. A registered professional must sign and seal the report certifying the ~~dry detention, filtration~~, exfiltration, or pumped system is operating as designed. However, reports for those systems in sensitive karst areas must be submitted pursuant to paragraph ~~(b)(c)~~ below.

~~(b)(c)~~ No change.

(2) All permits issued pursuant to this chapter prior to (effective date) are hereby modified to remove any condition requiring the submittal of inspection reports for retention, underdrain, wet detention, dry detention, swales and wetland stormwater management systems. All other conditions of these permits shall remain in effect unless revoked or modified by the District.

(2) through (5) renumbered (3) through (6) No change.

Specific Authority 373.044, 373.113, 373.171, 373.418 FS. Law Implemented 373.413, 373.416 FS. History—New 9-25-91, Amended 3-21-93, 4-11-94, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE TITLES:	RULE NOS.:
General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Activities Within Existing Rights-of-Way or Easements	40C-400.447
General Permit for Borrow Pits	40C-400.469

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to amend the existing noticed general permit for work within government rights-of-ways to allow for the construction of certain ditch stabilization projects. The stabilization of eroded sections of ditches currently requires a standard general or individual permit if materials such as

riprap, concrete, or geotechnical textiles are utilized. Mitigation is not normally required for this type of activity. Permitting of these types of projects would be more appropriately regulated under a noticed general permit. In addition, the proposed amendments would create a new noticed general permit for certain borrow pits. There are minimal engineering or environmental issues to review if a borrow pit is located in uplands, no offsite dewatering is proposed, and the borrow pit is not intended to be part of a stormwater management system for a commercial, industrial, or residential development. The effect of the proposed amendments is to allow more projects for ditch stabilization and the construction of certain borrow pits to obtain a noticed general permit instead of a standard general or individual permit. This will expedite the review of processing of permit applications for these types of projects.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments would amend the existing noticed general permit to governmental entities for the construction of minor activities in existing rights-of-way or easements to include ditch stabilization projects in 40C-400.447, F.A.C. In addition, the proposed amendments would create a new noticed general permit for certain borrow pits in 40C-400, F.A.C.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.414 FS.

LAW IMPLEMENTED: 373.118, 373.413, 373.414, 373.416 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, JOINT RULE DEVELOPMENT WORKSHOPS WILL BE HELD WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., November 16, 2000

PLACE: Orange County Public Library, 101 East Central Blvd., Orlando, Florida 32801

TIME AND DATE: 10:00 a.m., November 17, 2000

PLACE: Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Norma Messer, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (904)329-4459, Suncom 860-4459

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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



(1) A general permit is hereby granted to the Florida Department of Transportation, counties and municipalities to conduct the activities described below:

(a) through (f) No change.

(g) ditch bank and bottom stabilization necessary to repair erosion damage to restore previously existing ditch configurations. Authorized repair methods are placement of riprap, sand cement toe walls, clean fill material, poured concrete, geotechnical textiles and other similar stabilization materials. The placement of riprap or other lining materials shall be limited to a length of 500 feet along the axis of the ditch.

(2) through (3) No change.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.118, 373.413, 373.416, 373.426 FS. History–New 10-3-95, Amended 1-11-99, \_\_\_\_\_.

40C-400.469 General Permit for Borrow Pits.

A general permit is hereby granted to any person excavating a borrow pit, provided:

(1) The project area is less than 10 acres;

(2) The excavation area and related activities are conducted entirely in uplands, upland cut ditches and previously excavated borrow pits;

(3) The depth of the borrow pit is limited to a maximum of twelve feet below the average seasonal high water table or three feet above a confining or semi-confining unit, whichever is shallower;

(4) No excavation shall occur within 200 feet of a wetland or other surface water;

(5) Dewatering discharges shall not be made to wetlands or offsite areas;

(6) No paved roads shall be constructed;

(7) The excavation shall not occur in a Riparian Habitat Protection Zone as defined in 40C-41.063(3)(e),(5)(d) or (6)(d), F.A.C.;

(8) Any elevated roads or stockpile areas shall be graded to existing land surface upon completion of the excavation;

(9) Best management practices (BMP’s) shall be used to control erosion and sediment transport during and after the excavation activities;

(10) The borrow pit slopes shall be stabilized with native vegetation within six months following completion of the excavation;

(11) The borrow pit, in its final state, shall not be used as part of a surface water management system for a roadway, commercial, industrial or residential development, except as authorized by a permit under 40C-4, 40C-40 or 40C-42, F.A.C.;

(12) Upon completion of the excavation area, side slopes shall be no steeper than 4 (horizontal):1(vertical) out to a depth of two feet below the average water elevation;

(13) No on-site grading or sorting of materials shall occur;

(14) There are no elevated access roads or levees being constructed; and

(15) Only unconsolidated materials are excavated.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.118, 373.413, 373.416, 373.426 FS. History–New \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Supplier Diversity & Outreach

M/WBE Contracting Rule 40E-7

RULE TITLES: RULE NOS.:

Policy 40E-7.611

Definitions 40E-7.621

Policy Review & Goal Setting Committee 40E-7.623

Bid Incentive Program 40E-7.628

Proposal Evaluation & M/WBE Criteria 40E-7.631

Sheltered Market Program 40E-7.633

Annual, Long-Term, and Project-Specific Goals 40E-7.635

District Implementation 40E-7.637

Emergency Waiver of Participation Goals 40E-7.639

Compliance 40E-7.645

Good Faith Efforts 40E-7.647

Reciprocal Certification 40E-7.651

Certification Eligibility 40E-7.653

Certification Review Process 40E-7.655

Graduation from M/WBE Program 40E-7.659

Recertification Review Procedures 40E-7.661

Suspension, Debarment, Revocation or Decertification 40E-7.664

Penalties for Fraudulent M/WBE Representation 40E-7.6645

Application for Additional Areas of Certification 40E-7.665

Administrative Hearings 40E-7.667

PURPOSE AND EFFECT: The District intends to amend the current M/WBE Rule to address several legislative mandates in Chapters 287 and 288, Florida Statutes. In addition, the District is amending the rule to implement the District’s Equity in Contracting Plan. Specifically, the rule amendments will delete those portions of the rule dealing with sheltered markets, bid incentives and project specific goals for District procurements. The District also intends to streamline the certification criteria. During this rule development period, the District encourages participation by the contracting community in developing rules that will increase diversity.

SUBJECT AREA TO BE ADDRESSED: The proposed rule development concerns changes to the South Florida Water Management District’s (“District”) existing Chapter 40E-7, Part VI, F.A.C., Supplier Diversity & Outreach M/WBE Contracting Rule.

SPECIFIC AUTHORITY: 373.607 FS.

LAW IMPLEMENTED: 373.607 FS.

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

TIME AND DATE: 1:00 p.m. – 5:00 p.m., November 13, 2000  
PLACE: Stuart City Hall, 121 S. W. Flagler Avenue, Stuart, Florida 34994

TIME AND DATE: 8:00 a.m. – 12:00 noon, November 14, 2000

PLACE: South Florida Water Management District, Orlando Service Center, 7335 Lake Ellenor Drive, Orlando, Florida 32809

TIME AND DATE: 8:00 a.m. – 12:00 noon, November 20, 2000

PLACE: South Florida Water Management District, Headquarters, 3301 Gun Club Road, West Palm Beach, Florida 33406-3001

TIME AND DATE: 8:00 a.m. – 12:00 noon, November 21, 2000

PLACE: South Florida Water Management District, Miami Field Station, 9001 N. W. 58th Street, Miami, Florida 33178

TIME AND DATE: 8:00 a.m. – 12:00 noon, November 28, 2000

PLACE: South Florida Water Management District, Ft. Lauderdale Field Station, 2535 Davie Road, Ft. Lauderdale, Florida 33317

TIME AND DATE: 9:00 a.m. – 12:00 noon, December 1, 2000

PLACE: South Florida Water Management District, Ft. Myers Service Center, 2301 McGregor Blvd., Ft. Myers, Florida 33901

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Sandy Hammerstein, Procurement Division, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 2847 or (561)682-2847 (internet: shammer@sfwmd.gov).

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE CHAPTER TITLE: Everglades Program RULE CHAPTER NO.: 40E-63

PURPOSE AND EFFECT: The purpose is to develop rules to implement the Everglades Forever Act (“EFA”), Section 373.4592(4)(f)5., Florida Statutes (F.S.), which specifies, “effective immediately, landowners within the C-139 Basin shall not collectively exceed an annual average loading of

phosphorus . . . .” The proposed rules will establish the compliance methodology and compliance actions required by C-139 landowners if the phosphorus load limitation for the C-139 Basin is exceeded. The effect of the proposed rule will be potential enhancement of the downstream receiving water quality in accordance with the intent of the EFA.

SUBJECT AREA TO BE ADDRESSED: The compliance model and baseline data set. Specifically the statistical methods used in the model for compliance determination and finalization of the baseline data set. Please be advised this meeting will be limited to issues related to the model and data and will be highly technical in nature. Other provisions of the proposed rule language will not be addressed.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.4592 FS.

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

TIME AND DATE: 1:30 p.m. – 3:30 p.m., November 16, 2000

PLACE: Main Building (B-1), Conference Room 3B, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Randy McCafferty, P.E., Everglades Regulation Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, Extension 6740 or (561)682-6740 (e-mail: rmccaffe@sfwmd.gov)

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Tony Burns, District Clerk, (561)682-6206, at least two business days in advance to make appropriate arrangements.

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE CHAPTER TITLE: Minimum Standards for Home Health Agencies RULE CHAPTER NO.: 59A-8

PURPOSE AND EFFECT: The purpose of this rule amendment is to update the rule, including rule reduction, changes to conform to changes in the Florida Statute and language clarification. Rule reduction includes deletion of language related to abuse registry screening, contracts, verification of employment history, administration and records, and deletion of the sections of the service provision plan and administration of drugs and biologicals. Conforming to changes in the Florida Statutes includes adding language on

emergency management plans, special needs patients and special needs registry, cost assessment of investigations, a written agreement between the agency and the patient, supervision of home health aides, and home health aide competency testing. Language is added or changed to further clarify such areas as screening requirements, abuse hotline, financial documents for licensure, and notification of administrative changes.

SUBJECT AREA TO BE ADDRESSED: Minimum Standards for Home Health Agencies.

SPECIFIC AUTHORITY: 400.461-.497, 400.512-.518 FS.

LAW IMPLEMENTED: 400.461-.497, 400.512-.518 FS.

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

TIME AND DATE: 10:00 a.m. – 1:00 p.m., November 29, 2000

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Gambill, Agency for Health Care Administration, Home Care Unit, 2727 Mahan Drive, Bldg. 1, Room 214, Tallahassee, FL 32308, (850)414-6010

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE TITLE: Definitions  
RULE NO.: 61G15-18.011

PURPOSE AND EFFECT: The purpose of this rule amendment is to delete rule text that is no longer desired.

SUBJECT AREA TO BE ADDRESSED: Definitions.

SPECIFIC AUTHORITY: 471.008, 471.003(2)(f), 471.013(1)(a)1.,2. FS.

LAW IMPLEMENTED: 471.005(6), 471.025(3), 471.033(1)(j), 471.003(2)(f), 471.013(1)(a)1.,2. FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Allison Deison, Executive Director, Board of Professional Engineers, 1208 Hays Street, Tallahassee, Florida 32301

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G15-18.011 Definitions.

(1) through (4) No change.

~~(5) A “registered engineer whose principal practice is civil or structural engineering,” as used in the ss. 471.003(3) and 481.229(4), F.S., shall mean an engineer licensed in Florida who either has a degree in civil or structural engineering, or has successfully completed the principles and practice examination in either discipline.~~

Specific Authority 471.008, 471.003(2)(f), 471.013(1)(a)1.,2. FS. Law Implemented 471.005(6), 471.025(3), 471.033(1)(j), 471.003(2)(f), 471.013(1)(a)1.,2. FS. History—New 6-23-80, Amended 12-19-82, 11-22-83, Formerly 21H-18.11, Amended 1-16-91, 4-4-93, Formerly 21H-18.011, Amended 12-22-99,\_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 00-51R

RULE CHAPTER TITLE: Noticed General Environmental  
RULE CHAPTER NO.: 62-341

Resource Permits  
RULE TITLES: Definitions  
RULE NOS.: 62-341.020

General Permit to the Florida Department of Transportation, Counties, and Municipalities for Minor Activities Within Existing

Rights-of-Way or Easements  
62-341.447

General Permit for Borrow Pits  
62-341.469

General Permit for Minor Activities  
62-341.475

General Permit to Water Management Districts for Environmental Restoration or Enhancement  
62-341.485

General Permit for Clam and Oyster Culture on Sovereignty Submerged Lands  
62-341.601

Aquaculture Leases  
62-341.602

General Permit for Installation and Maintenance of Intake and Discharge Pipes Associated with Marine Bivalve Facilities  
62-341.602

PURPOSE AND EFFECT: The proposed rule amendments will expand one noticed general permit, add a new noticed general permit, and eliminate two obsolete noticed general permits. The net effect will be to allow more projects to qualify for a noticed general permit, instead of a standard general or individual permit. This will expedite the review of processing of permit applications for these types of projects. The amendments also will delete two obsolete noticed general permits.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments will: (1) provide additional streamlined noticed general permit provisions in section 62-341.447, F.A.C., for governmental entities for the construction of certain ditch stabilization projects within government rights-of-way or easements. The stabilization of eroded sections of ditches currently requires a standard general or individual permit if

materials such as riprap, concrete, or geotechnical textiles are utilized. Mitigation is not normally required for this type of activity. Permitting of these types of projects would be more appropriately regulated under a noticed general permit; (2) create a new noticed general permit for certain borrow pits in section 62-341.469, F.A.C. There are minimal engineering or environmental issues to review if a borrow pit is located in uplands, no offsite dewatering is proposed, and the borrow pit is not intended to be part of a stormwater management system for a commercial, industrial, or residential development; (3) amend the existing noticed general permit for minor activities in section 62-341.475, F.A.C., to reflect the reduction of permitting thresholds being proposed concurrently in chapter 40C-42, F.A.C., by the St. Johns River Water Management District (which changes would be adopted by reference by the Department). The reduction of those permitting thresholds would eliminate the need for a noticed general permit for activities that fall below the existing thresholds of 4,000 square feet impervious surface subject to vehicular traffic in uplands, and 9,000 square feet total impervious surface in uplands; (4) replace the existing outdated reference to the Pollution Recovery Trust Fund in section 62-341.485, F.A.C., with the correct reference to the Ecosystem Management and Restoration Trust Fund; and (5) delete two existing general permits related to aquaculture activities in sections 62-341.601 and 62-341.602, F.A.C. Both of these general permits are no longer needed, because aquaculture responsibilities have been transferred to the Department of Agriculture and Consumer Services (DACS), and DACS has developed Best Management Practices for the activities. Under the provisions of section 373.406(8), F.S., aquaculture activities conducted in accordance with Best Management Practices certified by DACS are exempt from the permitting requirements of part IV of chapter 373, F.S.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 113, 373.118(1), 373.406(5), 373.414(9), 373.418, 403.805(1) FS.

LAW IMPLEMENTED: 373.118(1), 373.406(5), 373.414(9), 373.416, 373.418 FS.

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

TIME AND DATE: 10:00 a.m., November 16, 2000 (Thursday)

PLACE: Orange County Public Library, 101 East Central Blvd., Orlando, Florida 32801

TIME AND DATE: 10:00 a.m., November 17, 2000 (Friday)

PLACE: Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Alice Heathcock, Florida Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Submerged Lands and Environmental Resources, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)921-9890, or e-mail: Alice.Heathcock@dep.state.fl.us.

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel, (850)487-1855 or 1(800)955-8771 (TDD), at least seven days before the meeting.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT AND AN AGENDA FOR THE SCHEDULED WORKSHOPS IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DOCKET NO.: 00-52R

<b>RULE CHAPTER TITLE:</b>	<b>RULE CHAPTER NO.:</b>
Environmental Resource Permits	62-343
<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Policy and Purpose	62-343.010
General Provisions	62-343.020
Definitions	62-343.030
Formal Determinations of the Landward Extent of Wetlands and Surface Waters	62-343.040
Permits Required	62-343.050
Exemptions from Permitting	62-343.051
No-Notice General Permits	62-343.052
Conceptual Approval Permits	62-343.060
Procedures to Obtain a Permit	62-343.070
Additional Requirements and Procedures for Concurrent Review of Related Applications	62-343.075
Applications Processed by Department Offices	62-343.080
Rules and Documents Adopted by Reference	62-343.085
Processing of Notices and Applications	62-343.090
Conditions for Issuance	62-343.091
Additional Conditions for Issuance	62-343.092
General Limiting Conditions	62-343.095
Modifications of Permits	62-343.100
Variances and Waivers	62-343.150
Emergency Authorizations	62-343.160
Duration of Permits	62-343.110
Permit Extensions	62-343.120
Transfer of Ownership or Permit	62-343.130
Suspension and Revocation	62-343.140
Environmental Resource Permit Forms	62-343.900

PURPOSE AND EFFECT: The primary purposes and effects of the proposed rule amendments are to (1) further streamline the environmental resource permit procedure rules that are used by the Department, primarily by consolidating into one rule many equivalent rule provisions of the water management

districts that are currently adopted by reference in chapter 62-330, F.A.C., for use in conjunction with this rule; (2) update the chapter to reflect current statutory provisions, to address outstanding concerns by the Joint Administrative Procedures Committee, and to reflect amendments to the equivalent rules adopted by the water management districts since this chapter was originally adopted in 1995; and (3) incorporate new procedures that will improve the efficiency of the environmental resource permit program and reduce processing time and costs for applicants by providing new provisions that will reduce the number of projects that require permits, or that must obtain individual permits, or that must comply with existing permitting requirements.

**SUBJECT AREA TO BE ADDRESSED:** The proposed amendments will create new sections or will amend existing sections of the rule that will: (1) add a new "Definitions" section (62-343.030, F.A.C.) that directly adopt as many of the definitions as possible that are currently adopted by reference from various water management district rules, and add new definitions, including "borrow pits," "incidental site activities," and "mines;" (2) amend the "Permits Required" section (62-343.050, F.A.C.) to adopt by reference the permits required provisions of the relevant water management districts and to, among other things, exclude certain minor activities involving filling of ditches in uplands and construction of minor outfall pipes and associated structures from permitting requirements; (3) add a new "Exemptions from Permitting" section (62-343.051, F.A.C.) that: directly adopts the existing exemptions in the water management district rules that are adopted by reference in chapter 62-330, F.A.C.; amends exemptions regarding seawall construction, repair, and replacement in estuaries and lagoons to conform to actions taken by the 2000 legislative session; conforms certain exemptions to existing statutory language; and adds new exemptions for activities such as individual single family residences in uplands, installation of batter piles associated with seawall replacement projects, and jack and bore hole installations and directional drilling operations in the uplands associated with the installation of electric utilities, telephone cables, and fiber optic communication cables; (4) create either a new "No Notice General Permit" section 62-343.052, F.A.C., or, alternatively, some potential new exemptions that will streamline and simplify the processing of certain minor activities within the geographic limits of the South Florida Water Management District; (5) amend section 62-343.060 to allow phases of a project that have a valid conceptual or master drainage system permit to be processed as a standard general permit, regardless of size or wetland impacts; (6) update in section 62-343.080, F.A.C., the locations for submittal of applications for environmental resource permits to the various offices of the Department; (7) allow equivalent environmental resource permit application forms used by the water management districts to be submitted to the Department in lieu of the Department-adopted form; (8) create a new section

62-343.085 "Rules and Documents Adopted by Reference" that will adopt by reference the remaining specified rules and documents of the Suwannee River Water Management District, St. Johns River Water Management District, Southwest Florida Water Management District, and South Florida Water Management District currently adopted by reference in chapter 62-330 for use by the Department when implementing the ERP rules of this chapter. This section is being created to retain the rules that are already adopted by reference in chapter 62-330, F.A.C., which is proposed to be repealed as part of concurrent rulemaking. In addition, the adopted rules of the districts will incorporate amendments that have been made to these rules by the water management districts since these rules were originally adopted by the Department in chapter 62-330, F.A.C., in 1995, when the ERP program became effective; (9) create two new sections, "Conditions for Issuance" (62-343.091, F.A.C.) and "Additional Conditions for Issuance" (62-343.092, F.A.C.) that directly adopt identical conditions of the water management district rules currently adopted by reference in chapter 62-330, F.A.C.; (10) create a new section 62-343.095, F.A.C., "General Limiting Conditions," that directly adopts and consolidates identical conditions of the water management district rules currently adopted by reference in chapter 62-330, F.A.C.; (11) amend the procedures for modifying permits in section 62-343.100, F.A.C., to further clarify when a proposed modification to an existing permit qualifies for a non-substantial letter modification, and to clarify the circumstances under which an entity other than a permittee may request a modification of a valid permit; (12) amend section 62-343.110, F.A.C., to clarify that noticed general permits convert to operation and maintenance permits after completion of construction; (13) create a new section (62-343.150, F.A.C.) containing the procedures for requesting a variance or waiver from certain provisions of the environmental resource permit rules; (14) create a new section that provides the procedures: for granting emergency authorizations; governing the Department's taking of emergency and remedial actions; and for abatement, abandonment or inspection; all based largely on equivalent procedures currently adopted by reference in chapter 62-330, F.A.C.; and (15) amend two Department forms to reflect updated addresses for submittal of applications in the Joint Application Form and revise the Construction Completion and Inspection Certification Form.

**SPECIFIC AUTHORITY:** 373.026(7), 373.043, 373.118, 373.414, 373.415, 373.406(5), 373.4211(22),(25), 373.418, 373.461, 373.421, 380.06(9), 403.805(1) FS.

**LAW IMPLEMENTED** 120.542, 373.019, 373.026(7), 373.042, 373.0421, 373.043, 373.085, 373.086, 373.109, 373.118, 373.119, 373.129, 373.136, 373.403, 373.406, 373.413, 373.4135, 373.4136, 373.414, 373.4141, 373.415, 373.416, 373.417, 373.418, 373.419, 373.421, 373.4211(22),(25), 373.422, 373.423, 373.426, 373.427,

373.429, 373.430, 373.433, 373.436, 373.439, 373.461, 380.051, 380.06(9), 403.201, 403.813(2), 403.814, 403.0877 FS.

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

TIME AND DATE: 10:00 a.m., November 16, 2000 (Thursday)

PLACE: Orange County Public Library, 101 East Central Blvd., Orlando, Florida

TIME AND DATE: 10:00 a.m., November 17, 2000 (Friday)

PLACE: Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Alice Heathcock, Florida Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Submerged Lands and Environmental Resources, MS 2500, Tallahassee, Florida 32399-2400, telephone (850)921-9890, or e-mail: Alice.Heathcock@dep.state.fl.us.

If accommodation for a disability is needed to participate in this activity, please notify the Personnel Services Specialist in the Bureau of Personnel at (850)487-1855 or 1(800)955-8771 (TDD), at least seven days before the meeting.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT AND AN AGENDA FOR THE SCHEDULED WORKSHOPS IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLE: Application, Certification, Registration, and Licensure Fees

RULE NO.: 64B8-3.002

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address a fee for a temporary certificate to practice in an approved cancer center.

SUBJECT AREA TO BE ADDRESSED: Temporary certificate fee.

SPECIFIC AUTHORITY: 455.564, 455.587, 458.309, 458.311, 458.313, 458.3135, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS.

LAW IMPLEMENTED: 455.564, 455.587, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3145, 458.315, 458.316, 458.317, 458.345, 458.347 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-3.002 Application, Certification, Registration, and Licensure Fees.

The following fees are prescribed by the Board:

- (1) No change.
- (2) An application fee in the amount of \$300.00 for a person desiring to obtain a temporary certificate to practice in areas of critical need, as provided in Section 458.315, F.S., and a temporary certificate to practice in an approved cancer center, as provided in Section 458.3135, F.S.
- (3) through (8) No change.

Specific Authority 455.564, 455.587, 458.309, 458.311, 458.313, 458.3135, as created by section 36, Ch. 2000-318, Laws of Florida, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS. Law Implemented 455.564, 455.587, 458.311, 458.3115, 458.3124, 458.313, 458.3135, as created by section 36, Ch. 2000-318, Laws of Florida, 458.3145, 458.315, 458.316, 458.317, 458.345, 458.347 FS. History—New 12-5-79, Amended 11-10-82, 8-11-85, 10-24-85, Formerly 21M-19.02, Amended 12-4-86, 11-3-87, 7-4-88, 10-23-89, 11-12-89, 11-11-90, 1-16-91, 1-9-92, 2-10-92, 9-7-92, Formerly 21M-19.002, Amended 9-21-93, Formerly 61F6-19.002, Amended 2-13-95, 2-20-96, 6-24-96, Formerly 59R-3.002, Amended 6-7-98, 8-11-98, 11-22-98, 12-14-99, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLE: Temporary Certificate for Visiting Physician

RULE NO.: 64B8-4.028

PURPOSE AND EFFECT: The Board proposes the development of a rule to address visiting physicians practicing in approved cancer centers.

SUBJECT AREA TO BE ADDRESSED: Temporary certification for visiting physicians.

SPECIFIC AUTHORITY: Section 36, Ch. 2000-318, Laws of Florida.

LAW IMPLEMENTED: Section 36, Ch. 2000-318, Laws of Florida.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLES: RULE NOS.:  
 Medical Records of Physicians Relocating or Terminating Practice; Retention, Disposition, Time Limitations 64B8-10.002  
 Legal Representative Defined 64B8-10.004

PURPOSE AND EFFECT: The Board, in response to a request from the Florida Medical Association, proposes the development of a rule amendment to address notification to patients when relocating or terminating practice and a new rule to define the term “legal representative.”

SUBJECT AREA TO BE ADDRESSED: Notification to patients and the definition of legal representative.

SPECIFIC AUTHORITY: 458.309, 455.677 FS.

LAW IMPLEMENTED: 455.677 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-10.002 Medical Records of Physicians Relocating or Terminating Practice; Retention, Disposition, Time Limitations.

(1) through (3) No change.

(4) When a licensed physician terminates practice or relocates and is no longer available to patients, patients should be notified of such termination, sale, or relocation and unavailability by the physician's causing to be published once during each week for four (4) consecutive weeks, in the newspaper of greatest general circulation in each county in which the physician practices or practiced and in a local newspaper that serves the immediate practice area, a notice which shall contain the date of termination, sale, or relocation and an address at which the records may be obtained from the physician terminating or selling the practice or relocating or from another licensed physician or osteopathic physician. A

copy of this notice shall also be submitted to the Board of Medicine within one (1) month from the date of termination, sale, or relocation of the practice. ~~The In addition, the licensed physician may, but is not required to, place a sign shall place~~ in a conspicuous location ~~in or~~ on the facade of the physician's office ~~or notify patients by letter of, a sign, announcing~~ the termination, sale, or relocation of the practice. The sign ~~or shall be placed at least thirty days prior to the termination, sale, or relocation of practice and shall remain until the date of termination, sale, or relocation. Both the notice and the sign~~ shall advise the licensed physician's patients of their opportunity to transfer or receive their records.

Specific Authority 458.309, 455.677 FS. Law Implemented 455.677 FS. History–New 7-3-89, Formerly 21M-26.002, Amended 11-4-93, 1-17-94, Formerly 61F6-26.002, Amended 1-26-97, Formerly 59R-10.002, Amended \_\_\_\_\_.

64B8-10.004 Legal Representative Defined.

Legal representative is defined for the purpose of Section 456.057, F.S., as a patient’s attorney who has been designated by the patient to receive copies of the patient’s medical records; any legally recognized guardian of the patient; any court appointed representative of the patient; or any other person either designated by the patient or by a court of competent jurisdiction to receive copies of the patient’s medical records.

Specific Authority 456.057 FS. Law Implemented 456.057 FS. History–New \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLE: RULE NO.:  
 Continuing Education for Biennial Renewal 64B8-13.005

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address a recent legislative change authorizing end-of-life care and palliative health care continuing education to substitute for domestic violence continuing education in alternate bienniums.

SUBJECT AREA TO BE ADDRESSED: Continuing education.

SPECIFIC AUTHORITY: 458.309, 458.319, 455.564(6), 455.597(1)(a) FS.

LAW IMPLEMENTED: 455.564(5),(6), 455.597(1)(a), 458.319(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-13.005 Continuing Education for Biennial Renewal.

(1) Every physician licensed pursuant to Chapter 458, Florida Statutes, shall be required to complete 40 hours of continuing medical education courses approved by the Board in the 24 months preceding each biennial renewal period as established by the Agency.

(a) No change.

(b) For all licensees no more and no less than one hour shall consist of training in domestic violence as required by s. 455.597(1)(a), F.S., and described in subsection (9) of this rule. Notwithstanding the foregoing, a physician may complete continuing education on end-of-life care and palliative health care in lieu of continuing education in domestic violence, if that physician has completed the domestic violence continuing education in the immediately preceding biennium. This allows for end-of-life care and palliative health care continuing education to substitute for domestic violence continuing education in alternate bienniums.

(2) through (10) No change.

Specific Authority 458.309, 455.564(6), 455.597(1)(a), 458.319 FS. Law Implemented 455.564(5),(6), 455.597(1)(a), 458.319(4) FS. History—New 9-7-86, Amended 11-17-87, 11-15-88, 1-31-90, 9-15-92, Formerly 21M-28.002, Amended 12-5-93, Formerly 61F6-28.002, Amended 3-1-95, 1-3-96, 1-26-97, Formerly 59R-13.005, Amended 5-18-99, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLE: Disciplinary Guidelines  
 RULE NO.: 64B8-30.015

PURPOSE AND EFFECT: The Board proposes the development of a substantial rewording of the disciplinary guidelines rule, intended to set forth penalties for second and subsequent violations for physician assistants.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines for physician assistants.

SPECIFIC AUTHORITY: 455.627, 458.309, 458.331(4) FS.

LAW IMPLEMENTED: 455.627, 455.624, 458.331(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Tanya Williams, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE TITLE: Citations  
 RULE NO.: 64B8-55.002

PURPOSE AND EFFECT: The Electrolysis Council proposed to the Board of Medicine that an amendment be promulgated to provide a fine for a first offense of unprofessional conduct where no patient harm occurred.

SUBJECT AREA TO BE ADDRESSED: Citations.

SPECIFIC AUTHORITY: 456.077(1),(2) FS.

LAW IMPLEMENTED: 456.072(3)(b) 456.077(1),(2), 478.51, 478.52 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kaye Howerton, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-55.002 Citations.

(1) through (3) No change.

(4) The Board designates the following as citation violations:

(a) through (p) No change.

(q) Unprofessional conduct, failure to conform to acceptable standards.

(q) First time violation where no actual patient harm occurred – \$250 fine.

(5) through (6) No change.

Specific Authority 456.077(1),(2) 455.617(1),(2) FS. Law Implemented 456.072(3)(b), 456.077(1),(2) 455.617(1),(2), 455.624(3)(b), 478.51, 478.52 FS. History—New 11-16-93, Formerly 61F6-80.002, Amended 1-2-95, Formerly 59R-55.002, Amended 11-13-97, 10-12-98, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE TITLE: Disciplinary Guidelines  
 RULE NO.: 64B15-6.011

PURPOSE AND EFFECT: The Board proposes the development of a substantial rewording of the disciplinary guidelines rule, intended to set forth penalties for second and subsequent violations for physician assistants.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines for physician assistants.



SPECIFIC AUTHORITY: 455.2273, 459.0015, 459.015(5) FS.

LAW IMPLEMENTED: 455.2273, 459.015(5) FS., s. 35, Chapter 88-1, Laws of Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: William Buckhalt, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

## DEPARTMENT OF HEALTH

### Board of Speech-Language Pathology and Audiology

RULE TITLE: Educational Requirements

RULE NO.: 64B20-2.002

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to clarify the requirements for licensure.

SUBJECT AREA TO BE ADDRESSED: Requirements for licensure.

SPECIFIC AUTHORITY: 468.1135(4) FS.

LAW IMPLEMENTED: 455.574(1)(c), 468.1145(2), 468.1155, 468.1165, 468.1175, 468.1185 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 2020 Capital Circle, S. E., Bin #C08, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B20-2.002 Educational Requirements.

(1) Candidates for licensure or provisional licensure as a speech-language pathologist or audiologist shall submit to the Board an official transcript or transcripts to evidence the receipt of a master's ~~masters~~ degree or doctoral degree with a major emphasis in speech-language pathology or audiology from an institution of higher learning which, at the time the applicant was enrolled and graduated, was accredited by an accrediting agency recognized by the Council on Post-Secondary Accreditation pursuant to Section

468.1155(2)(b), F.S. or from an institution which is publicly recognized as a member in good standing with the Association of Universities and Colleges of Canada. If the transcript submitted pursuant to this section does not, at the time it is submitted, reflect that the applicant has the required master's degree or doctoral degree, the Board will not accept the transcript as evidence of such degree unless it is accompanied by Form SPA-2D, DOH/SLPA/CONFERRAL CERT/REVISED 11/99, Certificate Certification of Conferral of Master's Degree or Doctoral Degree, which is incorporated herein by reference, effective 3-16-94, and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin # C08, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-3258 0778. An applicant who graduated from a program at a university or college outside of the United States or Canada shall present documentation of the determination of equivalency to programs accredited by the council on post-secondary accreditation in order to qualify.

(2) No change.

(3) The applicant shall also have completed a minimum of 300 clock hours of supervised clinical practice, with at least 200 of said hours in the area of licensure. The supervised clinical practice shall be completed within the training institution or in one of its cooperating programs. The supervised clinical practices shall include:

(a) For the speech-language pathologist, hours in the evaluation and treatment of speech disorders in children and adults, evaluation and treatment of language disorders in children and adults, and hearing disorders as required by an accredited institution or an institution with equivalent curricula ~~seventy-five (75) hours in language, twenty-five (25) hours in fluency, twenty-five (25) hours in articulation, twenty-five (25) hours in voice, and thirty-five (35) hours in hearing disorders~~. Experience in both evaluation and management shall be gained within each area.

(b) For the audiologist, hours in auditory assessment, habilitation and rehabilitation, and speech pathology as required by an accredited institution or an institution with equivalent curricula ~~fifty (50) hours in auditory assessment, fifty (50) hours in habilitation and rehabilitation, and thirty-five (35) hours in speech pathology~~.

(4) An applicant who graduates from a program approved by the Council on Academic Accreditation (CAA) Educational Standards Board (ESB) ~~Board~~ of the American Speech-Language-Hearing Association (ASHA) will be deemed to have met the educational requirements pursuant to this section.

Specific Authority 468.1135(4) FS. Law Implemented 468.1155, 468.1185 FS. History-New 3-14-91, Formerly 21LL-2.002, Amended 11-15-93, 3-16-94, Formerly 61F14-2.002, 59BB-2.002, Amended \_\_\_\_\_.

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE TITLE:

RULE NO.:

Procedure for Approval of Attendance at

Continuing Education Courses

64B32-6.004

PURPOSE AND EFFECT: The Board proposes to update the continuing education course requirements for pulmonary function technologists.

SUBJECT AREA TO BE ADDRESSED: Procedure for approval of attendance at continuing education courses.

SPECIFIC AUTHORITY: 468.353(1), 468.361(2) FS.

LAW IMPLEMENTED: 468.361(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kaye Howerton, Executive Director, Board of Respiratory Care/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B32-6.004 Procedure for Approval of Attendance at Continuing Education Courses.

(1) No change.

(2) Excluding any recertification, review, refresher, or preparatory courses, all licensees shall be awarded contact hours for:

(a) through (d) No change.

(e) successful passage, one time per biennium, of the following recertifying examinations given by the National Board for Respiratory Care (NBRC):

1. through 4. No change.

5. Pulmonary Function: Certified pulmonary function technologist and registered pulmonary function technologist recertifying examinations – maximum of 2 hours.

(f) No change.

(3) through (4) No change.

Specific Authority 468.353(1), 468.361(2) FS. Law Implemented 468.361(2) FS. History–New 4-29-85, Formerly 21M-38.04, Amended 9-29-86, 11-29-88, 9-24-92, 10-15-92, Formerly 21M-38.004, Amended 1-2-94, 7-10-94, Formerly 61F6-38.004, Amended 11-1-94, 3-14-95, 7-18-95, 4-24-96, 8-27-96, Formerly 59R-75.004, 64B8-75.004, Amended 6-8-00,\_\_\_\_\_.

Section II  
Proposed Rules

DEPARTMENT OF STATE

Division of Library and Information Services

RULE CHAPTER TITLE:

RULE CHAPTER NO.:

Public Records Scheduling

and Dispositioning

1B-24

RULE TITLES:

RULE NOS.:

General

1B-24.001

Records Retention Scheduling

and Dispositioning

1B-24.002

PURPOSE AND EFFECT: The purpose of the rule is to implement Chapter 2000-258, Florida Statutes, (s. 257.36, F.S.) to revise the processes used by custodians and the Division of Library and Information Services to create and revise records retention schedules, and to dispose of records.

SUMMARY: The Division is amending this rule relating to records scheduling and disposition to remove the requirement for public agencies to obtain the permission of the Division of Library and Information Services before destroying public records that are not needed in the transaction of current business and that do not have sufficient administrative, legal, or fiscal significance to warrant further retention by the agency. Agencies must continue to retain records in accordance with retention schedules established by the Division. Prior to records disposition, an agency must ensure that the retention requirements have been satisfied.

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 costs, or to provide a proposal for lower cost regulatory alternative, must do so within 21 days of this notice.

SPECIFIC AUTHORITY: 257.36 FS.

LAW IMPLEMENTED: 257.36 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., November 17, 2000

PLACE: Room 10, Florida Records Storage Center, 4319 Shelfer Road, Tallahassee Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jim Berberich, Bureau Chief, Archives and Records Management, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, (850)487-2073

THE FULL TEXT OF THE PROPOSED RULES IS:

(Substantial rewording of Rule 1B-24.001 follows. See Florida Administrative Code for present text.)

1B-24.001 General.

(1) This chapter establishes standards and procedures for the scheduling and dispositioning of public records to promote economical and efficient management of records and to ensure that records of archival value under an agency's control are so designated and ultimately transferred to the Florida State Archives.

(2) Each agency in the State of Florida is responsible for complying with the provisions of this chapter.

(3) For the purpose of this chapter:

(a) "Agency" means any state, county, or municipal officer, department, district, division, board, bureau, commission or other separate unit of government created or established by law.

(b) "Custodian" means the elected or appointed state, county, district, or municipal officer charged with the responsibility of maintaining the office having public records, or his or her designee.

(c) "Database Management System" means a set of software programs that controls the organization, storage, and retrieval of data (fields, records and files) in a database. The system also controls the security and integrity of the database.

(d) "Division" means the Division of Library and Information Services of the Department of State.

(e) "Florida State Archives" means the program maintained by the Division for the preservation of those public records and other papers that have been determined by the Division to have sufficient historical or other value to warrant their continued preservation by the State and which have been accepted by the Division for deposit in its custody.

(f) "General Records Schedules" means retention requirements issued by the Division to establish disposition standards for public records common to specified agencies within the State of Florida which state the minimum time such records are to be kept.

(g) "Electronic Records" means any information that is recorded in machine readable form.

(h) "Public Records" are those as defined in section 119.011, Florida Statutes.

(i) "Record (Master) Copy" means public records specifically designated by the custodian as the official record.

(j) "Duplicate (or Convenience) Records" means reproductions of record (master) copies, prepared simultaneously or separately, which are designated as not being the official copy.

(k) "Record Series" means a group of related documents arranged under a single filing arrangement or kept together as a unit because they consist of the same form, relate to the same subject, result from the same activity, or have certain common characteristics.

(l) "Records Retention Schedule" means a standard approved by the Division division for the agency's orderly retention, transfer, or disposition of public records taking into consideration their legal, fiscal, historical, and administrative values.

(m) "Records Management Liaison Officer" means an individual designated by the agency that serves as a contact person to the Division and is assigned responsibilities by the Custodian.

(n) "Intermediate Records" (Processing Files) are temporary records used to create, correct, reorganize, update, or derive output from master data files. Intermediate records are precursors of public records, and are not, in themselves, public records which must be retained. Intermediate records only exist provided a final product is subsequently generated which perpetuates, communicates, or formalizes knowledge of some type. In the absence of such a final product, processing files constitute final evidence of the knowledge to be recorded and shall not be construed as intermediate files for the purposes of this chapter.

(o) "Supporting Documents" means public records assembled or created to be used in the preparation of other records which are needed to trace actions, steps, and decisions covered in the final or master record.

(p) "Drafts" are materials, which constitute precursors of governmental "records" and are not, in themselves, intended as final evidence of the knowledge to be recorded. Information in a form which is not intended to perpetuate, communicate, or formalize knowledge of some type and which is fully represented in the final product is a "draft" and not a "public record."

Specific Authority 257.36 FS. Law Implemented 257.36 FS. History--New 1-8-80, Amended 1-4-84, Formerly 1A-24.02, 1A-24.002, Amended 1-7-88, 3-23-93, \_\_\_\_\_.

1B-24.002 Records Retention Scheduling and Dispositioning.

(1) Each agency shall submit to the Division a request for records retention on Department of State Form LS5E 105R-2001, "Records Retention Schedule" which is hereby incorporated by reference and made part of this rule, for all records series. A copy of Form LS5E 105R-2001, effective January 1, 2001, may be obtained from the Bureau of Archives and Records Management, Department of State, Mail Station 9A, The Capitol, Tallahassee, Florida 32399-0250. This schedule shall be developed to reflect the legal, fiscal, historical and administrative requirements of the agency for each record series. The schedule shall designate whether the series constitutes a record (master) copy or duplicate. Form LS5E 105R-2001 is to be signed by the custodian of the records, or his or her designee, and submitted to the Division for determination of official retention requirements.

(2) Retention and scheduling of intermediate files are not feasible due to their transitory nature, and do not require submission of Form LS5E 105 "Records Retention Schedule".

(3) Each Records Retention Schedule is analyzed by the Division in the context of an agency's statutory functions and authorities. Florida Statutes, administrative rules, operating procedures, applicable federal regulations and other such sources shall be researched to assist in the determination of a record's value.

(4) In addition, the Records Retention Schedule is reviewed to determine whether the records merit further retention by the State in the Florida State Archives. This determination is based upon whether the records have significant legal, fiscal, administrative or historical information value to merit such further retention. The main objectives of this determination are to preserve those records pertaining to the operation of government and to protect the rights and interests of the citizens of the state.

(5) In the event that records are of archival value, an indication is made on the Records Retention Schedule that such historical records are to be transferred to the Florida State Archives as part of the retention requirements.

(6) Local government records having archival value may be loaned to local historical records repositories for preservation provided they are maintained under the provisions of Chapter 119, Florida Statutes.

(7) The Division, with information submitted on Form LS5E 105R-2001, "Records Retention Schedule" and its own research into the legal, fiscal, historical and administrative value of the record series, shall create an official "Records Retention Schedule". Once approved by the Division, the Records Retention Schedule becomes the official retention for the record series of the submitting agency.

(8) After an agency has established an approved Records Retention Schedule in accordance with the foregoing procedures, it may become apparent that the schedule needs to be revised. When changes are necessary, the specific record series of the approved schedule shall be resubmitted by the agency, with an appropriate explanation for the revision. The approved Records Retention Schedule shall receive the next consecutive number.

(9) General Records Schedules are originated by the Division and are used by agencies designated by the Division. Utilization of General Records Schedules eliminates the need to comply with the provisions of Rule 1B-24.002(1), F.A.C. of this chapter. An individual Records Retention Schedule will be required for special circumstances when the retention of a record series will be different from what is specified in a General Records Schedule.

(10) Prior to records disposition, an agency must ensure that retention requirements have been satisfied. The minimum requirements for each records disposition is the identification and documentation of the following:

- schedule number;
- item number;
- record series title;
- the inclusive dates;
- and the volume in cubic feet.

A public record may be destroyed or otherwise disposed of only in accordance with retention schedules established by the Division. Photographic reproductions or reproductions through electronic recordkeeping systems may substitute for the original or paper copy, per section 92.29, F.S. Minimum standards for image reproduction shall be in accordance with Rules 1B-26.0021 and 1B-26.003, Florida Administrative Code.

(11) Each agency shall submit to the Division, once a year, a signed statement attesting to the agency's compliance with records disposition laws, rules, and procedures.

(12) Any record series identified, by either a General Records Schedule or approved Records Retention Schedule, indicating archival value cannot be destroyed without the approval of the Florida State Archives.

(13) The Division shall compile an annual summary of agency records scheduling and disposition activities to inform the Governor and the Legislature on statewide records management practices and program compliance.

Specific Authority 257.36 FS. Law Implemented 257.36 FS. History--New 1-8-80, Amended 1-4-84, Formerly 1A-24.010, Amended 1-7-88, 3-23-93, 7-1-95,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Lynn Rawls

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Barratt Wilkins, Director, Division of Library and Information Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 11, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 28, 2000 and August 11, 2000

**DEPARTMENT OF INSURANCE**

RULE TITLE: Annual and Quarterly Reporting Requirements  
RULE NO.: 4-137.001

PURPOSE AND EFFECT: To adopt, by incorporation by reference, the year 2000 National Association of Insurance Commissioners (NAIC) Annual Statement Instructions Manuals. Also amends rule to include NAIC's new address.

SUMMARY: Replaces references to year 1999 manuals with year 2000 manuals and amends the rule to include NAIC's new address.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory costs 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 624.308(1) FS.

LAW IMPLEMENTED: 624.307(1), 624.424(1) 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., November 21, 2000

PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kerry Krantz, Insurer Services, L & H Insurer Solvency, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0333, phone number (850)922-3153, Ext. 5038

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Kerry Krantz, (850)922-3100, Ext. 5038.

THE FULL TEXT OF THE PROPOSED RULE IS:

4-137.001 Annual and Quarterly Reporting Requirements.

(1) through (3) No change.

(4) Manuals Adopted.

(a) Annual and quarterly statements shall be prepared in accordance with the following manuals, which are hereby adopted and incorporated by reference:

1. The NAIC's Annual Statement Instructions, Property and Casualty, ~~2000 4999~~;

2. The NAIC's Annual Statement Instructions/Life, Accident and Health, ~~2000 4999~~;

3. through 4. No change.

(b) Copies of the manuals are available:

1. From the National Association of Insurance Commissioners, ~~2301 Mcgee, Suite 800, Kansas City, MO 64108-2604 120 West 12th Street, Suite 1100, Kansas City, Missouri 64105~~, and

2. For inspection during regular business hours at the Bureau of Life and Health Insurer Solvency or the Bureau of Property and Casualty Insurer Solvency, as appropriate, Division of Insurer Services, Department of Insurance, Larson Building, Tallahassee, FL 32399-0300.

Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 624.424(1) FS. History--New 3-31-92, Amended 8-24-93, 4-9-95, 4-9-97, 4-4-99, 11-30-99,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kerry Krantz, Insurer Services, L & H Insurer Solvency, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0333, phone number (850)922-3153, Ext. 5038

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Belinda Miller, Division Director, Insurer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 24, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2000

**DEPARTMENT OF INSURANCE**

RULE TITLE: NAIC Financial Examiners Handbook Adopted

RULE NO.: 4-138.001

PURPOSE AND EFFECT: To adopt and incorporate by reference, the year 2000 National Association of Insurance Commissioners (NAIC) Financial Examiners Handbook 2000. Also amends rule to add NAIC's new address.

SUMMARY: To adopt and incorporate by reference, the year 2000 National Association of Insurance Commissioners (NAIC) Financial Examiners Handbook 2000. Also amends rule to add NAIC's new address.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No SERC 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 624.308(1) FS.

LAW IMPLEMENTED: 624.307(1), 624.424(1) 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., November 21, 2000

PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kerry Krantz, Insurer Service, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0300, phone number (850)413-5038

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Kerry Krantz, (850)922-3100, Ext. 5038.

THE FULL TEXT OF THE PROPOSED RULE IS:

4-138.001 NAIC Financial Examiners Handbook Adopted.

(1) The National Association of Insurance Commissioners Financial Examiners Handbook Volume I (2000) (~~1999~~) is hereby adopted and incorporated by reference, with the exception of Part 8, Appendix A.

(2) Financial examinations by the Department shall be performed in substantial conformity with the methodology outlined in the Handbook, so long as that methodology is consistent with statutory accounting principles and the Florida Insurance Code.

(3) A copy of the Examiners Handbook may be:

(a) Obtained from the National Association of Insurance Commissioners, 2301 McGee, Suite 800, Kansas City, MO 64108-2604 ~~420 West 12th Street, Suite 1100, Kansas City, Missouri 63105~~; or

(b) Inspected at the Department at its headquarters in Tallahassee, Florida, during regular business hours.

Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 624.316(1)(c) FS. History—New 3-30-92, Amended 4-9-97, 4-4-99, 11-30-99, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kerry Krantz, Insurer Services, L & H Insurer Solvency, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0333, phone number (850)922-3153, Ext. 5038

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Belinda Miller, Division Director, Insurer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 24, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2000

**DEPARTMENT OF INSURANCE**

**Division of Risk Management**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Florida Fire Insurance Trust Fund	4H-1
RULE TITLES:	RULE NOS.:
Purpose	4H-1.001
Certificate and Other Forms Adopted	4H-1.003
Settlement of Losses	4H-1.007

PURPOSE AND EFFECT: To change the name of the trust fund and to adopt and incorporate by reference the Risk Management forms which have been revised or created to accommodate the needs of program areas.

SUMMARY: To meet the changing needs and requirements of the program areas at Risk Management, it is periodically necessary to revise forms and create new forms. These forms will enable the State Property Claims Unit to more accurately and efficiently process property damage claims.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory costs 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 284.17 FS.

LAW IMPLEMENTED: 284.01 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., November 29, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ray Williams., Senior Management Analyst II, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0300, phone number (850)413-4754

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)922-3100, Ext. 4214.

THE FULL TEXT OF THE PROPOSED RULES IS:

4H-1.001 Purpose.

The purpose of these rules is to aid in the implementation of Part I of Chapter 284, Florida Statutes, relating to the State Risk Management Florida Fire Insurance Trust Fund, State Property Claims.

Specific Authority 284.17 FS. Law Implemented 284.01 FS. History—New 7-29-72, Formerly 4-29.01, 4-29.001, Amended \_\_\_\_\_.

4H-1.003 Certificate and Other Forms Adopted.

(1) The Department hereby adopts and incorporates by reference a Certificate of Coverage and the other forms in subsections (2) through (9), below, for use in the State Risk Management, Florida Fire Insurance Trust Fund, State Property Claims.

(2) Form DI4-850, Coverage Request Form, rev. 6/00 ~~10/94~~.

(3) Form DI4-851, Replacement Value Computation: Building Contents, rev. 6/00 ~~10/94~~.

(4) Form DI4-852, Certificate of Property Coverage, rev. 6/00 ~~11/95~~.

(5) Form DI4-853, Certificate of Rental Value Coverage, rev. 6/00 ~~6/94~~.

(6) Form DI4-854, Notice of Property Loss, rev. 6/00 ~~6/94~~.

(7) Form DI4-855, Statement – Lightning Losses, rev. 6/00 ~~6/94~~.

(8) Form DI4-856, Certificate of Proof of Loss, rev. 6/00 ~~10/94~~.

(9) Form DI4-857, Building Values Worksheet Replacement Cost Values, rev. 6/00 ~~10/94~~.

(10) Form DI4-1391, Total Loss Contents – ACV Worksheet, rev. 6/00.

~~(11)(10)~~ Copies of each of the forms incorporated by reference in this rule are available from the Division of Risk Management, Department of Insurance, Larson Building, Tallahassee, Florida 32399-0336.

Specific Authority 284.17 FS. Law Implemented 255.03(1), 284.01 FS. History—New 7-29-72, Formerly 4-29.04, 4-29.004, Amended 1-7-92, 10-3-94, 12-27-95,\_\_\_\_\_.

4H-1.007 Settlement of Losses.

(1) Losses are to be settled on an actual cash value (ACV) basis. Actual cash value for the building and contents is defined as replacement cost less depreciation. DI4-1391 will be used to report information needed by the Division to calculate an ACV.

(2) through (3) No change.

Specific Authority 284.17 FS. Law Implemented 284.01 FS. History—New 7-29-72, Formerly 4-29.08, Amended 5-9-91, Formerly 4-29.008, Amended 1-7-92, 12-27-95,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Ray Williams, Senior Management Analyst II, Risk Management, Department of Insurance, 200 E. Gaines Street, Tallahassee, Florida, (850)413-4754

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: R. J. Castellanos, Division Director, Risk Management, Department of Insurance, 200 E. Gaines Street, Tallahassee, Florida

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 11, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 1, 2000

**DEPARTMENT OF INSURANCE**

**Division of Risk Management**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
State Risk Management Trust Fund,	
State Casualty Claims	4H-2
RULE TITLES:	RULE NOS.:
Purpose	4H-2.001
Premium Assessments	4H-2.003
Certificate of Coverage	4H-2.004
Fleet Automobile Liability Coverage	
for Coordinated Community	
Transportation Providers	4H-2.005
Loss Prevention Programs	4H-2.007
Other Forms Adopted	4H-2.008
Florida Motor Vehicle No-Fault Forms	4H-2.009

PURPOSE AND EFFECT: To change to name of the trust fund and to amend the rule and adopt and incorporate by reference the Risk Management forms which have been revised or created to accommodate the needs of program areas.

SUMMARY: To meet the changing needs and requirements of the program areas at Risk Management, it is periodically necessary to revise forms and create new forms. These forms will enable the Bureau of State Liability Claims and Bureau of State Employees' Workers' Compensation Claims to more accurately and efficiently process claims.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory costs 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 284.39, 284.17 FS.

LAW IMPLEMENTED: 284.39, 284.01 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., November 29, 2000

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ray Williams, Senior Management Analyst II, Department of Insurance, 200 East Gaines Street, Tallahassee, FL 32399-0300, phone number (850)413-4754

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Yvonne White, (850)922-3100, Ext. 4214.

THE FULL TEXT OF THE PROPOSED RULES IS:

4H-2.001 Purpose.

The purpose of these rules is to aid in the implementation of Part II and Part III of Chapter 284, Florida Statutes, relating to the State Risk Management Florida Casualty Insurance Risk Management Trust Fund, State Casualty Claims and Safety Programs.

Specific Authority 284.39 FS. Law Implemented 284.39 FS. History—New 7-29-72, Formerly 4-30.01, 4-30.001, Amended 1-7-92,\_\_\_\_\_.

4H-2.003 Premium Assessments.

(1) through (2) No change.

(3) Prior to July 1 of each budget year the Division of Risk Management will send the appropriate exposure base inquiry form Form DI4 861, "Exposure Base Inquiry," rev. 10/94, to each insured agency to determine risk exposure. These forms

~~are Form DI4-861~~ is hereby adopted and incorporated by reference. Each agency shall complete the form and return it to the Division within 30 days.

(a) DI4-861, "Exposure Base Inquiry", rev. 6/00.

(b) DI4-1392, "Statutory EBI 'Wages' Participants, section 414.065, F. S.", rev. 6/00.

(c) DI4-1393, "Statutory EBI Department of Juvenile Justice, sections 985.21(4)(b)(2); 985.231(1)(a) and 985.10(g), F.S.", rev. 6/00.

(d) DI4-1394, "Statutory EBI Department of Juvenile Justice, section 768.28(11), F.S.", rev. 6/00.

(e) DI4-1395, "Statutory EBI Department of Health, section 768.28(10)(c), F.S.", rev. 6/00.

(f) DI4-1396, "Statutory EBI Department of Health, section 766.1115, F.S.", rev. 6/00.

(g) DI4-1397, "Statutory EBI Department of Corrections, section 948.01(2) and 948.03(8), F.S.", rev. 6/00.

(h) DI4-1398, "Statutory EBI Department of Corrections, section 768.28(10), F.S." rev. 6/00.

(i) DI4-1399, "Statutory EBI Community Service Participants, section 569.11(4), F.S.", rev. 6/00.

(j) DI4-1400, "Statutory EBI 01381 Children and Families, section 409.175(14)(a), F.S.", rev. 6/00.

(4) Prior to July 1 of each budget year the Division of Risk Management will send Form DI4-1401, "Account Design" rev. 6/00, to each insured agency to determine the cost center structure for recording claims. Form DI4-1401 is hereby adopted and incorporated by reference. Each agency shall complete the form and return it to the Division within thirty (30) days.

Specific Authority 284.39 FS. Law Implemented 284.36 FS. History--New 7-29-72, Formerly 4-30.03, 4-30.003, Amended 1-7-92,\_\_\_\_\_.

4H-2.004 Certificate of Coverage.

(1) No Change.

(2) Form DI4-867, "State Employees' Workers' Compensation and Employer's Liability Certificate of Coverage," rev. 6/00 ~~10/91~~, which is hereby adopted and incorporated by reference, will be used to provide employee workers' compensation and employer's liability coverage to the agency named on the certificate.

(3) Form DI4-863, "General Liability Certificate of Coverage," rev. 6/00 ~~10/91~~, which is hereby adopted and incorporated by reference, will be used to provide general liability insurance coverage to the agency named on the certificate.

(4) Form DI4-864, "Fleet Automobile Liability Certificate of Coverage," rev. 6/00 ~~10/91~~, which is hereby adopted and incorporated by reference, will be used to provide fleet automobile liability coverage to the agency named on the certificate.

(5) Form DI4-865, "Federal Civil Rights Liability and Employment Discrimination Certificate of Coverage," rev. 6/00 ~~10/91~~, which is hereby adopted and incorporated by reference, will be used to provide coverage for federal civil rights actions under 42 U.S.C.S. 1983 or similar federal statutes to the agency named on the certificate.

(6) Form DI4-862, "Court Awarded Attorney Fees Certificate of Coverage," rev. 6/00 ~~10/91~~, which is hereby adopted and incorporated by reference, will be used to provide coverage for court awarded attorney's fees in other proceedings against the agency named on the certificate.

Specific Authority 284.39 FS. Law Implemented 284.31 FS. History--New 7-29-72, Formerly 4-30.05, 4-30.005, Amended 1-7-92,\_\_\_\_\_.

4H-2.005 Fleet Automobile Liability Coverage for Coordinated Community Transportation Providers.

~~(1) A Coordinated Community Transportation Provider as that term is defined in Section 427.011(5), Florida Statutes, currently under contract with the State or with one of its Departments to provide transportation services to the transportation disadvantaged (with the exception of a Provider under contract with either the Department of Transportation, Department of Health and Rehabilitative Services, Department of Community Affairs or the Department of Education), which seeks fleet automobile liability coverage from the Florida Casualty Insurance Risk Management Trust Fund shall complete and have submitted to the Department of Insurance, Division of Risk Management, an application for coverage. The application for coverage shall be on Form DI4-411, "Fleet Automobile Liability Insurance Coordinated Community Transportation Provider Application for Coverage", rev. 10/91, which is hereby adopted and incorporated by reference.~~

~~(2) The Division of Risk Management shall assess a deposit premium which shall be paid at the time that the application for coverage is accepted. The premium shall, thereafter, be adjusted and a retroactive assessment will be made by the Division based on either (a) the statewide average premium charged per vehicle, or (b) loss experience and exposure loss. Premium adjustments are part of the premium obligation of the Coordinated Community Transportation Provider for the year in which coverage was effected. Any premiums that become uncollectible from a Coordinated Community Provider shall be prorated among all of the contracting state departments based upon the percentage of providers participating in this Fleet Automobile Liability Coverage pool that the state department has contracted with.~~

~~(3) Upon acceptance of the application and the payment of the deposit premium charge, fleet automobile liability coverage shall be provided in accordance with the terms and conditions of Form DI4-412, "Fleet Automobile Liability Insurance Coordinated Community Transportation Providers Certificate of Coverage", rev. 10/91, which is hereby adopted and incorporated by reference.~~



~~(4) A copy of each form incorporated by reference is available from the Division of Risk Management, Office of Treasurer and Department of Insurance, Larson Building, Tallahassee, Florida 32399-0300.~~

~~Specific Authority 284.39 FS. Law Implemented 284.31 FS. History–New 11-29-89, Formerly 4-30.008, Amended 1-7-92, Repealed \_\_\_\_\_.~~

4H-2.007 Loss Prevention Programs.

(1) The head of each insured agency shall appoint a Safety Coordinator who shall, at the direction of the agency head, develop and implement a comprehensive departmental safety program. The appointment shall be on Form DI4-858, “Safety Coordinators Coordinator/Alternate Appointment Form,” rev. 6/00 10/94, which is hereby adopted and incorporated by reference. In the event of a change, the agency head shall submit the name of the new Safety Coordinator within thirty (30) days of the vacancy on Form DI4-858.

(2) The appointed Safety Coordinator shall annually submit to the Division of Risk Management Form DI4-860, “Safety Program Management Loss Control Evaluation,” rev. 6/00 10/94, which is hereby adopted and incorporated by reference.

(3) The appointed Safety Coordinator of each insured agency shall review each quarterly casualty report from the Division of Risk Management. The Safety Coordinator shall identify any discrepancies between the Division's records and the agency's records and shall report such discrepancies on Form DI4-859, “Casualty Report Series Review: Liability Change Location Code Change Form,” rev. 6/00 10/94, or DI4-1402 “Casualty Report Series: Workers’ Compensation Change Form”, rev. 6/00, which are ~~is~~ hereby adopted and incorporated by reference, within 30 days after receipt of the quarterly report.

~~Specific Authority 284.39 FS. Law Implemented 284.50 FS. History–New 1-7-92, Amended \_\_\_\_\_.~~

4H-2.008 Other Forms Adopted.

(1) The following forms are hereby adopted and incorporated by reference. These forms shall be used to aid the Division in the performance of its administrative duties by securing pertinent facts and information on claims filed against the Fund, as the circumstances of particular cases may require.

- ~~(a) DI4-281, “Claim for ‘No Fault’ Benefits,” rev. 10/91.~~
- ~~(a)(b) DI4-280, “Release of All Claims,” rev. 6/00 10/94.~~
- ~~(b)(c) DI4-262, “Statement of Claim,” rev. 6/00 10/94.~~
- ~~(c)(d) DI4-261, “Automobile Accident Report Statement of Accident,” rev. 6/00 10/94.~~
- ~~(e) DI4-285, “Sworn Affidavit” (No Fault Benefits), rev. 10/91.~~
- ~~(f) DI4-283, “Wage and Salary Verification,” rev. 10/91.~~
- ~~(d)(g) DI4-866, “Mileage Reimbursement,” rev. 6/00 10/94.~~
- ~~(e)(h) DI4-868, “Employer's Supplemental Report of Injury,” rev. 6/00 10/94.~~

- (f) DI4-1403, “General Liability Loss Report”, rev. 6/00.
- (g) DI4-1404, “Lien Disclosure Statement”, rev. 6/00.
- (h) DI4-1405, “Personal Property Affidavit”, rev. 6/00.
- (i) DI4-1406, “Insurer’s Disclosure Statement Pursuant to section 627.4137, F.S., rev. 6/00.
- (j) DI4-1407, “Medical Authorization”, rev. 6/00.
- (k) DI4-1408, “Release for Property Damage Only”, rev. 6/00.
- (l) DI4-1409, “Parents – Guardian Release and Indemnity Agreement”, rev. 6/00.
- (m) DI4-1410, “Substitute Form W9”, new 6/00.

~~Specific Authority 284.39 FS. Law Implemented 284.39 FS. History–New 1-7-92, Amended \_\_\_\_\_.~~

4H-2.009 Florida Motor Vehicle No-Fault Forms.

(1) The following forms are adopted and incorporated by reference. These forms shall be used to aid the Division in the performance of its administrative duties by securing pertinent facts and information on Florida Motor Vehicle No-Fault claims filed against the Fund, as the circumstances may require:

- (a) DI4-281, “Claim for ‘No-Fault’ Benefits”, rev. 6/00.
- (b) DI4-283, “Wage and Salary Verification”, rev. 6/00.
- (c) DI4-285, “Sworn Affidavit”, rev. 6/00.
- (d) DI4-1411, “Affidavit of No Insurance”, rev. 6/00.

(2) Copies of each form adopted and incorporated by reference in this rule are available from the Division of Risk Management, Office of the Treasurer and Department of Insurance, Larson Building, Tallahassee, Florida 32399-0300.

~~Specific Authority 284.30, 184.31, 627.730 FS. Law Implemented 284.30, 284.31, 627.730 FS. History–New \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Ray Williams, Senior Management Analyst II, Risk Management, Department of Insurance, R. J. Castellanos, Division Director, Risk Management, Department of Insurance  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: R. J. Castellanos, Division Director, Risk Management, Department of Insurance  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 11, 2000  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 1, 2000

**STATE BOARD OF ADMINISTRATION  
Florida Prepaid College Board**

RULE TITLE: Application  
RULE NO.: 19B-4.001  
PURPOSE AND EFFECT: To update the Florida Prepaid College Application form and the Master Covenant to reflect the current year and to change the effective date of these documents.

SUMMARY: This rule changes, updates and renumbers the Florida Prepaid College Program Application and the Florida Prepaid College Program Master Covenant for the 2000-2001 Open Enrollment Period. Additionally, this rule change adjusts the effective dates of these documents to October 16, 2000.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 240.551(7)(a) FS.

LAW IMPLEMENTED: 240.551 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 2:00 p.m., November 20, 2000

PLACE: Suite 210, Hermitage Building, Tallahassee, Florida  
THE PERSON TO CONTACTED REGARDING THE PROPOSED RULE IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-4.001 Application.

These rules apply to purchasers of advance payment contracts for the prepayment of postsecondary registration and/or dormitory residency fees. The application period shall commence and terminate on dates set annually by the Board and published in the Florida Administrative Weekly. Applications for advance payment contracts purchased through the Board's direct support organization, The Florida Prepaid College Foundation, Inc., for purchasers participating in employer participation programs or by purchases pursuant to a court order may be submitted to the Board at any time. After acceptance by the Board of the purchaser's application, a participation and payment schedule and master covenant shall be mailed to the purchaser. The advance payment contract shall be comprised of the application, master covenant and participation and payment schedule. The Florida Prepaid College Program Application, Form No. FPCP ~~2000-1 99-1~~, is hereby incorporated by reference and may be obtained by calling 1(800)552-GRAD (4723) (prompt 1). The effective date of the form is October 16, 2000 ~~October 18, 1999~~. The Florida Prepaid College Program Master Covenant, Form No. FFCP ~~2000-2 99-2~~, is hereby incorporated by reference with an effective date of October 16, 2000 ~~October 18, 1999~~.

Specific Authority 240.551(7)(a) FS. Law Implemented 240.551 FS. History--New 3-29-89, Amended 2-6-90, 3-19-92, Formerly 4G-4.001, Amended 12-5-93, 5-31-95, 6-20-96, 10-20-96, 12-16-97, 2-18-99, 6-6-99, 2-8-00, 5-21-00,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Prepaid College Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 13, 2000

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE TITLE: Contract Exclusions

RULE NO.: 19B-5.005

PURPOSE AND EFFECT: This rule change is being made to conform with recent legislative changes dealing with exclusions in the Florida Prepaid College Program. The effect of the change is to allow Prepaid benefits to be used at postsecondary adult vocational programs.

SUMMARY: This rule change deletes the prohibition of using Prepaid benefits at a postsecondary adult vocational program. This change is being made due to amendments to s. 240.551(10), Florida Statutes, enacted during the 2000 Regular Session of the Florida Legislature.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 240.551(5) FS.

LAW IMPLEMENTED: 240.551 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 2:00 p.m., November 20, 2000

PLACE: Suite 210, Hermitage Building, Tallahassee, Florida  
THE PERSON TO CONTACTED REGARDING THE PROPOSED RULE IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-5.005 Contract Exclusions.

No graduate program, adult basic, or adult secondary or ~~postsecondary adult vocational~~ program is available under this plan.

Specific Authority 240.551(5) FS. Law Implemented 240.551 FS. History--New 3-29-89, Formerly 4G-5.005, Amended 6-20-96,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Florida Prepaid College Board  
NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Florida Prepaid College Board  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: September 19, 2000  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: October 13, 2000

## STATE BOARD OF ADMINISTRATION

### Florida Prepaid College Board

RULE TITLES: RULE NOS.:

Transfer to Out-of-State Schools 19B-9.003

Transfer to In-State Vocational-Technical Schools 19B-9.005

PURPOSE AND EFFECT: To revise the Board's rule to add out-of-state community colleges as institutions where Florida Prepaid College Program benefits may be used; and to propose a rule which specifies the conversion methods for the transfer of benefits from a community college plan or a university plan to an in-state vocational-technical program.

SUMMARY: The proposed rule change adds out-of-state community colleges to institutions where Florida Prepaid College Program benefits may be used. Additionally, this rule change adds language to specify that the amount transferred to an out-of-state school shall not exceed the redemption value of the advance payment contract, or the original purchase price plus 5 percent compounded interest, whichever is less, after assessment of a reasonable transfer fee.

Additionally, the newly proposed rule specifies the conversion methods for the transfer of benefits from a community college plan or a university plan to an in-state vocational-technical program. For purposes of a transfer to an applied technology diploma program or vocational certificate program conducted by a community college, the redemption value shall be the amount of tuition and local fees, respectively, charged by the community college at the time of matriculation. When a transfer is being made to an area technical center operated by a district school board, the redemption value shall be the average amount of tuition and local fees, respectively, charged by the state universities or community colleges at the time of matriculation. The amount transferred shall not exceed the actual cost of the fees charged by the community college or area technical center and may only cover the number of semester credit hours stipulated to in the original contract.

These changes are being made due to amendments to s. 240.551(10), Florida Statutes, enacted during the 2000 Regular Session of the Florida Legislature.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 240.551(5) FS.

LAW IMPLEMENTED: 240.551 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 2:00 p.m., November 20, 2000

PLACE: Suite 210, Hermitage Building, Tallahassee, Florida  
THE PERSON TO CONTACTED REGARDING THE PROPOSED RULES IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE FULL TEXT OF THE PROPOSED RULES IS:

#### 19B-9.003 Transfer to Out-of-State-Schools.

A qualified beneficiary may transfer the benefits of an advance payment contract to an eligible out-of-state community college, college or university. The amount transferred shall not exceed the redemption value of the advance payment contract, or the original purchase price plus 5 percent compounded interest, whichever is less, after assessment of a reasonable transfer fee. For purposes of the tuition and local fee plans, the redemption value shall be the average amount of tuition and local fees, respectively, charged by the state universities or community colleges at the time of matriculation. For purposes of the dormitory plan, the redemption value shall be the average of the state university dormitory fees charges at the time of matriculation for the number of semesters reflected in each purchaser's contract.

Specific Authority 240.551(5) FS. Law Implemented 240.551 FS. History—New 3-29-89, Formerly 4G-9.003, Amended 12-5-93, 6-20-96, 2-18-99, \_\_\_\_\_.

#### 19B-9.005 Transfer to In-State Vocational-Technical Schools.

A qualified beneficiary of the Florida Prepaid College Program may transfer the benefits of an advance payment contract to an applied technology diploma program or a vocational certificate program conducted by a community college listed in 240.3031, F.S., or an area technical center operated by a district school board. The amount of such benefits that may be transferred shall not exceed the redemption value. For purposes of a transfer to an applied technology diploma program or vocational certificate program conducted by a community college, the redemption value shall be the amount of tuition and local fees, respectively, charged by the community college at the time of matriculation. For purposes of a transfer to an area technical center operated by a district school board, the redemption value shall be the average amount of tuition and local fees, respectively, charged by the state universities or community colleges at the time of matriculation. If the cost of the fees charged by the community college or area technical center is less than the corresponding fees charged by a state

postsecondary education institution, the amount transferred shall not exceed the cost of the fees charged by the community college or area technical center. The amount transferred may only cover the number of semester credit hours stipulated in the original contract.

Specific Authority 240.551(5) FS. Law Implemented 240.551 FS. History--New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Florida Prepaid College Board  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2000  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 13, 2000

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Follow Through on Approved Grievances  
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the routing process for the Grievance Approval Action Form.

RULE NO.: 33-103.016

SUMMARY: The proposed rule clarifies the routing process of approved grievances or appeals, by specifying that approving employees shall forward the approved grievance or appeal with the accompanying form to the warden, who shall then forward the form to the institutional grievance coordinator.

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: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-103.016 Follow Through on Approved Grievances.  
(1) through (2)(a) No change.

(b) The approving employee shall then mail form DC1-306, along with a copy of the approved grievance or appeal, to the appropriate warden's office grievance coordinator.

(c) The warden shall forward the DC1-306 to the institutional grievance coordinator who shall complete Sections II, III, and IV of form DC1-306. The grievance coordinator shall then provide form DC1-306 and a copy of the approved grievance to the staff member(s) assigned responsibility for implementing the approved action. The grievance coordinator shall monitor this process.

(d) through (f) No change.

Specific Authority 20.315, 944.09 FS. Implemented 944.09 FS. History--New 4-10-95, Amended 12-7-97, Formerly 33-29.0155, Amended 8-1-00, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Celeste Kemp  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Michael W. Moore, Secretary, Department of Corrections  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 10, 2000  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 22, 2000

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Staff Housing Agreement Form  
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend the Staff Housing Agreement Form, DC2-808A

RULE NO.: 33-208.506

SUMMARY: The proposed rule amends DC2-808A, the Staff Housing Agreement Form.

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: 20.315, 944.09(1), 945.025(1) FS.

LAW IMPLEMENTED: 20.315, 944.09(1), 945.025(1) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.506 Staff Housing Agreement Form.

(1) Any employee who is required or requests to occupy staff housing shall submit a completed Staff Housing Agreement, Form DC2-808A, for processing in compliance with the assignment criteria in Section 33-208.504 herein. This form is hereby incorporated by reference, and a copy may be

obtained from the Forms Control Administrator, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. The effective date of this form is August 16, 2000.

(2) through (3) No change.

Specific Authority 20.315, 944.09(1), 945.025(1) FS. Law Implemented 20.315, 944.09(1), 945.025(1) FS. History—New 9-1-88, Formerly 33-26.006, 33-602.506, Amended 8-16-00, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Bill Thurber

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Michael W. Moore, Secretary, Department of Corrections

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 10, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 22, 2000

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Inmate Drivers  
RULE NO.: 33-601.605

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify titles and procedures relating to inmate drivers.

SUMMARY: The proposed rule clarifies the title of the Department of Highway Safety and Motor Vehicles; clarifies the titles of persons who may authorize inmate operation of farm or other off-highway equipment; and clarify procedures relating to possession of equipment keys and commercial drivers' licenses.

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: 944.09, 945.091 FS.

LAW IMPLEMENTED: 20.315, 322.03, 322.04, 322.15, 944.09, 945.091 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.605 Inmate Drivers.

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

(d) DHSMV ~~DMV~~, where used herein, refers to the Department of Highway Safety and Motor Vehicles.

(e) Work Release Center (WRC), where used herein, refers to a facility where a community based transition program for approved minimum custody inmates prior to release from custody is conducted.

(2) through (5) No change.

(6) Obtaining licenses for non-licensed inmate drivers.

(a) When an inmate who does not have a valid Florida Driver's License on file is assigned as a WRC inmate driver, the classification officer shall contact the nearest DHSMV ~~DMV~~ Driver's License Office by telephone and arrange for the license examination.

(b) A correctional officer shall escort the inmate to DHSMV ~~DMV~~ for the scheduled appointment and shall remain with the inmate while he or she completes the license examination.

(c) Routine fees for driver's examinations, licenses and renewals will be paid by the work release center where the inmate is assigned at the time the fee is incurred. Any additional costs to obtain a driver's license will be the financial responsibility of the inmate and will be paid directly to the DHSMV ~~DMV~~ Driver's License Office.

(d) Once the license is obtained, the correctional officer shall return with the inmate to the work release center, secure the driver's license in the control room and provide the classification officer with any paperwork received from DHSMV ~~DMV~~ for the inmate's file.

(7) through (9)(a) No change.

(b) Operation of a farm vehicle or other off-highway equipment must be approved in advance by the inmate's immediate supervisor and the warden.

(c) through (d) No change.

(e) The inmate will only be permitted to have custody of the equipment keys when he or she is operating the machinery. The inmate will be instructed to and must return the keys to the DC supervisor or non-DC supervisor (for squads not supervised by a DC employee) ~~correctional officer~~ for safe storage upon completion of the job assignment. Under no circumstances will equipment keys be left in the vehicle when not in use or when the vehicle is unattended.

(10) through (10)(a) No change.

(b) An inmate who does not have a valid Florida Driver's License on file shall be permitted to obtain his driver's license in order to participate in the Commercial Vehicle Driving Vocational Program. The license will be obtained as described in paragraph (6) of this rule. The inmate will be required to purchase the license and Commercial Driver's License (CDL) at his own expense and pay such fees to the DHSMV ~~DMV~~ Driver's License Office.

(c) No change.

(d) An inmate will be authorized to retain his ~~driver's license and~~ CDL on his person only when necessary for that specific part of the program which requires driving. When not in use, the driver's license and the keys to the vehicle shall be

returned to the instructor for safe storage. Under no circumstances will an inmate be permitted to complete the field training part of the program that occurs outside the parameters of an institution without proper supervision and the accompaniment of a skilled professional.

Specific Authority 944.09, 945.091 FS. Law Implemented 20.315, 322.03, 322.04, 322.15, 944.09, 945.091 FS. History–New 8-29-00, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Richard Dugger

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Michael W. Moore, Secretary, Department of Corrections

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 10, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 22, 2000

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Florida Health Plan**

RULE CHAPTER TITLE: Community Health Care Purchasing      RULE CHAPTER NO.:

Alliances      59D-1

RULE TITLES:      RULE NOS.:

Purpose      59D-1.001

Definitions      59D-1.002

Certification Procedure      59D-1.003

Standards for Certification and Decertification      59D-1.004

Conditions of Participation for Small Employers      59D-1.005

Grievance Appeals      59D-1.006

Requests for Proposal      59D-1.007

Coordination Among CHPAs      59D-1.008

PURPOSE AND EFFECT: The purpose of this rule amendment is to repeal the Community Health Care Purchasing Alliances rule, 59D-1.001 – 59D-1.008. This rule became obsolete due to the repeal of Sections 408.70(3)-.7055 and 408.706, Florida Statutes.

SUMMARY: This rule amendment will repeal Community Health Care Purchasing Alliances rule, 59D-1, 59D-1.001, 59D-1.002, 59D-1.003, 59D-1.004, 59D-1.005, 59D-1.006, 59D-1.007, and 59D-1.008 which became obsolete due to the repeal of Sections 408.70(3)-.7055 and 408.706 Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost had been prepared.

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

SPECIFIC AUTHORITY: 408.70(3)-.7055, 408.706 FS.

LAW IMPLEMENTED: 102.74 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m., November 20, 2000

PLACE: Conference Room 318, 2727 Fort Knox Boulevard, Building 1, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Wm. A. Miller, Agency for Health Care Administration, Managed Health Care, 2727 Mahan Drive, Ft. Knox #1, Room 320, Tallahassee Florida, (850)921-8218

THE FULL TEXT OF THE PROPOSED RULES IS:

59D-1.001 Purpose.

Specific Authority 408.15(8), 408.704(1) FS. Law Implemented 408.70-.796 FS. History–New 5-19-94, Repealed.

59D-1.002 Definitions.

Specific Authority 408.15(8), 408.704(1) FS. Law Implemented 408.70-.706, 408.701(1),(2),(4),(6),(9),(15), 408.702(6)(f),(p),(q), 408.704(3), 408.7042(1),(2), 627.6699(3)(v),(w) FS. History–New 5-19-94, Repealed.

59D-1.003 Certification Procedure.

Specific Authority 408.15, 408.704(1) FS. Law Implemented 408.704(1),(3), 408.702(1),(6)(g),(1),(7),(8), 408.7041, 408.7045(1),(2), 408.705, 408.706(2)(j), 408.702(6)(n), 408.70-.706 FS. History–New 5-19-94, Repealed.

59D-1.004 Standards for Certification and Decertification.

Specific Authority 408.15(8), 408.704(1) FS. Law Implemented 408.70-.706, 408.702(1),(2),(3),(6), 408.703(3), 408.704(1),(3),(4), 408.7041, 408.7045, 408.705(1),(4),(5) FS. History–New 5-19-94, Repealed.

59D-1.005 Conditions of Participation for Small Employers.

Specific Authority 408.15(8) FS. Law Implemented: 408.703 FS. History–New 5-19-94, Repealed.

59D-1.006 Grievance Appeals.

Specific Authority 408.702(6)(i),(j), 408.704(1),(7), 408.15(8) FS. Law Implemented 408.704(7) FS. History–New 5-19-94, Repealed.

59D-1.007 Request for Proposal.

Specific Authority 407.15(8), 408.704(1) FS. Law Implemented 408.061(1), 407.702(3),(6)(b)-(e), 408.704(1),(4), 408.7041, 408.7042 FS. History–New 5-19-94, Repealed.

59D-1.008 Coordination Among CHPAs.

Specific Authority 408.15(8), 408.704 FS. Law Implemented 408.702, 408.704, 408.704(1),(3),(4), 408.7041 FS. History–New 5-19-94, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Wm. A. Miller, Medicaid HMO Contracts and Oversight Unit

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Ruben J. King-Shaw Jr., Secretary AHCA

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2000

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Florida Health Plan**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Accountable Health Partnerships	59D-2
RULE TITLES:	RULE NOS.:
Purpose	59D-2.001
Definitions	59D-2.002
General AHP Designation Procedures	59D-2.003
Initial Designation Procedures	59D-2.004
Renewal Designation Procedures	59D-2.005
Medicaid Designation Requirements	59D-2.006
Redesignation Requirements	59D-2.007
Procedures for Reviewing Designations	59D-2.008
Designation Fee	59D-2.009
Investigations and Inspection	59D-2.010
Data Reporting Requirements	59D-2.011
Grievance Procedures	59D-2.012
Termination of Coverage	59D-2.013

**PURPOSE AND EFFECT:** The purpose of this rule amendment is to repeal the Community Health Care Purchasing Alliances rule, 59D-2. This rule became obsolete due to the repeal of Sections 408.70(3)-.7055 and 408.706, Florida Statutes.

**SUMMARY:** This rule amendment will repeal Community Health Care Purchasing Alliances rule, 59D-2, 59D-2.001, 59D-2.002, 59D-2.003, 59D-2.004, 59D-2.005, 59D-2.006, 59D-2.007, 59D-2.008, 59D-2.009, 59D-2.010, 59D-2.011, 59D-2.012 and 59D-2.013 which became obsolete due to the repeal of Sections 408.70(3)-.7055 and 408.706 Florida Statutes.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:** No statement of estimated regulatory cost had been prepared.

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

**SPECIFIC AUTHORITY:** 408.70(3)-.7055, 408.706 FS.

**LAW IMPLEMENTED:** 102.74 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**TIME AND DATE:** 10:00 a.m., November 20, 2000

**PLACE:** Conference Room 318, 2727 Fort Knox Boulevard, Building 1, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Wm. A. Miller, Agency for Health Care Administration, Managed Health Care, 2727 Mahan Drive, Ft. Knox #1, Room 320, Tallahassee Florida, (850)921-8218

**THE FULL TEXT OF THE PROPOSED RULES IS:**

**59D-2.001 Purpose.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.70-.706 FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.002 Definitions.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.032(5), 408.70-.706 FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.003 General AHP Designation Procedures.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.061(1), 408.704(5),(7), 408.706(1),(2)(a),(4)(b),(5),(7),(8),(9),(12), 408.702(6)(k) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.004 Initial Designation Procedure.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(2),(4),(10),(11),(12) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.005 Renewal Designation Procedures.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(2) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.006 Medicaid Designation Requirements.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.032(5), 408.70-.706 FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.007 Redesignation Requirements.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(2) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.008 Procedures for Reviewing Designations**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(2) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.009 Designation Fee.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(3) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.010 Investigation and Inspection.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(2),(13) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.011 Data Reporting Requirements.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(2),(4)(a),(7) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.012 Grievance Procedure.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.704(7), 408.7056, 408.706(2)(h) FS. History--New 5-10-94, Repealed \_\_\_\_\_.

**59D-2.013 Termination of Coverage.**

Specific Authority 408.15(8), 408.706(2) FS. Law Implemented 408.706(6), 627.6699 FS. History--New 5-10-94, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Wm. A. Miller, Medicaid HMO Contracts and Oversight Unit  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Ruben J. King-Shaw Jr., Secretary AHCA  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 3, 2000

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE CHAPTER TITLE: Public Food Service Establishments  
RULE TITLE: Food Protection Manager Certification and Public Food Service Employee Training  
RULE CHAPTER NO.: 61C-4  
RULE NO.: 61C-4.023

PURPOSE AND EFFECT: The purpose of this rule development is to clarify existing language relative to the presence of the certified manager during certain periods of food service operations and to adopt the Conference for Food Protection (CFP) Standards for Accreditation of Food Protection Manager Certification Programs. The U.S. Food and Drug Administration endorses the CFP Standards for Accreditation of Food Protection Manager Certification Programs as the uniform national standard for food protection manager certification programs. If the proposed language is adopted, the Division of Hotels and Restaurants will accept all CFP accredited food protection manager certification programs.

SUMMARY: Adoption of the CFP Standards for Accreditation of Food Protection Manager Certification Programs will provide Florida Food Managers with a national standard for certification and will allow reciprocity between other states and certifying jurisdictions. Copies of the CFP Standards for Accreditation of Food Protection Manager Certification Programs may be obtained from Lee Cornman at the Division of Hotels and Restaurants Tallahassee office at (850)488-9263.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 509.032(6) FS.

LAW IMPLEMENTED: 509.039 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m. EST, Monday, November 20, 2000

PLACE: Secretary's Conference Room, Room 259, The Johns Building, 725 South Bronough Street, Tallahassee, Florida  
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 48 hours before the hearing by contacting Lee M. Cornman, Management Review Specialist, at (850)488-9263. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lee M. Cornman, Management Review Specialist, Department of Business and Professional Regulation, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1012; Telephone: (850)488-9263

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-4.023 Food Protection Manager Certification and Public Food Service Employee Training.

(1) All managers who are responsible for the storage, preparation, display, and serving of foods to the public shall have passed a ~~written~~ certification test approved by the division demonstrating a basic knowledge of food protection practices as adopted in this chapter regulated and administered by the division or an agency of state government outside Florida which has been approved by the division. Those managers who successfully pass an approved the certification examination shall be issued a certificate by the certifying organization, which is valid for a period of five years from the date of issuance. Each licensed ~~All~~ establishments shall have a minimum of one certified food protection manager responsible for all periods of operation. The operator shall designate in writing the certified food protection service manager or managers for each location. A current list of certified food protection managers shall be available upon request in each establishment. When ~~Establishments that have~~ four or more employees, at one time, are engaged in the storage, preparation or serving of food in a licensed establishment, there shall be ~~have~~ at least one certified food protection manager present at all times when said activities are taking place. The certified food protection manager or managers need not be present in the establishment during those periods of operation when there are three or fewer employees engaged in the storage, preparation, or serving of foods. All other establishments shall have a certified manager or managers responsible for all periods of operation but said manager or managers need not be present at all times. It shall be the responsibility of the certified food protection manager or managers to inform all employees under their supervision and control who engage in the storage, preparation, or serving of food, to do so in accordance with acceptable sanitary practices as described in this chapter.



(2) The test shall be designed to assess the manager's knowledge of basic public health food protection practices which includes

(a) Receiving and storage of food supplies, including dry, refrigerated and freezer storage;

(b) Food protection and preparation practices, including:

1. Thawing of potentially hazardous food;

2. Techniques to minimize handling; and

3. Recognition of critical temperatures during storage, preparation, cooking, serving, displaying and reheating;

(c) Personal hygienic practices of employees during all phases of preparation and serving of food;

(d) Equipment and utensil design and fabrication, installation and location as well as cleaning, sanitizing and storage;

(e) Water supplies;

(f) Sewage disposal;

(g) Plumbing;

(h) Bathroom and handwashing facilities;

(i) Garbage and trash storage and disposal;

(j) Insect and rodent control;

(k) General housekeeping including cleaning, maintenance, lighting and ventilation;

(l) Control of toxic materials; and

(m) Premises sanitation and other miscellaneous activities which the manager needs to ensure are accomplished to prevent the occurrence of foodborne illness.

(2)(3) Temporary food service vendors and vending machine operators, licensed pursuant to Chapter 509, Part I, Florida Statutes, are exempt from the manager certification requirements of this section.

(3)(4) The Conference for Food Protection Standards for Accreditation of Food Protection Manager Certification Programs, herein adopted by reference, shall be the division standard for the recognition of certifying organizations who provide food manager certification examinations division, as the certifying state agency for food managers, shall demonstrate testing program compliance with one or more generally recognized measurement standards such as the Standards for Educational and Psychological Testing. The Division of Hotels and Restaurants shall accept certification examinations currently recognized by the Conference for Food Protection. Certifying organizations that are accredited by a Conference for Food Protection sanctioned accreditor shall be recognized by the division as approved providers of a Food Protection Manager Certification Program. Documentation of conformance shall include organization review and program evaluation by qualified psychometricians and shall demonstrate adherence in the areas of administrative independence; fairness; technical standards for test construction and evaluation including validity, reliability and errors in measurement, test development and revision, sealing,

norming, score comparability and equating, and test publication; professional standards for test use including employment testing and professional and occupational certification; and related standards for testing linguistic minorities, testing people who have handicap conditions, test administration, scoring and reporting, protecting the rights of test takers and public information. The division, or its contracted testing agent, must routinely update the tests used to provide consistency and compliance with revised laws and rules.

(5)(a) ~~Persons who operate or franchise public food service establishments and conduct training and testing programs for their employees or franchises may use such programs to facilitate meeting the requirements of this section, provided such programs are generally recognized nationwide by the food service industry and testing is administered under proctored and secure conditions.~~

(b) ~~Persons seeking to use such programs shall notify the division or its contracted testing agent, and shall provide documentation as required by subsection (4) of this rule. The division or its contracted testing agent, shall notify the person of the acceptability of the program, and if appropriate, shall enter into an agreement with the person designating that person as a testing agent. A person so designated, may administer a test consisting of one part, approved by the division, which meets the requirements of this section and a second part covering whatever additional material is included in the designated person's training program. Persons passing the first part shall be issued a certificate described in subsection (1) of this rule. The division, or its contracted testing agent, shall be entitled to a fee for scoring the state portion of the test and issuing the certificate.~~

(c) ~~A person holding a valid certificate issued by a training and testing program which has entered into an agreement with the division or its contracted testing agent may obtain conditional certification if they have passed the second portion of the test referred to in paragraphs (a) and (b) but have not yet passed that portion approved by the division. Such certification shall be contingent on an acceptable evaluation by the division or its contracted agent of the test passed by the applicant. A conditional certificate issued pursuant to this subparagraph shall expire five years from the date the original certificate was issued and shall not be renewed. The department, or its contracted testing agent, shall be entitled to a fee for issuing the conditional certificate not to exceed the minimum fee for testing.~~

(4)(6) Public Food Service Employee Training.

(a) All public food service employees must receive training on professional hygiene and foodborne disease prevention. Professional hygiene includes personal cleanliness and hygienic practices in accordance with the Food Code and techniques to prevent cross contamination. Foodborne disease prevention training must include the types and causes of

foodborne illness, identification of potentially hazardous food, and how to control or eliminate harmful bacteria in a food service establishment.

(b) Public food service employees must receive training which relates to their assigned duties. Employees who prepare foods must be knowledgeable about safe methods of thawing, cooking, cooling, handling, holding and storing foods. Service personnel must be knowledgeable about safe methods of serving food. Employees who clean equipment and facilities must be knowledgeable about proper cleaning and sanitization methods. Employees responsible for maintaining the premises must be knowledgeable about proper vermin control methods as specified in the Food Code.

(c) Licensees who provide in-house employee training shall make available on the premises of the establishment, or in a theme park or entertainment complex in a central location, upon the division's request, the curriculum and materials used to conduct training. If training is obtained from an outside provider, the licensee must provide, upon the division's request, information about the selected training program and methods used to evaluate training outcomes. Training outcomes include employees correctly applying procedures and answering questions relative to assigned duties. Employees must perform their work duties safely in a manner consistent with the requirements of the Food Code.

Specific Authority 509.032(6), 509.039, 509.049 FS. Law Implemented 509.039, 509.049 FS. History--New 2-21-91, Amended 5-12-92, Formerly 10D-13.037, 7C-4.023, Amended 3-31-94, 10-9-95, 1-18-98, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lee M. Cornman, Management Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation

NAME OF PERSON OR SUPERVISOR WHO APPROVED THE PROPOSED RULE: Kim Binkley-Seyer, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 18, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 29, 2000

**DEPARTMENT OF HEALTH**

**Board of Speech-Language Pathology and Audiology**

RULE TITLE: Educational Requirements for Assistants  
RULE NO.: 64B20-4.002

PURPOSE AND EFFECT: The purpose of the amendments is to update the rule text with regard to the educational requirements.

SUMMARY: The Board has determined that the rule text should be amended to reflect the educational requirements necessary for certification as a speech-language pathology assistant.

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: 468.1135(4), 468.1215(3) FS.

LAW IMPLEMENTED: 468.1215(2) 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 RULE IS: Sue Foster, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-4.002 Education Requirements for Assistants.

(1) Candidates for certification as a speech-language pathology assistant shall submit to the Board an official transcript or transcripts evidencing that they have earned a bachelor's degree which includes at least 24 semester hours of coursework completed a minimum of 24 semester hours at an institution as described in Rule 64B20-2.002(1), F.A.C., to include:

(a) through (b) No change.

(2) through (3) No change.

Specific Authority 468.1135(4), 468.1215(3) FS. Law Implemented 468.1215(2) FS. History--New 3-14-91, Formerly 21LL-4.002, Amended 10-12-93, Formerly 61F14-4.002, 59BB-4.002, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Speech-Language Pathology and Audiology

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Speech-Language Pathology and Audiology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 14, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 29, 2000

**DEPARTMENT OF HEALTH**

**Division of Environmental Health and Statewide Programs**

RULE TITLES: General  
RULE NOS.: 64E-10.001

Establishments Subject to Provision 64E-10.002

PURPOSE AND EFFECT: Provide minimum numbers of sanitary facilities, maintenance of the facilities, and provide public access to public sanitary facilities.

SUMMARY: The access of patrons and guests to public sanitary facilities (toilets, urinals, and handwashing). Delete the fixture table.

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 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: 381.006(16) FS.

LAW IMPLEMENTED: 381.006(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: 1:15 p.m., November 22, 2000

PLACE: Conference Room 240P, 4042 Bald Cypress Way, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ken Widergren, Bureau of Facility Programs, Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399-1710, (850)245-4444, Ext. 2453

THE FULL TEXT OF THE PROPOSED RULES IS:

64E-10.001 General.

This rule addresses minimum standards for the ~~number~~, operation, and maintenance of sanitary facilities in places serving the public and places of employment. ~~The rule also establishes fixture ratios for temporary housing facilities. The Department of Health and Rehabilitative Services adopts by reference the 1994 Standard Plumbing Code and its 1995 Supplement and the 1994 Standard Building Code to determine the required number of plumbing fixtures for such places. Where the basis of determining the number of persons to be served is not specified in this chapter or by the design architect or engineer, the 1994 edition of the Life Safety Code of the National Fire Prevention Association shall be used to determine the occupant load.~~

Specific Authority 381.0011(13), 381.006(14) FS. Law Implemented 381.006(6) FS. History—New 10-18-89, Amended 8-7-96, Formerly 10D-10.035, Amended \_\_\_\_\_.

64E-10.002 ~~Special Requirements~~ Establishments Subject to Provision.

~~Establishments Subject to Provision—Places Serving the Public – Any establishment that is required by the Florida Building Code or by any Department of Health rule to have sanitary facilities for the public shall make those facilities accessible to the public while the establishments are open to the public. For temporary outdoor events such as outdoor theaters and biker's week that are not covered by Department regulations,~~

~~the 1994 Standard Plumbing Code and its 1995 Revisions, or the 1994 Standard Building Code, the Department shall use the following sanitary fixture ratios for public assembly:~~

~~PLACES OF PUBLIC ASSEMBLY~~

MALES		FEMALES		Number	Toilets	Sinks
Number	Toilets	Urinals	Sinks			
1—100	1	1	1	1—50	1	1
101—250	2	1	1	51—140	2	1
251—360	2	2	1	141—250	3	2
361—470	2	3	2	251—360	4	2
471—580	3	3	2	361—470	5	3
581—700	3	4	3	471—690	6	3
701—820	3	5	4	691—960	7	4
821—975	4	5	4	961—	8	4
976—	4	7	4	1301—	9	5
1150				1640		
1151	4	7	4	1641—	10	6
1325				2000		
1326	5	7	5	2001—	11	7
1490				2350		
1491	5	8	5	2351—	12	8
1675				2700		
1676	6	9	5			
1875						
1876	6	9	6			
2075						
2076	6	10	6			
2250						
2251	6	11	6			
2475						
2476	6	12	7			

~~For outdoor events over 2700 males, add 1 toilet, 1 urinal, and 1 handwashing sink for each additional 350 males. For more than 2700 females, add 1 toilet for each 350 people and 1 handwashing sink for each 500 attendees.~~

~~(2) Temporary Housing Facilities~~

~~Wherever temporary housing is provided to more than 60 people who are homeless as a result of displacement from their homes either by immigration, natural disaster, or financial hardship, the temporary housing facility shall provide a minimum of 1 toilet, 1 handwashing sink, and 1 shower for each 20 people or fraction thereof shall be provided at the housing facility.~~

Specific Authority 381.0011(13), 381.006(14) FS. Law Implemented 381.006(6) FS. History—New 10-18-89, Amended 7-22-92, 7-3-94, 8-7-96, Formerly 10D-10.041, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ken Widergren, Bureau of Facility Programs

NAME OF PERSON OR SUPERVISOR WHO APPROVED THE PROPOSED RULE: Eric Grimm, Chief, Bureau of Facility Programs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 16, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 30, 2000

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Family Safety and Preservation Program**

RULE TITLES: RULE NOS.:  
 Health Related Requirements 65C-20.010  
 Large Family Child Care Homes 65C-20.013

PURPOSE AND EFFECT: The modifications contained in this document will add clarification to the nutrition requirements regarding the quality and quantity of food being served to children in care; change a statutory reference from 402.3131, F.S. to 402.302(8), F.S., which addresses the number of children that may be cared for in large family child care homes; and will create additional transportation standards to ensure the safety of the children being transported in child care.

SUMMARY: Current 65C-20.010(1)(p), F.A.C., requires food provided by the family day care home operator to be of a quantity and quality to meet the child's nutritional needs. The proposed change will add clarification as to appropriate food groups and serving sizes to meet the child's nutritional needs while in care. Current 65C-20.013(6)(b)1., F.A.C., references capacity as defined in 402.3131, F.S., yet capacity is defined in 402.302(8), F.S. Amends s. 402.305(10), F.S., regarding the requirements for large family child care homes transporting children pursuant to legislation.

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: 402.313, 402.302(8), 402.3131, 402.305(10) FS.

LAW IMPLEMENTED: 402.313, 402.302(8), 402.3131, 402.305(10) 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 1:00 p.m., November, 20, 2000  
 PLACE: 1317 Winewood Blvd., Building 6, Room 355 Conference Room, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cindy Pace-Brown, Licensing Specialist, 1317 Winewood Blvd., Building 6, Room 389 A, Tallahassee, FL 32399, (850)488-4900

THE FULL TEXT OF THE PROPOSED RULE IS:

- 65C-20.010 Health Related Requirements.
- (1) General Requirements.
- (a) through (o) No change.

(p) If the operator chooses to supply food, the operator shall provide nutritious meals and snacks of a quantity and quality to meet the daily nutritional needs of the children. The USDA Food Guide Pyramid for Young Children, March 1999, incorporated by reference, shall be used to determine what food groups to serve at each meal or snack and the serving size of the selected foods for children one year of age and older. The fats and sweets category within the USDA Food Guide Pyramid for Young Children cannot be counted as a food group. Copies of the USDA Food Guide Pyramid for Young Children may be obtained from the district child care licensing office or local licensing agency. Using the USDA Food Guide Pyramid for Young Children; breakfast shall consist of at least three different food groups; lunch and dinner shall consist of at least four different food groups and snacks shall consist of at least two different food groups. If a special diet is required for a child by a physician, appropriate documentation shall be maintained in the child's file to include the physician's order, a copy of a diet and sample meal plan for the special diet.

(2) through (6) No change.

Specific Authority 402.313 FS. Law Implemented 402.313 FS. History--New 7-2-98, Amended \_\_\_\_\_.

65C-20.013 Large Family Child Care Homes.

(1) through (5) No change.

(6) Supervision.

(a) No change.

(b) Additional Supervision Requirements.

1. If there are more than 6 preschoolers participating on field trips away from the large family child care home an additional adult must be present during the field trip for the purpose of safety and to assist in providing direct supervision. Where some children remain in the home the adult supervision as required in s. 402.302(7), F.S., shall be maintained. At no time shall the total number of children exceed the capacity defined in s. ~~402.302(8)~~ ~~402.3131~~, F.S.

2. No change.

(7) Transportation.

(a) through (e) No change.

(f) Prior to transporting children and upon the vehicle(s) arrival at its destination the following shall be conducted by the driver(s) of the vehicle(s) used to transport the children:

1. A log shall be maintained for all children being transported in the vehicle. The log shall include each child's name, date, time of departure and time of arrival, signature of driver and signature of second staff member to verify driver's log and the fact that all children have left the vehicle.

2. Upon arrival at the destination the driver of the vehicle shall:

a. Mark each child off the log as the child departs the vehicle.

b. Conduct a physical inspection and visual sweep of the vehicle to ensure that no child is left in the vehicle, and

c. Sign the log verifying that all children were all accounted for and that the visual sweep was conducted.

3. Upon arrival at the destination a second staff member shall:

a. Conduct a physical inspection and visual sweep the vehicle to ensure that no child is left in the vehicle, and

b. Sign the log verifying that all children were accounted for and drivers log is complete.

Specific Authority 402.3131 FS. Law Implemented 402.3131 FS. History–New 5-21-00, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Pace-Brown, Licensing Specialist, 1317 Winewood Blvd. Building 6, Room 389-A, Tallahassee, FL 32399, (850)488-4900

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Deborah Russo, Director, Child Care Services, 1317 Winewood Blvd., Building 6, Tallahassee, FL 32399

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 16, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2000

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Family Safety and Preservation**

RULE TITLES:	RULE NOS.:
General Information	65C-22.001
Food and Nutrition	65C-22.005
Record Keeping	65C-22.006

PURPOSE AND EFFECT: The minimum standards in this document will add clarification to the nutrition requirements relating to the quantity and quality of food being served to children in care; creates additional transportation standards to ensure the safety of the children being transported in child care; and amends the statutory reference from 402.302(8), F.S., which defines large family child care homes to 402.302(3), F.S., which defines child care personnel.

SUMMARY: Current 65C-22.005, F.A.C., requires food provided by the child care facility to be of a quantity and quality sufficient to meet the child’s nutritious needs. The proposed change will add clarification as to appropriate food groups and serving sizes to meet the child’s nutritional needs while in care. Amends s. 402.305(10), F.S., regarding the requirements for child care facilities transporting children. Current 65C-22.006, F.A.C., refers to child care personnel as defined in s. 402.302(8), F.S., which is now the definition of a large family child care home and must be amended.

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: 402.302(3), 402.305(8), 402.305(10) FS.

LAW IMPLEMENTED: 402.302(3), 402.305(8), 402.305(10) 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., November 20, 2000

PLACE: 1317 Winewood Blvd., Building 6, 355 Conference Room, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Cindy Pace-Brown, Licensing Specialist, 1317 Winewood Blvd., Building 6, Room 389-A, Tallahassee, FL 32399, (850)488-4900

THE FULL TEXT OF THE PROPOSED RULES IS:

65C-22.001 General Information.

(1) through (5) No change.

(6) Transportation.

(a) through (e) No change.

(f) Prior to transporting children and upon the vehicle(s) arrival at its destination the following shall be conducted by the driver(s) of the vehicle(s) used to transport the children:

1. A log shall be maintained for all children being transported in the vehicle. The log shall include each child’s name, date, time of departure and time of arrival, signature of driver and signature of second staff member to verify driver’s log and the fact that all children have left the vehicle.

2. Upon arrival at the destination the driver of the vehicle shall:

a. Mark each child off the log as the child departs the vehicle.

b. Conduct a physical inspection and visual sweep of the vehicle to ensure that no child is left in the vehicle, and

c. Sign the log verifying that all children were all accounted for and that the visual sweep was conducted.

3. Upon arrival at the destination a second staff member shall:

a. Conduct a physical inspection and visual sweep the vehicle to ensure that no child is left in the vehicle, and

b. Sign the log verifying that all children were accounted for and drivers log is complete.

(7) through (8) No change.

Specific Authority 402.305 FS. Law Implemented 402.305, 402.3055, 402.308 FS. History–New 6-1-97, Amended 3-17-99, 7-26-00, \_\_\_\_\_.

65C-22.005 Food and Nutrition.

(1) Nutrition.

(a) If a facility chooses to supply food, they shall provide nutritious meals and snacks of a quantity and quality to meet the daily nutritional needs of the children. The USDA Food Guide Pyramid for Young Children, March 1999, incorporated by reference, shall be used to determine what food groups to serve at each meal or snack and the serving size of the selected foods for children one year of age and older. The fats and sweets category within the USDA Food Guide Pyramid for Young Children cannot be counted as a food group. Copies of the USDA Food Guide Pyramid for Young Children may be obtained from the district child care licensing office or local licensing agency. Using the USDA Food Guide Pyramid for Young Children; breakfast shall consist of at least three different food groups; lunch and dinner shall consist of at least four different food groups and snacks shall consist of at least two different food groups.

(b) through (d) No change.

(2) through (3) No change.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 3-17-99, 7-26-00,\_\_\_\_\_.

65C-22.006 Record Keeping.

(1) through (4) No change.

(5) Personnel Records. Records shall be maintained and kept current on all child care personnel, as defined by s. ~~402.302(3)~~ ~~402.302(8)~~, F.S., and household members if the facility is located in a private residence. These shall include:

(a) through (g) No change.

(6) No change.

Specific Authority 402.305 FS. Law Implemented 402.305 FS. History--New 6-1-97, Amended 7-2-98, 3-17-99, 7-26-00,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Pace-Brown, Licensing Specialist, 1317 Winewood Blvd., Building 6, Room 389-A, Tallahassee, FL 32399, (850)488-4900

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Deborah Russo, Director, Child Care Services, 1317 Winewood Blvd., Building 6, Room 389-A, Tallahassee, FL 32399

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 16, 2000

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2000

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Reef Fish

RULE TITLES:

RULE NOS.:

Size Limits: Amberjacks, Black Sea Bass,

Gray Triggerfish, Grouper, Hogfish,

Red Porgy, Snapper

68B-14.0035

Commercial Harvest Requirements;

Licenses, Season Closures,

Special Restrictions

68B-14.0045

PURPOSE AND EFFECT: The purpose of these rule amendments is to increase the minimum size limit for Gulf of Mexico commercially-caught gag and black grouper from 20 to 24 inches, and to establish a closed season for these species and red grouper beginning February 15 and continuing through March 14, both changes effective January 1, 2001, to conform to recent federal rule changes. This rulemaking thus uses the adoption of federal standards provision of Section 120.54(6), Florida Statutes. A parallel regular rulemaking proceeding is underway to increase the recreational minimum size limit on black and gag grouper to 22 inches. The effect of these measures will be to aid in the recovery of these three species.

SUMMARY: Paragraph (4)(b) of Rule 68B-14.0035, F.A.C., is amended to establish different minimum size limits for black grouper recreationally and commercially harvested in the Gulf of Mexico, and to set the commercial size limit for such fish at 24 inches. Paragraph (4)(d) of Rule 68B-14.0035, F.A.C., is amended to establish different minimum size limits for gag (gray) grouper recreationally and commercially harvested in the Gulf of Mexico, and to set the commercial size limit for such fish at 24 inches. The rule amendment carries a proposed effective date of January 1, 2001. Paragraph (2)(f) of Rule 68B-14.0045, F.A.C., is amended to add a new subparagraph 2., to implement a commercial closure for harvest and sale of gag, black, and red grouper in all Gulf of Mexico state waters north of Monroe County. This rule amendment also has a proposed effective date of January 1, 2001.

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

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

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), FLORIDA STATUTES.

WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

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

THE FULL TEXT OF THE PROPOSED RULES IS:

68B-14.0035 Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper.

No person shall harvest in or from state waters at any time, land, possess, unnecessarily destroy, or sell or offer for sale (except as provided in Rule 68B-14.0045), any of the following species, of a length less than set forth as follows:

- (1) Amberjacks (measured in terms of fork length)
  - (a) Banded rudderfish no less than 14 inches, no greater than 22 inches
  - (b) Greater amberjack 28 inches
  - (c) Lesser amberjack no less than 14 inches, no greater than 22 inches
- (2) Black sea bass 10 inches total length.
- (3) Gray triggerfish 12 inches total length.
- (4) Grouper (measured in terms of total length)
  - (a) Black grouper harvested from the Atlantic Ocean and all waters of Monroe County 24 inches.
  - (b) 1. Black grouper harvested recreationally from the Gulf of Mexico except from all waters of Monroe County 20 inches.
  - 2. Black grouper harvested commercially from the Gulf of Mexico except from all waters of Monroe County 24 inches.
  - (c) Gag (gray) grouper harvested from the Atlantic Ocean and all waters of Monroe County 24 inches.
  - (d) 1. Gag (gray) grouper harvested recreationally from the Gulf of Mexico except from all waters of Monroe County 20 inches.
  - 2. Gag (gray) grouper harvested commercially from the Gulf of Mexico except from all waters of Monroe County 24 inches.
  - (e) Red grouper 20 inches.
  - (f) Scamp 20 inches.
  - (g) Yellowfin grouper 20 inches.
  - (h) Yellowmouth grouper 20 inches.
- (5) Hogfish 12 inches fork length.

- (6) Red porgy harvested in waters of the Atlantic Ocean 14 inches total length.
- (7) Snapper (measured in terms of total length)
  - (a) Blackfin snapper 12 inches.
  - (b) Cubera snapper 12 inches.
  - (c) Dog snapper 12 inches.
  - (d) Gray (mangrove) snapper 10 inches.
  - (e) Lane snapper 8 inches.
  - (f) Mahogany snapper 12 inches.
  - (g) Mutton snapper 16 inches.
  - (h) Queen snapper 12 inches.
  - (i) Red snapper harvested from the Atlantic Ocean 20 inches.
  - (j) Red snapper harvested from the Gulf of Mexico 16 inches.
  - (k) Silk snapper 12 inches.
  - (l) Schoolmaster snapper 10 inches.
  - (m) Vermilion snapper 10 inches.
  - (n) Yellowtail snapper 12 inches.

PROPOSED EFFECTIVE DATE: JANUARY 1, 2001.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 12-31-98, Amended 3-1-99, 1-1-00, Formerly 46-14.0035, Amended 1-1-01.

68B-14.0045 Commercial Harvest Requirements; Licenses, Season Closures, Special Restrictions.

(2) Season closures.

(a) Persons harvesting any of the species listed in Rule 68B-14.001(4) for commercial purposes shall have a season that begins on January 1 and continues through December 31 each year.

(b) If at any time, adjacent federal Exclusive Economic Zone (EEZ) waters are closed to commercial harvest of any of the species listed in Rule 68B-14.001(4), corresponding state waters shall also be closed to commercial harvest of the species affected by the federal closure, beginning from the date of such closure until federal waters are reopened to the commercial harvest of such species.

(c) During the period of any closure pursuant to paragraph (b), the harvest, possession, or landing in quantities greater than the bag limits specified in Rule 68B-14.0036, and the purchase, sale or exchange, of any species to which the closure applies, is prohibited.

(d) Notice of any closure for state waters required by paragraph (b), and notice of any resulting prohibition as required by paragraph (c), shall be given by the Executive Director of the Fish and Wildlife Conservation Commission in the manner provided in s. 120.81(5), Florida Statutes.

(e) The closure specified in paragraph (b), and the prohibitions specified in paragraph (c), shall not apply when the species to which the closure applies is legally harvested outside the waters of the closed area. Any person possessing

such species during the time period of a closure shall establish the chain of possession from the initial transaction after harvest, by appropriate receipt(s), bill(s) of sale, or bill(s) of lading, to show that such species originated from a point outside the closed area. Failure to maintain such documentation or to promptly produce same at the request of any duly authorized law enforcement officer shall constitute a violation of this subsection.

(f) 1. During the months of March and April each year, the harvest, possession, or landing in quantities greater than the recreational bag limits specified in Rule 68B-14.0036, and the purchase, sale, or exchange, of gag grouper, or black grouper harvested from state waters of the Atlantic Ocean and from all state waters of Monroe County, is prohibited.

2. Beginning February 15 and continuing through March 14 of each year, the harvest, possession, or landing in quantities greater than the recreational bag limits specified in Rule 68B-14.0036, and the purchase, sale, or exchange, of gag grouper, black grouper, or red grouper harvested from state waters of the Gulf of Mexico, except from all waters of Monroe County, is prohibited.

(g) During the months of March, April and May of each year, the harvest and possession in quantities greater than the recreational bag limits specified in Rule 68B-14.0036, and the purchase, sale and exchange of any species of amberjack harvested from state waters, is prohibited.

(h) Beginning March 6, 2000, no person harvesting for commercial purposes shall harvest in or from state waters of the Atlantic Ocean, nor possess while in or on state waters of the Atlantic Ocean, any red porgy.

PROPOSED EFFECTIVE DATE: JANUARY 1, 2001.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 2-1-90, Amended 12-31-92, 10-18-93, 3-1-94, 6-15-95, 1-1-96, 11-27-96, 12-31-98, 3-1-99, 1-1-00, 3-6-00, Formerly 46-14.0045, Amended 1-1-01.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE CHAPTER TITLE: King Mackerel – Atlantic Fishery  
RULE TITLE: Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications  
RULE NO.: 68B-30.003

PURPOSE AND EFFECT: The purpose of this rulemaking effort under the adoption of federal standards provision of Section 120.54(6), Florida Statutes, is to conform Florida rules for the commercial harvest of king mackerel from the Atlantic Group in Brevard through Dade Counties between April 1 and October 31 each year, to federal rule changes. The commercial bag limit during this time in this area is thus being increased from 50 king mackerel to 75 per day. The effect of the rule amendment should be to allow east coast hook-and-line commercial harvesters to reap the benefit of a more abundant Atlantic Group king mackerel population.

SUMMARY: Subparagraph 2. of paragraph (1)(c) of Rule 68B-30.003, F.A.C., is amended to increase the daily commercial Atlantic Group king mackerel bag limit from 50 to 75 during the April 1 through October 31 season in Brevard through Dade Counties.

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

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

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), FLORIDA STATUTES.

WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

Substantially affected persons may, within 14 days of the date of this notice, file an objection to this rulemaking with the agency. The objection shall specify the portions of the proposed rule to which the person objects and the specific reasons for the objection.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-30.003 Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications.

(1) Commercial Harvest Limits. Persons holding a Florida resident, nonresident, or alien saltwater products license with a restricted species endorsement and a federal commercial permit to harvest king mackerel from the Atlantic Migratory Group, may harvest king mackerel from the Atlantic fishery upon the following conditions:

(a) The king mackerel so harvested may not be possessed in, on, or above state waters outside the Atlantic fishery; and

(b) The season for harvest of king mackerel from the Atlantic fishery has not been closed pursuant to Rule 68B-30.004, and

(c) The following commercial daily vessel harvest limits shall apply in the indicated counties. During the specified periods, no more than the applicable commercial daily vessel harvest limit shall be possessed aboard any vessel subject to this subsection.

1. Persons harvesting king mackerel in the state waters of Nassau, Duval, St. Johns, and Flagler Counties, shall be subject to a year round commercial vessel limit of 3,500 pounds per vessel, per day.

2. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Volusia County, shall be subject to a commercial vessel limit of 3,500 pounds per vessel, per day.



3. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward, and Dade Counties, shall be subject to a commercial vessel limit of ~~75~~ 50 king mackerel per vessel, per day.

4. Beginning April 1, and continuing through October 31 each year, persons harvesting king mackerel in the state waters of Monroe County, shall be subject to a commercial vessel limit of 1,250 pounds per vessel, per day.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 3-15-87, Amended 11-1-88, 1-1-97, 1-1-98, Formerly 46-30.003, Amended \_\_\_\_\_.

### Section III Notices of Changes, Corrections and Withdrawals

**DEPARTMENT OF COMMUNITY AFFAIRS  
Division of Housing and Community Development**

RULE NO.:                      RULE TITLE:  
9B-3.047                      State Building Codes Adopted  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the Florida Building Code (section titles in parentheses), as adopted by reference in proposed rule 9B-3.047, in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 7, February 18, 2000, issue of the Florida Administrative Weekly.

HEARING: If requested pursuant to 120.54(3)(c), F.S., a hearing on the proposed changes will be held as follows:

DATE AND TIME: 10:30 a.m., November 20, 2000

PLACE: City Hall, 2nd Floor, Agenda Conference Room, 400 South Orange Avenue, Orlando, Florida, (407)246-2893

Any person requiring special accommodation at the hearing because of a disability or physical impairment should contact Mo Madani, Planning Manager, Codes and Standards, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Suncom 277-1824, at least seven days before the date of the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

To request a hearing or a copy of the full text of the proposed changes in legislative format, contact Mo Madani, Planning Manager, Codes and Standards, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Suncom 277-1824, at least seven days before the date of the hearing. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

Volume 1-A, Building

Chapter 1, Administration

The following sections are amended:

104.3.1.1 (Minimum plan review criteria for buildings), 104.2.1 (Requirements), 105.6 (Required inspections).

The following sections are deleted:

104.5 (Duties of contractors), 104.7.5 (Building permit valuations), 105.1 (Existing building inspections), 104.2.2 (Additional data).

The following sections are added:

106.1.3 (Temporary / Partial occupancy), 106.3.2 (Temporary connection), 103.7 (Alternate materials and methods).

Chapter 2, Definitions

The following definition is deleted:

“Building Code Compliance Officer”

Chapter 4, Special Occupancy

The following sections are amended:

424.2-304.2 (Required Equipment), 425 (Public Lodging Establishments), 426 (Public Food Service Establishments), 427 (Crisis Stabilization Units), 428 (Manufactured Buildings), 429 (Boot Camps), 430.1 (General), 422 (Birthing Centers), 423 (State Requirements for Educational Facilities), 424.1 (Public Swimming Pools and Bathing Places).

Volume 1-B, Building

Chapter 13, Energy

The following sections are amended:

610.1.ABC.3.5.2 (Air Handling Units), 610.2.A.2 (Air Handling Units)

Chapter 15, Roof Assemblies and Rooftop Structures

The following sections are amended:

1507.3.7 (Attachment), 1510.1 (General)

Chapter 19, Concrete

The following section is amended:

1916.7.4 (Minimum length of wall without openings)

Chapter 31, Special Construction

The following section is amended:

3109.12 (References)

Chapter 34, Existing Buildings

The following section is added:

3401.8 (High Velocity Hurricane Zone – Application to existing buildings)

The following section is deleted:

3401.7.2.7 (Roofing)

Volume 1C, Building (Test Protocol for High Velocity Hurricane Zones)

The following Test Protocols are amended:

RAS-109 (Roofing Application Standard), RAS-111 (Standard Requirement for Attachment of Perimeter Wood Blocking and Metal Flashing), RAS-113 (Standard Requirements for Job Site Mixing of Roof Tile Mortar), RAS-115 (Standard Procedures for Asphaltic Shingle Installation), RAS-117 (Standard Requirements for Bonding or Mechanical

Attachment of Insulation Panels and Mechanical Attachment of Anchor and/or Base Sheets to Substrates), RAS-137 (Standard Requirements for Mechanical Attachments of Single-Ply Roof Coverings to Various Substrates), TAS-100A-95 (Test Procedure for Wind and Wind Driven Rain Resistance and/or Increased Wind Speed Resistance of Soffit Ventilation Strip and Continuous or Intermittent Ventilation System Installed at the Ridge Area), TAS-101-95 (Test Procedure for Static Uplift Resistance of Mortar or Adhesive Set Tile Systems), TAS-102-95 (Test Procedure for Static Uplift Resistance of Mechanically Attached, Rigid Roof Systems), TAS-105-98 (Test Procedure for Field Withdrawal Resistance Testing), TAS-108-95 (Test Procedure for Wind Tunnel Testing of Air Permeable, Rigid, Discontinuous Roof Systems), TAS-114-95 (Test Procedures for Roof System Assemblies in the High Velocity Hurricane Zone), TAS-121-95 (Standard Requirements for Testing and Approval of Roofing Adhesives, Mastics and Coatings), TAS-123-95 (Standard Requirements for Mortar Used in Mortar Set Tile Systems), TAS-123-95-Appendix A, TAS-124-95 (Test Procedure for Field Uplift Resistance of Existing Membrane Roof Systems Insitu Testing for Reroof and New Construction Applications), TAS-140-95 (Standard Requirements for Non-Fibered Roof and Foundation Coatings), TAS-141-95 (Standard Requirements for Coal Tar, (Cutback) Roof Coating, Brushing Consistency), TAS-201-94 (Impact Test Procedures), TAS-202-94 (Criteria for Testing Impact and Non Impact Resistant Building Envelope Components Using Uniform Static Air Pressure), and TAS-203-94 (Criteria for Testing Products Subject to Cyclic Wind Pressure Loading).

Volume II, Plumbing

The following section is amended:

606.2 (Location of shutoff valves)

Volume III, Mechanical

The following section is deleted:

603.7.4 (Air handling units)

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER NO.: RULE CHAPTER TITLE:

9B-71 Community-based Development  
Organization Grant Program

**NOTICE OF CORRECTION**

The Notice of Proposed Rule Development for the Community-based Development Organization Grant Program appeared September 29, 2000, in Vol. 26, No. 39 as Rule Chapter 9B-70. This is an existing rule, therefore, the rule chapter number is being changed to 9B-71.

**PUBLIC SERVICE COMMISSION**

DOCKET NO. 980643-EI

<b>RULE NOS:</b>	<b>RULE TITLES:</b>
25-6.0436	Depreciation
25-6.135	Annual Reports
25-6.1351	Cost Allocation and Affiliate Transactions

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rules in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 18, May 5, 2000, issue of the Florida Administrative Weekly:

25-6.0436 Depreciation.

(1) through (3) No change.

(4) A utility filing a depreciation study, regardless if a change in rates is being requested or not, shall submit to the Division of Records and Reporting Commission Clerk's office fifteen copies of the information required by paragraphs (6)(a) through (6)(f) and (6)(h) of this rule and at least three copies of the information required by paragraph (6)(g).

(5) through (8) No change.

(9) As part of the filing of the annual report pursuant to Rule 25-6.135 ~~25-6.014(3)~~, F.A.C., each utility shall include an annual status report. The report shall include booked plant activity (plant balance at the beginning of the year, additions, adjustments, transfers, reclassifications, retirements and plant balance at year end) and reserve activity (reserve balance at the beginning of the year, retirements, accruals, salvage, cost of removal, adjustments, transfers, reclassifications and reserve balance at end of year) for each category of investment for which a depreciation rate, amortization, or capital recovery schedule has been approved. The report shall indicate for each category that:

(a) through (b) No change.

(10) No change.

Specific Authority 350.127(2), 366.05(1) FS. Law Implemented 350.115, 366.04(2)(f), 366.06(1) FS. History--New 11-11-82, 1-6-85, Formerly 25-6.436, Amended 4-27-88, 12-12-91,\_\_\_\_\_.

25-6.135 Annual Reports.

(1) Each investor-owned electric utility shall file annual reports with the Commission on Commission Form PSC/ECR/101 ~~PSC/AFA-19~~ (xx/xx) which is incorporated by reference into this rule. Form PSC/ECR/101 ~~PSC/AFA-19~~, entitled "Annual Report of Major Electric Utilities", may be obtained from the Commission's Division of Economic Regulation ~~Auditing and Financial Analysis~~. These reports shall be verified by a responsible accounting officer of the utility making the report and shall be due on or before April 30 for the preceding calendar year. A utility may file a written request for an extension of time with the Division of Economic Regulation ~~Auditing and Financial Analysis~~ no later than April 30. One extension of 31 days will be granted upon request. A

request for a longer extension must be accompanied by a statement of good cause and shall specify the date by which the report will be filed.

(2) The utility shall also file with the original and each copy of the annual report form, or separately within 30 days, a letter or report, signed by an independent certified public accountant, attesting to the conformity in all material respects of the schedules and their applicable notes listed on the general information page of Form PSC/ECR/101 PSC/AFA 19 with the Commission's applicable uniform system of accounts and published accounting releases.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 350.115, 366.04(2)(f), 366.05(1),(2)(a) FS. History--New 12-27-94, Amended \_\_\_\_\_.

25-6.1351 Cost Allocation and Affiliate Transactions.

(1) through (2) No change.

(3) Non-Tariffed Affiliate Transactions

(a) The purpose of subsection (3) is to establish requirements for non-tariffed affiliate transactions impacting regulated activities. This subsection does not apply to the allocation of costs for services between a utility and its parent company or between a utility and its regulated utility affiliates or to services received by a utility from an affiliate that exists solely to provide services to members of the utility's corporate family. All affiliate transactions, however, are subject to regulatory review and approval.

(b) A utility must charge an affiliate the higher of fully allocated costs or market price for all non-tariffed services and products purchased by the affiliate from the utility. Except, a utility may charge an affiliate less than fully allocated costs or market price if the charge is above incremental cost. If a utility charges less than fully allocated costs or market price, the utility must maintain documentation to support and justify how doing so benefits regulated operations. If a utility charges less than market price, the utility must notify the Division of Economic Regulation in writing Auditing and Financial Analysis within 30 days of the utility initiating, or changing any of the terms or conditions, for the provision of a product or service transaction. In the case of products or services currently being provided, a utility must notify the Division within 30 days of the rule's effective date.

(c) No change.

(d) When an asset used in regulated operations is transferred from a utility to a nonregulated affiliate, the utility must charge the affiliate the greater of market price or net book value. Except, a utility may charge the affiliate either the market price or net book value if the utility maintains documentation to support and justify that such a transaction benefits regulated operations. When an asset to be used in regulated operations is transferred from a nonregulated affiliate to a utility, the utility must record the asset at the lower of market price or net book value. Except, a utility may record the asset at either market price or net book value if the utility maintains documentation to support and justify that such a

transaction benefits regulated operations. An independent appraiser must verify the market value of a transferred asset with a net book value greater than \$1,000,000. If a utility charges less than market price, the utility must notify the Division of Economic Regulation in writing Auditing and Financial Analysis within 30 days of the transfer transaction.

(e) No change.

(4) No change.

(5) Reporting Requirements. Each utility shall file information concerning its affiliates, affiliate transactions, and nonregulated activities on Form PSC/ECR/101 PSC/AFA 19 (xx/xx) which is incorporated by reference into this rule. Form PSC/ECR/101 PSC/AFA 19, entitled "Annual Report of Major Electric Utilities," may be obtained from the Commission's Division of Economic Regulation Auditing and Financial Analysis.

(6) No change.

Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 350.115, 366.04(2)(a),(f), 366.041(1), 366.05(1),(2),(9), 366.06(1), 366.093(1) FS. History--New 12-27-94, Amended \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:  
64B8-56.002

RULE TITLE:  
Equipment and Devices; Protocols  
for Laser and Light-based  
Devices

**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. 26, No. 24, of the June 16, 2000, issue of the Florida Administrative Weekly. The changes are in response to comments received at public hearings on the rule and written comments submitted by the Joint Administrative Procedures Committee. The Board, at its meeting, held on October 6, 2000, voted to make changes to the rule. The changes are as follows:

When changed, subsection (3) of the rule shall read:

(3) "Direct supervision and responsibility" as used herein and in Rule 64B8-52.004 shall mean the supervision of the electrologist by a supervising physician, which includes the ability to communicate by telecommunications. The supervising physician shall practice within a reasonable geographic proximity, which shall be within 20 miles unless otherwise authorized by the Electrolysis Council.

(a) The supervising physician, initially upon assuming duties as the supervisor and semiannually thereafter, shall review and inspect the techniques, procedures, and equipment utilized by the electrologist in the performance of laser and light-based hair removal or reduction.

(b) The supervising physician shall ensure that the electrologist has received semi-annual training in the areas of infection control, sterilization, and emergency procedures.

In addition to the changes set forth above, Section 458.348(3), F.S., shall also be added to the Law Implemented citation. THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tanya Williams, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.002 RULE TITLE: Educational Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 25, No. 45, November 12, 1999, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE TITLE: 64B32-3.005 RULE NO.: Fees for Application, Examination, Initial and Renewal Licensure

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 26, No. 6, February 11, 2000, issue of the Florida Administrative Weekly. This change is in response to a Board meeting held on October 13, 2000.

Subsection (3) of the rule shall now read:

64B32-3.005 Fees for Application, Examination, Initial and Renewal Licensure.

(3) The initial licensure fee for a person who becomes licensed shall be \$110.00.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Respiratory Care/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game 317, WIN FOR LIFE RULE NO.: 53ER00-45

SUMMARY OF THE RULE: Instant Game Number 317, "WIN FOR LIFE," 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:

53ER00-45 Instant Game Number 317, WIN FOR LIFE.

(1) Name of Game. Instant Game Number 317, "WIN FOR LIFE."

(2) Price. WIN FOR LIFE tickets sell for \$2.00 per ticket.

(3) WIN FOR LIFE lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a VIRN under the latex area on the ticket. To be a valid winning WIN FOR LIFE 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 WIN FOR LIFE lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The play and prize symbols and captions in Game 1 are as follows:

INSERT SYMBOLS

(5) The "WINNING NUMBER" play symbols and play symbol captions in Game 2 are as follows:

INSERT SYMBOLS

(6) The "YOUR NUMBERS" play symbols and play symbol captions in Game 2 are as follows:

INSERT SYMBOLS

(7) The prize symbols and prize symbol captions in Game 2 are as follows:

INSERT SYMBOLS

(8) The legends in Game 2 are as follows:

INSERT SYMBOLS

(9) Determination of Prize Winners. There are two games on each WIN FOR LIFE ticket.

(a) The holder of a ticket having three like amounts exposed in the play area of Game 1 shall be entitled to a prize of the amount shown.

(b) The holder of a ticket having three "TICKET" symbols and captions exposed in the play area of Game 1 shall be entitled to a prize of a \$2.00 instant ticket or any combination of instant and on-line tickets that total \$2.00, except as provided in paragraph (e), below.

(c) The holder of a ticket having a number exposed in the "YOUR NUMBERS" play area of Game 2 that matches the number in the "WINNING NUMBER" play area shall be entitled to a prize of the amount shown for that number.

(d) The holder of a ticket having a number exposed in the "YOUR NUMBERS" play area of Game 2 that matches the number in the "WINNING NUMBER" play area and a "TICKET" shown as the prize for that number shall be entitled to a prize of a \$2.00 instant ticket or any combination of instant and on-line tickets that total \$2.00, except as provided in paragraph (e), below.

(e) A person who submits by mail a WIN FOR LIFE lottery ticket which entitles the holder to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(f) Prize amounts which may appear in the prize area in Games 1 and 2 are: \$1.00, \$2.00, \$3.00, \$4.00, \$5.00, \$8.00, \$10.00, \$15.00, \$20.00, \$30.00, \$40.00, \$50.00, \$60.00, \$100, \$200, \$300, \$500 and \$1,000 WK/LIFE.

(10) The value, number of prizes, and odds of winning in Instant Game Number 317 are as follows:

GAME 1 - MATCH 3 OF 6 GAME 2 - KEY NUMBER MATCH WITH PRIZE(S) OF:	WIN \$ TICKET	NUMBER OF WINNERS IN 84 POOLS OF 120,000 TICKETS PER POOL	ODDS
TICKET		1,344,000	1 in 7.50
\$1 + \$1	\$2	470,400	1 in 21.43
\$3	\$3	268,800	1 in 37.50
\$2 + \$2	\$4	268,800	1 in 37.50
\$4	\$4	201,600	1 in 50.00
\$1 + \$2 + \$2	\$5	134,400	1 in 75.00
\$2 + \$3	\$5	67,200	1 in 150.00
\$5 + \$2 + \$3	\$10	67,200	1 in 150.00
\$2 x 5 + \$5 x 2	\$20	33,600	1 in 300.00
\$1 x 4 + \$4 x 4	\$20	33,600	1 in 300.00
\$2 x 4 + \$8 x 4	\$40	12,600	1 in 800.00
\$2 + \$2 + \$5 + \$5 + \$8 + \$8 + \$10	\$40	12,600	1 in 800.00
\$5 x 8	\$40	12,600	1 in 800.00
\$10 x 4 + \$20 x 3	\$100	2,100	1 in 4,800.00
\$10 + \$15 x 2 + \$30 x 2	\$100	1,680	1 in 6,000.00
\$40 x 2 + \$20	\$100	2,100	1 in 4,800.00
\$40 + \$50 x 4 + \$60 + \$100 x 2	\$500	8	1 in 1,260,000.00
\$500	\$500	8	1 in 1,260,000.00
\$100 x 3 + \$200	\$500	8	1 in 1,260,000.00
\$100 x 2 + \$300	\$500	8	1 in 1,260,000.00
\$1,000 WK/LIFE	Top Prize	2	1 in 5,040,000.00

(11) The over-all odds of winning any prize in Instant Game Number 317 are 1 in 3.44.

(12) For reorders of Instant Game Number 317, the value, number of prizes, and odds of winning shall be proportionate to the number of tickets reordered.

(13) By purchasing a WIN FOR LIFE lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(14) The winner of a WIN FOR LIFE top prize may choose one of two payment options for receiving his or her prize. Payment options are "Cash Option" and "Annual Payment." At the time a top prize is claimed, the terminal will produce two claim tickets. The winner has sixty days from the date the claim tickets are produced to choose between the payment options. Otherwise, the Annual Payment option will be applied. Once the WIN FOR LIFE top prize winner signs the Winner Claim Form and A exercises the winner's chosen option, the election of that option shall be final. Winner Claim Form DOL-173-2, Revised 07/93 and Spanish Winner Claim Form DOL-173-S, Revised 05/95 are incorporated herein by reference and may be obtained from the Florida Lottery, Winner Validation, Capitol Complex, Tallahassee, Florida 32399-4027.

(15) For Cash Option prizes, the Florida Lottery will pay in a single cash payment the amount of cash required to purchase U.S. Government Securities that would fund a \$1,040,000 prize payable over a twenty year period. This amount will be determined after the prize is claimed, by obtaining quotes from at least three investment sources. The quote costing the least to fund a twenty-year annual payment stream, had the annual payment option been selected, will be the Cash Option prize amount.

(16) Annual Payment prizes claimed by an individual will be paid in annual installments of \$52,000 for the life of the winner, with a minimum of twenty annual payments. Annual Payment prizes claimed by a trust, corporation, or other legal entity shall consist of twenty annual payments of \$52,000 each.

(17) Federal income taxes will be applied and withheld from the prize amount at the time(s) payment is made pursuant to applicable Internal Revenue Code and Regulations.

(18) Any interest or earnings accruing on a WIN FOR LIFE top prize prior to the prize payment or purchase of securities, under either the Cash Option or the Annual Payment Option, shall accrue to the State of Florida and not to the winner.

Specific Authority 24.105(10)(a),(b),(c),(e), 24.109(1) FS. Law Implemented 24.105(10)(a),(b),(c),(e) FS. History—New 10-13-00.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: October 13, 2000

**DEPARTMENT OF THE LOTTERY**

RULE TITLE: Instant Game Number 323, HIGH ROLLER  
 RULE NO.: 53ER00-46

SUMMARY OF THE RULE: This emergency rule describes Instant Game 323, "HIGH ROLLER," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game, determination of prizewinners 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:

53ER00-46 Instant Game Number 323, HIGH ROLLER.

(1) Name of Game. Instant Game Number 323, "HIGH ROLLER."

(2) Price. HIGH ROLLER tickets sell for \$1.00 per ticket.

(3) HIGH ROLLER lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a VIRN under the latex area on the ticket. To be a valid winning HIGH ROLLER 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 HIGH ROLLER lottery ticket, the VIRN number under the latex shall prevail over the bar code.

(4) The "YOUR ROLLS" play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(5) The "WINNING ROLLS" play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(6) The "PRIZE" symbols and prize symbol captions are as follows:

INSERT SYMBOLS

(7) The legends are as follows:

INSERT SYMBOLS

(8) Determination of Prize Winners. There are five rolls on a ticket.

(a) The holder of a ticket having a number in a roll in the "YOUR ROLLS" play area that matches either number in the "WINNING ROLLS" play area shall be entitled to the corresponding prize amount shown for that roll. Prize amounts which may appear in the "PRIZE" area are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$25.00, \$40.00, \$100, \$1,000, \$5,000. If "TICKET" is shown as the corresponding prize, the holder shall be entitled to a prize of a \$1.00 ticket, except as follows. A person who submits by mail a HIGH ROLLER lottery ticket which entitles the holder to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(b) The holder of a ticket having a 7 or 11 in a roll in the "YOUR ROLLS" play area shall be entitled to the double the corresponding prize amount shown for that roll.

(9) The value, number of prizes, and odds of winning in Instant Game Number 323 are as follows:

<u>MATCH ANY OF YOUR ROLLS TO EITHER WINNING ROLL OR GET A 7 OR 11</u>		<u>NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS</u>	
<u>WITH PRIZES OF:</u>	<u>WIN \$1 TICKET</u>	<u>PER POOL</u>	<u>ODDS</u>
TICKET	\$1	1,209,600	1 in 8.33
\$1	\$1	638,400	1 in 15.79
\$1 (D)	\$2	336,000	1 in 30.00
\$1 x 5	\$5	168,000	1 in 60.00
\$1 + \$2 (D)	\$5	67,200	1 in 150.00
\$2 x 5	\$10	33,600	1 in 300.00
\$1 x 3 + \$2 + \$5	\$10	33,600	1 in 300.00
\$4 x 5	\$20	16,800	1 in 600.00
\$5 (D) + \$10	\$20	16,800	1 in 600.00
\$5 (D) + \$5 x 4	\$30	16,800	1 in 600.00
\$40	\$40	11,200	1 in 900.00
\$25 x 4	\$100	336	1 in 30,000.00
\$20 + \$40 (D)	\$100	336	1 in 30,000.00
\$100 x 5	\$500	56	1 in 180,000.00
\$1,000 x 5	\$5,000	3	1 in 3,360,000.00
\$5,000	\$5,000	3	1 in 3,360,000.00

(10) The over-all odds of winning any prize in Instant Game Number 323 are 1 in 3.95.

(11) For reorders of Instant Game Number 323, the value, number of prizes, and odds of winning shall be proportionate to the number of tickets reordered.

(12) By purchasing a HIGH ROLLER lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

Specific Authority 24.105(10)(a),(b),(c), 24.109(1) FS. Law Implemented 24.105(10)(a),(b),(c) FS. History--New 10-13-00.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: October 13, 2000

## Section V

### Petitions and Dispositions Regarding Rule Variance or Waiver

#### **PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that Goran Dragoslavic d/b/a First American Telecommunications Corporation's petition for exemption from requirement of Rule 25-24.515, Florida Administrative Code, filed June 13, 2000 in Docket No. 000711-TC was approved by the Commission at its August 29, 2000 Agenda Conference. Order No. PSC-00-1678-PAA-TC, issued September 19, 2000 memorialized the decision. The rule addresses the requirement that each pay telephone shall allow incoming calls. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the FAW on July 14, 2000.

A copy of the Order can be obtained from the Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

#### **WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN that on September 29, 2000, the South Florida Water Management District (SFWMD) received a petition for waiver from Daniel C. Warnke, Jr., for utilization of works or land of the SFWMD known as the C-51 Canal, Palm Beach County. The petition seeks relief from the Rule 40E-6.221(2)(j), 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 governs the minimum low member elevation for docking facilities located within the District's right of ways.

A copy of the petition may be obtained from Jan Sluth, (561)682-6299, or e-mail at jsluth@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: Jan Sluth, Office of Counsel.

NOTICE IS HEREBY GIVEN that on October 4, 2000, the South Florida Water Management District (SFWMD) received a petition for waiver from the City of Belle Glade, for utilization of works or land of the SFWMD known as the L-14, Palm Beach County. The petition seeks relief from the Rule 40E-6.221(2)(j), 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 governs placing permanent and semi-permanent above-ground structures within 40 feet of top of bank within the District's right of way.

A copy of the petition may be obtained from Jan Sluth, (561)682-6299 or e-mail at jsluth@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: Jan Sluth, Office of Counsel.

#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

On September 8, 2000, the Department received a petition for variance under section 120.542 of the Florida Statutes from the Hillsborough County Water Department to obtain a variance from the specific criteria of rule 62-699.311(10) of the Florida Administrative Code. This rule addresses the requirement that the lead/chief operator for a Class A or B treatment plant be on duty for one full shift each duty day.

The petition for variance is being processed and is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., EST, Monday through Friday, except legal holidays, at the Department of Environmental Protection, Domestic Wastewater Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, Telephone (850)488-4524. Any interested person or agency may submit written comments on the petition within 14 days of this notice. Comments should be filed with the Department at the above address.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received on October 10, 2000, a petition from Pure Water Remedial Trust 96-1 for a waiver pursuant to subsection 376.3071(12)(k)(5), F.S., of certain record keeping requirements under subsection 376.3071(12)(e), F.S. The petition has been assigned OGC case number 00-1390 and is for the Gulfcoast Toyota located at 6130 N. Pensacola Blvd., Pensacola, FL, FDEP Facility #178944145.

Copies may be received from, and written comments submitted to, Department of Environmental Protection, Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; Attn: Rebecca Grace. Comments must be received no later than 14 days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection received, on October 12, 2000, a petition from Peter D. Kleist, seeking a waiver of certain

record-keeping requirements of Chapter 62-773, Florida Administrative Code and/or Section 376.3071, Florida Statutes. The petition has been assigned OGC case number 00-1134.

Copies may be received from, and written comments submitted to: Inguna Varslavane-Callahan, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. Comments must be received no later than 14 days from the date of publication of this notice.

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#### DEPARTMENT OF HEALTH

The Board of Psychology hereby gives notice that on October 6, 2000, it received a petition from Michaelanne Marie, Psy. D., seeking a variance from Rule 64B19-11.007(2), F.A.C., pursuant to Section 490.005, Florida Statutes. Petitioner seeks a six month variance from the requirement that she complete the required supervised experience within 18 months of notification that she received a passing examination score. The Board will discuss this matter on December 1, 2000, at 10:00 a.m., or shortly thereafter at the Ramada Inn Tallahassee, 2900 N. Monroe Street, Tallahassee, Florida.

Comments on this petition should be filed with the Board of Psychology/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

For a copy of the petition, contact: Kaye Howerton, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Department of Children and Family Services has denied a Petition for a Waiver of Rule 65E-12.106(23)(a)(c), Florida Administrative Code, for the Coastal Recovery Center, Inc. The Petition was received by the Agency Clerk on July 19, 2000, and assigned Case No. 00-002W, and the Final Order was issued on August 17, 2000.

A copy of the Final Order may be obtained by writing: Office of the Agency Clerk, 1317 Winewood Blvd., Bldg. 2, Room 204X, Tallahassee, FL 32399-0700.

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The Department of Children and Family Services has denied a Petition for a Waiver of Rule 65E-12.106(23)(a)(c), Florida Administrative Code, for the David Lawrence Center. The Petition was received by the Agency Clerk on July 20, 2000, and assigned Case No. 00-003W, and the Final Order was issued on September 27, 2000.

A copy of the Final Order may be obtained by writing: Office of the Agency Clerk, 1317 Winewood Blvd., Bldg. 2, Room 204X, Tallahassee, FL 32399-0700

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The Department of Children and Family Services has denied a Petition for a Waiver of Rule 65E-12.106(23)(a)(c), Florida Administrative Code, for the Ruth Cooper Center for Behavioral Health Care. The Petition was received by the Agency Clerk on July 20, 2000, and assigned Case No. 00-004W, and the Final Order was issued on August 17, 2000. A copy of the Final Order may be obtained by writing: Office of the Agency Clerk, 1317 Winewood Blvd., Bldg. 2, Room 204X, Tallahassee, FL 32399-0700

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### Section VI Notices of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

The Board of Directors of the **Central West Florida Preservation, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday November 8, 2000, 2:00 p.m.

PLACE: Historic Spanish Pointe, 337 N. Tamiami Trail, Osprey, FL 34229

PURPOSE: General Business Meeting.

A copy of the agenda may be obtained by writing: Tampa Regional Office, 1802 East 9th Avenue, Tampa, Florida 33605.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he 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 special assistance.

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The **Museum of Florida History Foundation, Inc.** announces a Board of Director's meeting to which all persons are invited.

DATE AND TIME: Thursday, November 9, 2000, 4:30 p.m.

PLACE: R. A. Gray Building, Room 307, Tallahassee, FL 32399-0250

PURPOSE: Regularly scheduled meeting.

Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact: Penny Lord, (850)922-5299, at least 48 hours prior to the meeting in order to request any special assistance.

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#### DEPARTMENT OF BANKING AND FINANCE

The Florida **Board of Funeral and Cemetery Services** announces a public Board Meeting and all persons are invited to attend.

DATE AND TIME: November 15, 2000, 10:00 a.m. – 5:00 p.m.



PLACE: Radisson Riverwalk Hotel, 1515 Prudential Drive, Jacksonville, FL 32207

PURPOSE: Regular Board Business.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person 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.

To obtain further information contact: Gladys Hennen, Administrative Assistant II, Division of Finance, 101 East Gaines St., Fletcher Building, Room 649B, Tallahassee, FL 32399-0350, (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 the Florida Agriculture Center and Horse Park Authority meeting.

DATE AND TIME: Tuesday, November 14, 2000, 1:00 p.m.

PLACE: Seminole Feeds Headquarters, 335 N. E. Watula Road, Ocala, Florida

PURPOSE: Quarterly Board Meeting.

The purpose of this meeting is to conduct the general business of Florida Agriculture Center and Horse Park.

For additional information or if you need special accommodations, call Bruce Piatek, (904)446-7630.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry**, announces a meeting of the Florida Forestry Council which is open to all interested persons.

DATE AND TIME: Thursday, November 9, 2000, 10:30 a.m.

PLACE: Department of Agriculture And Consumer Services, Jacksonville District Headquarters, U. S. 301, 10 miles north of Baldwin, Florida

PURPOSE: Updates on Division of Forestry Programs.

A copy of the agenda may be obtained by contacting: L. Earl Peterson, Director, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)488-4274.

The **Department of Agriculture and Consumer Services** announces the quarterly meeting of the “Friends of Florida State Forests, Inc.,” a non-profit corporation established to assist the Florida **Division of Forestry** in the support of its programs and activities.

DATE AND TIME: November 3, 2000, 8:00 a.m.

PLACE: Welaka State Forest, CR 309 Building 794, Welaka, Florida 32193

PURPOSE: To conduct the business of the Corporation.

A copy of the agenda can be obtained by contacting: Harriett L. Abrams, FFSF Coordinator, 3125 Conner Blvd., Tallahassee, Florida 32399-1650 or calling (850)414-0869.

If special accommodations are needed to attend this meeting because of a disability, please contact Harriett Abrams as soon as possible.

**DEPARTMENT OF EDUCATION**

The **Department of Education** announces the following public meeting to which all persons are invited.

DATE AND TIME: November 8, 2000, 10:00 a.m. – 3:00 p.m.

PLACE: Knott Building, 111 St. Augustine Road, Room 412, Tallahassee, Florida

PURPOSE: Meeting of the Florida Distance Learning Network Advisory Council.

A copy of the agenda may be obtained by contacting: Esther Aforo, Administrative Secretary, Department of Education, 325 West Gaines Street, Room 501-B, Tallahassee, Florida 32399-0400, (850)488-0980.

Persons with disabilities who require assistance to participate in the meeting are requested to notify Esther Aforo, at least 48 hours before the meeting.

The Florida **Department of Education**, Charter School Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 9, 2000, 8:30 a.m. – 12:00 Noon

PLACE: Marriott Marina Hotel, 1881 S. E. 17th Street, Fort Lauderdale, FL 33316, (954)463-4000

PURPOSE: Members of the Charter School Review Panel will look at proposed changes to Florida’s charter school statutes. The agenda will be available seven days prior to the meeting.

To obtain a copy of the agenda, please call or write: Office of Public School Choice and Charter Schools, 325 West Gaines Street, Room 522, Turlington Building, Tallahassee, Florida 32399, (850)414-0780 or Suncom 994-0780.

SPECIAL ACCOMMODATIONS: Persons with disabilities who require assistance to participate in this meeting are requested to contact Karen Hines-Henry at the above address or telephone numbers.

The **Duval County Research and Development Authority** announces a meeting to which all persons are invited.

DATE AND TIME: November 9, 2000, 12:00 Noon

PLACE: City Hall Annex, 220 East Bay Street, 14th Floor, Conference Room, Jacksonville, FL

PURPOSE: Regular business meeting.

A copy of the meeting agenda may be obtained by contacting: Robert F. Fagin, Executive Director, Duval County Research and Development Authority, 4567 St. Johns Bluff Road, South, Jacksonville, Florida 32224-2645.

The **State Board of Independent Colleges and Universities** announces public meetings to which all persons are invited.

DATE AND TIME: Friday, November 3, 2000, 10:00 a.m.

PLACE: The Grand Floridian, 4401 Floridian Way, Buena Vista, FL

PURPOSE: SBICU Strategic Planning Committee.

The Board welcomes participation from any interested members of the public. Any person who desires a copy of the proceedings should arrange to tape the meetings.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he or 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 to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is requested to advise the Board at least five calendar days before the meeting by contacting Mary Cook, (850)488-8695.

The **State Board of Community Colleges** announces the following public meetings of the Board to which all persons are invited:

DATE AND TIME: November 17, 2000, 8:00 a.m.

PURPOSE: Regular business meeting of the Board.

COMMITTEE MEETINGS:

Foundation for Florida's Community Colleges

DATE AND TIME: November 16, 2000, 10:00 a.m. – 11:00 a.m.

Program, Economic Development, Equity and Policy Committee

DATE AND TIME: November 16, 2000, 12:15 p.m. – 2:30 p.m.

Finance Committee

DATE AND TIME: November 16, 2000, 2:45 p.m. – 5:15 p.m.

PLACE: Tallahassee Community College, 444 Appleyard Drive, Tallahassee, Florida 32304-2895

NOTE: If you need special services to attend the meeting, please let us know.

A copy of the agenda may be obtained by writing: Division of Community Colleges, Room 1314, Turlington Building, Tallahassee, Florida 32399-0400.

The **Postsecondary Education Planning Commission** announces a public hearing to which all interested persons are invited.

DATE AND TIME: Tuesday, November 7, 2000, 2:00 p.m. – 5:00 p.m.

PLACE: Building 36, Auditorium, University of Central Florida, Daytona Beach Community College Campus, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Members of the Commission will receive a briefing on preliminary findings related to an assessment of baccalaureate program needs in selected counties including Volusia, Broward, Pinellas, Manatee and Sarasota conducted by the Commission with the assistance of the Education Commission of the States. An opportunity for testimony will be provided.

For further information contact: Dr. William B. Proctor, Executive Director, Postsecondary Education Planning Commission, Tallahassee, Florida 32399-0400, (850)488-7894.

The **Postsecondary Education Planning Commission** announces a public hearing to which all interested persons are invited.

DATE AND TIME: Wednesday, November 8, 2000, 3:00 p.m. – 6:30 p.m.

PLACE: 130 Davis Hall, University of South Florida, Bayboro Campus, 140 Seventh Avenue, South, St. Petersburg, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Members of the Commission will receive a briefing on preliminary findings related to an assessment of baccalaureate program needs in selected counties including Volusia, Broward, Pinellas, Manatee and Sarasota conducted by the Commission with the assistance of the Education Commission of the States. An opportunity for testimony will be provided.

For further information contact: Dr. William B. Proctor, Executive Director, Postsecondary Education Planning Commission, Tallahassee, Florida 32399-0400, (850)488-7894.

The **Postsecondary Education Planning Commission** announces a public hearing to which all interested persons are invited.

DATE AND TIME: Monday, November 13, 2000, 3:00 p.m. – 6:30 p.m.

PLACE: Broward Community College, Central Campus, Building 4, Room 109, Davie, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Members of the Commission will receive a briefing on preliminary findings related to an assessment of baccalaureate program needs in selected counties including Volusia, Broward, Pinellas, Manatee and Sarasota conducted by the Commission with the assistance of the Education Commission of the States. An opportunity for testimony will be provided. For further information contact: Dr. William B. Proctor, Executive Director, Postsecondary Education Planning Commission, Tallahassee, Florida 32399-0400, (850)488-7894.

The **Building Construction Industry Advisory Committee** announces a meeting and all interested people are invited.

DATES AND TIMES: November 28, 2000, 12:00 Noon; November 29, 2000, 8:00 a.m.

PLACE: Fairfield Inn by Marriott, 7100 Augusta National Drive, Orlando, Florida 32322, (407)888-2666

PURPOSE: To review research and continuing education proposals from universities and community colleges with building construction programs. To review research and continuing education priorities and the operation of BCIAC and other new business that may come before the Committee.

A copy of the agenda may be obtained at the meeting or by contacting: Patty Barritt, Sr. Secretary, BCIAC, School of Building Construction, P. O. Box 115703, University of Florida, Gainesville, Florida 32611, (352)392-9045.

**DEPARTMENT OF COMMUNITY AFFAIRS**

The **Department of Community Affairs** announces a meeting of the State Energy Program (SEP) Clean Fuel Florida Advisory Board (CFF) to which all interested parties are invited.

SEP CFF MEETING

DATES AND TIMES: November 2, 2000, 1:00 p.m. – 5:00 p.m.; November 3, 2000, 9:00 a.m. – 5:00 p.m.

PLACE: University of South Florida, Center for Urban Transportation Research, 4202 East Fowler Avenue, Room CUT 100, Tampa, Florida 33620-5375

ACTIONS TO BE TAKEN: The CFF will consider the following items:

- 1) Introduction of New Members
- 2) Status of Policy Report
- 3) Briefings – Energy 2020 Commission: Status Report; Hydrogen Summit
- 4) Update on inventory and Resource Manual
- 5) Clean Fuel Work Plan Development

APPEAL INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public meeting he or she may need a record or transcript of the proceeding, and for such

purposes he or she may need to ensure that a record of the proceeding is made, which record may include testimony and evidence relevant to the appeal.

Anyone who wants a copy of the agenda or additional information on this meeting may write or call: Alexander Mack, Community Program Administrator, Department of Community Affairs, 2255 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-2475.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the SEP, (850)488-2475, at least five calendar days prior to the meeting. If you are hearing impaired, please contact the SEP using the Florida Dual Party System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Building Commission** announces the following meeting to which all persons are invited. The meeting will be held:

MEETING: Product Approval Ad Hoc Committee

DATE AND TIME: November 9, 2000, 9:00 a.m.

PLACE: Radisson Mart Plaza, 711 N. W. 72nd Avenue, Miami, Florida, (305)261-3800

PURPOSE: To develop recommendations for a statewide product approval system.

A copy of the Committee meeting agenda may be obtained by sending a request in writing: Charles Hickey, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, Fax (850)414-8436 or looking on the web site at [www.dca.state.fl.us/fhcd/fbc/](http://www.dca.state.fl.us/fhcd/fbc/).

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they 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.

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Jean Easom, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF TRANSPORTATION**

The **Florida Transportation Commission** announces public meetings to which all persons are invited:

DATE AND TIME: November 8, 2000, 3:00 p.m. – 7:00 p.m.

PLACE: Sheraton Suites Orlando Airport, 7550 Augusta National Drive, Orlando, Florida

PURPOSE: Briefing in preparation for regular meeting of the Florida Transportation Commission at 8:00 a.m., November 9, 2000.

DATE AND TIME: November 9, 2000, 8:00 a.m. – conclusion of agenda

PLACE: Sheraton Suites Orlando Airport, 7550 Augusta National Drive, Orlando, Florida

PURPOSE: Regular meeting of the Florida Transportation Commission.

Information may be obtained by contacting: Florida Transportation Commission, Room 176, MS 9, 605 Suwannee Street, Tallahassee, Florida 32399-0450, (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings are asked to advise the Commission at least 48 hours before the meetings by contacting Cathy Goodman, (850)414-4105.

The Florida **Department of Transportation**, District 1 announces a public hearing to which all persons are invited.

DATE AND TIME: Monday, November 20, 2000, 7:00 p.m.

PLACE: Diplomat Inn, 3311 U.S. Highway 98, North, Lakeland, Florida

PURPOSE: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of the proposed Design Change Reevaluation to Interstate 4 in Polk County. The limits of the project are from just west of Memorial Boulevard to the Polk/Osceola County Line, a distance of approximately 29.5 miles. Financial Project ID 201210 1 22 01.

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 contact Mr. Antone N. Sherrard, (863)519-2304.

Special accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the public hearing.

A copy of the agenda may be obtained by writing: Mr. Bryan Williams, Florida Department of Transportation, Environmental Management Office, 801 North Broadway, Bartow, Florida 33831.

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

The **Board of Trustees of the Internal Improvement Trust Fund** announces a public workshop to which all person are invited:

DATE AND TIME: Tuesday, November 14, 2000, 9:30 a.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Conference Room 609, Tallahassee, Florida

PURPOSE: This is the third public workshop to continue discussion and receive public comment on proposed draft rule amendments regarding “Sufficient Upland Interest” and “Forms of Authorization.” The purpose of the “Sufficient Upland Interest” rulemaking (Docket No. 98-08R) is to clarify the interest in uplands needed to make application for a Board of Trustees’ authorization to conduct activities on sovereign submerged lands. The purpose of the “Forms of Authorization” rulemaking (Docket No. 00-10R) is to provide more clarity to the public so that the appropriate form of authorization for persons to conduct activities on sovereign submerged lands can be more easily determined. This will include clarifying and amending the existing provisions and thresholds used in determining the appropriate form of authorization; definitions; management policies, standards, and criteria, including general consent conditions that would apply to all forms of authorization; and provisions related to riparian rights. During the rule development process, the Department may decide to amend any or all of the rule sections contained in Chapter 18-21, Sovereignty Submerged Lands Management, of the Florida Administrative Code.

Rulemaking on these topics follows deliberations of a Technical Advisory Committee formed by the Department of Environmental Protection. In addition, the “Forms of Authorization” rulemaking is required by the Board of Trustees of the Internal Improvement Trust Fund action on March 14, 2000, to settle a rule challenge filed against the Board of Trustees by Catalpa Cove Property Owners’ Association.

A copy of the agenda may be obtained: Alice Heathcock, Department of Environmental Protection, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399-2400, (850)921-9899 or e-mail Alice.Heathcock@dep.state.fl.us. An agenda and meeting materials will be distributed to all on the interested parties mailing list plus anyone requesting to receive the information.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 48 hours before the meeting by contacting the 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 **Board of Trustees of the Internal Improvement Trust Fund** announces a technical advisory committee meeting to which all person are invited:

DATE AND TIME: Wednesday, November 15, 2000, 9:30 a.m.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Conference Room 609, Tallahassee, Florida

**PURPOSE:** This is the ninth meeting of the Sovereign Submerged Lands Technical Advisory Committee to continue the discussion of issues and prioritize rulemaking regarding sovereign submerged lands, specifically revisions to chapters 18-14, 18-18, 18-20 and 18-21. The agenda will include continued discussion on criteria associated with docking facilities and other authorizations and future issues for rulemaking.

A copy of the agenda may be obtained by contacting: Alice Heathcock, Florida Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399-2400, (850)921-9899, e-mail Alice.Heathcock@dep.state.fl.us. An agenda and meeting materials will be distributed to all on the interested parties mailing list plus anyone requesting to receive the information.

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 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).

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#### DEPARTMENT OF CITRUS

**NOTICE OF CANCELATION** – The **Department of Citrus** announces a public meeting of the Florida Citrus Commission Audit Review Committee to which all persons are invited.

**DATE AND TIME:** November 2, 2000, 9:00 a.m.

**PLACE:** Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Review Inspector General and Audit Reports.

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, (863)499-2510.

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The **Department of Citrus** announces a public meeting of the Florida Citrus Commission Audit Review Committee to which all persons are invited.

**DATE AND TIME:** November 2, 2000, 9:00 a.m.

**PLACE:** Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Review Inspector General and Audit Reports.

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, (863)499-2510.

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#### FLORIDA PAROLE COMMISSION

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

**DATE AND TIME:** Wednesday, November 8, 2000, 9:00 a.m.

**PLACE:** Florida Parole Commission, 2601 Blairstone Road, Bldg. C, Third Floor, Tallahassee, Florida

**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 proceeding should contact the agency sending the notice not later than two working days prior to the proceeding at the address given on the notice, telephone (850)488-3417.

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#### PUBLIC SERVICE COMMISSION

**NOTICE IS HEREBY GIVEN** that the Telecommunications Access System Act (TASA) Advisory Committee to the Florida **Public Service Commission** will hold a committee meeting to which all parties and other interested persons are invited.

**DOCKET NO.:** 991222TP

**DATE AND TIME:** Monday, November 6, 2000, 1:00 p.m.

**PLACE:** Room 152, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL

**PURPOSE:** To discuss the implementation of 711, Sprint communications Company's complaint system, the status of the FCC's new rules regarding relay and relay service quality, and other related topics.

Further information regarding this meeting may be obtained: Beth Salak, Division of Competitive Services, Florida Public Service Commission, by calling (850)413-6408.

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 workshop. Any person who is hearing or speech

impaired should contact the Florida Public Service Commission by using the Florida Relay Service, 1(800)955-8771 (TDD).

**REGIONAL PLANNING COUNCILS**

The **Central Florida Regional Planning Council** announces a public meeting of the Local Emergency Planning Committee (LEPC) and its Membership Sub-Committee, Spill Review Sub-Committee, Public Relations Sub-Committee, Exercise Sub-Committee and Risk Management Program Sub-Committee to which all persons are invited.

DATE AND TIME: Wednesday, November 8, 2000, 9:00 a.m.

PLACE: Southwest Florida Water Management District, Conference Room, 170 Century Boulevard, Bartow, Florida 33830

PURPOSE: Regular Bi-Monthly Meeting of the LEPC and Special Sub-Committee Meetings.

A copy of the agenda may be obtained by writing: Central Florida Regional Planning Council, P. O. Box 2089, Bartow, Florida 33831.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such persons will need a record of the proceeding. For such purpose, he may need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

The **South Florida Regional Planning Council** announces the following Clean Cities Coalition meetings to which all persons are invited.

FIRST MEETING: Clean Cities Coalition Market Development Subcommittee

DATE AND TIME: Monday, November 13, 2000, 9:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

SECOND MEETING: Clean Cities Coalition Steering Committee Meeting

DATE AND TIME: Monday, November 13, 2000, 10:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

PURPOSE: The Gold Coast Clean Cities Coalition consists of Broward, Martin, Miami-Dade, Monroe and Palm Beach Counties. The Coalition was formed through Governor's Executive Order to accelerate the widespread use of cleaner, alternatively fueled fleet vehicles in the Florida Gold Coast area. The purpose of these meetings is to discuss relevant Coalition issues.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person 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 to include the testimony and evidence upon which the appeal is to be based.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152 (TDD) if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

**DEPARTMENT OF LABOR AND EMPLOYMENT SECURITY**

The Florida **Department of Labor and Employment Security**, Workers' Compensation Oversight Board announces a board meeting to which the public is invited.

DATE AND TIME: Thursday, November 2, 2000, 10:00 a.m.

PLACE: University Center Club, Florida State university, Fifth Floor, Tallahassee, Florida

PURPOSE: To discuss issues of interest to the Board.

For a copy of the agenda or for further information about this meeting, contact: Carolyn Smith, Suite 100, Marathon Building, 2574 Seagate Drive, Tallahassee, Florida 32399-2152, (850)487-2613.

In the event meeting time and/or place changes, notice of change will be posted on meeting notice bulletin board, 2574 Seagate Drive, Suite 100, Marathon Building, Tallahassee, FL 32399-2152, you may call (850)487-2613.

Persons with a disability or handicap requiring reasonable accommodation should contact Becky Thomas in writing or by telephone at the above address or telephone number at least two business days in advance of the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact Becky Thomas using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**WATER MANAGEMENT DISTRICTS**

The **Suwannee River Water Management District** announces the following public meeting:

DATE AND TIME: November 1, 2000, 8:30 a.m.

PLACE: Steinhatchee Community Center, Steinhatchee, FL

PURPOSE: Workshop and field trip to consider coastal water management issues.

Persons with disabilities who need assistance should call Suzanne Richardson, (904)362-1001, at least two business days in advance.

For more information contact: Kirk B. Webster, Deputy Executive Director, Water Resources, (904)362-1001.

The **St. Johns River Water Management District** announces the following public meeting and hearing to which all persons are invited:

**GOVERNING BOARD MEETING AND PUBLIC HEARING**

**DATE AND TIME:** Wednesday, November 8, 2000, 10:00 a.m.

**PLACE:** District Headquarters, Highway 100, West, Palatka, Florida 32177

**PURPOSE:** Discussion and consideration of District business including regulatory and non-regulatory matters.

A copy of the agenda for these meetings may be obtained by writing: St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, Attention: Ann Freeman, Governing Board Support Specialist.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting and hearing is requested to advise the District at least 48 hours before the meeting or hearing by contacting Ann Freeman, (904)329-4101. If you are hearing or speech impaired, please contact the District, (904)329-4450 (TDD).

If any person decides to appeal any decision with respect to any matter considered at the above-listed meetings or hearings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

The **Southwest Florida Water Management District** announces the following public hearing to which all interested persons are invited:

**DATES AND TIME:** November 28, 2000; November 29, 2000, 9:00 a.m.

**PLACE:** Governing Board Room, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34609-6899

**PURPOSE:** The acquisition of certain lands eligible to be considered for funding from the Water Management Lands Trust Fund (Save Our Rivers)/Florida Preservation 2000 Trust Fund which lands are further described as follows:

Part of the Green Swamp project comprised of 51 parcels referred to SWF Parcel Nos. 10-20-1082E through 10-200-1208E (Land Protection Agreements) to be assigned to the Board of Trustees of the Internal Improvement Trust Fund. The parcels are located in Polk County and in Lake County, Florida, in the Green Swamp Area of Critical State Concern. Consideration of the 2001 Five-Year Land Acquisition Plan.

Any person deciding to appeal any decision made by the District Governing Board concerning the above-referenced 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, which record includes the testimony and evidence upon which the appeal may be based.

A copy of the agenda or a more specific legal description of the lands proposed for acquisition may be obtained by contacting Fritz H. Musselmann, Land Resources Director, Southwest Florida Water Management District, at the above address.

The District does not discriminate based on disability status. Anyone requiring reasonable accommodations under the ADA should call 1(800)423-1476 (Florida only), Extension 4452, Fax (352)754-6877, TTD only 1(800)231-6103.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

**DATES AND TIME:** November 7, 2000; October 10, 2000; November 14, 2000; November 21, 2000; November 28, 2000, 1:00 p.m. – 1:30 p.m.

**PLACE:** District Headquarters, B-1 Building, LMD-B Conference Room (Egret Room), 3301 Gun Club Road, West Palm Beach, Florida

**PURPOSE:** The Appraisal Review Committee will hold its regular meeting to discuss appraisal issues and, if necessary, select an appraiser from proposals received on upcoming appraisal assignments.

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: Kenneth Daw, Chief Appraiser, (561)682-6737.

**COMMISSION FOR THE TRANSPORTATION DISADVANTAGED**

The Florida **Commission for the Transportation Disadvantaged** announces a tour of the local CTC's facilities to which all persons are invited.

**DATE AND TIME:** Wednesday, November 15, 2000, 1:00 p.m. – 3:30 p.m.

**PLACE:** Sarasota County Area Transit, 5303 Pinkney Avenue, Sarasota, Florida, (941)926-0135

PURPOSE: To tour the local CTC facilities and receive information on the local transportation disadvantaged services being provided.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact: Erin Schepers, 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 Personnel Committee meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 15, 2000, 4:00 p.m. – completion

PLACE: Holiday Inn Airport and Marina, 7150 North Tamiami Trail, Sarasota, Florida, (941)355-2781, contact Chairperson, Gianino, for specific location

PURPOSE: To discuss issues related to the Personnel Committee and the evaluation of the Executive Director.

In accordance with the Americans with Disabilities Act, persons in need of special accommodation to participate in the meeting or an agenda should contact: Erin Schepers, 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 Public Hearing to which all persons are invited.

DATE AND TIME: Wednesday, November 15, 2000, 6:00 p.m. – completion

PLACE: Holiday Inn Airport and Marina, 7150 North Tamiami Trail, Sarasota, Florida, (941)355-2781

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: Erin Schepers, 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, November 16, 2000, 8:30 a.m. – completion

PLACE: Holiday Inn Airport and Marina, 7150 North Tamiami Trail, Sarasota, Florida, (941)355-2781

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: Erin Schepers, 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 **Tampa Bay Water** announces the following Regular Board Meeting to which all persons are invited:

DATE AND TIME: Monday, November 13, 2000, 10:00 a.m.

PLACE: Tampa Bay Water, 2535 Landmark Drive, Suite 211-A, Clearwater, Florida 33761

PURPOSE: Regular Meeting of the Board of Directors.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceedings, and for such purposes 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.

A copy of the regular meeting agenda may be obtained by writing to Tampa Bay Water or can be accessed on the Web at [www.tampabaywater.org](http://www.tampabaywater.org).

If an accommodation is needed for a disability, in order to participate in this activity, please notify Holly Wells, (727)796-2355, at least 3 business days prior to the meeting.

### DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs** announces a meeting of the End-of-Life Care Workgroup to which all interested parties are invited.

DATES AND TIMES: Monday, November 13, 2000, 10:00 a.m. – 5:00 p.m.; Tuesday, November 14, 2000, 8:30 a.m. – 5:00 p.m.

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

PURPOSE: To examine end-of-life care reimbursement methodologies, identify end-of-life care standards, and develop recommendations for incentives for appropriate end-of-life care as required by Section 16 of Chapter 2000-295, Laws of Florida.



Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Linda Macdonald, (850)414-2113, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Linda Macdonald, Department of Elder Affairs, 4040 Esplanade Way, Room 325C, Tallahassee, FL 32399-7000.

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the District 6, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Tuesday, November 1, 2000, 10:00 a.m. – 12:00 Noon

PLACE: AHCA Building, Suite 220, North Park Center, 6800 North Dale Mabry Highway, Tampa, FL 33614-3979, (813)871-7800

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)414-1833, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Annette Lewis-Howard, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

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The **Agency for Health Care Administration** announces a meeting of the District 10, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Wednesday, November 8, 2000, 9:30 a.m. – 11:30 a.m.

PLACE: AHCA Building, Room 195, 1400 West Commercial Boulevard, Fort Lauderdale, FL 33309, (954)202-3200

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)414-1833, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Annette Lewis-Howard, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

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The **Agency for Health Care Administration** announces a meeting of the District 9, Managed Care Ombudsman Committee to which all interested parties are invited.

DATE AND TIME: Thursday, November 9, 2000 1:00 p.m. – 4:00 p.m.

PLACE: AHCA Building, 1710 East Tiffany Drive, West Palm Beach, FL 33407, (561)881-5080

PURPOSE: Regular monthly meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact us, (850)922-6476, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Attention: Rosalind Knight, Agency for Health Care Administration, Bureau of Consumer Protection, 2727 Mahan Drive, Ft. Knox, Building 1, 2nd Floor, Tallahassee, FL 32308.

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The **Agency for Health Care Administration** announces a public meeting of the task force for the regular Disproportionate Share Program to which all persons are invited.

DATE AND TIME: November 15, 2000, 10:30 a.m.

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

PURPOSE: In accordance with House Bill 2145, General Appropriations Act for FY 2000-2001, Specific Appropriation 196, the task force for the regular Disproportionate Share Program will be conducting a public meeting. The purpose of the task force is to study and make recommendations regarding the formula for the regular Disproportionate Share Program and alternative financing options.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda has not been set. Contact Mr. Edwin Stephens, (850)413-8067 or Suncom 293-8067, with any questions or to obtain an agenda when it is set.

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#### DEPARTMENT OF MANAGEMENT SERVICES

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

DATE AND TIME: Wednesday, November 1, 2000, 2:00 p.m.

PLACE: Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149. The meet-me telephone number is (850)921-2470 or Suncom 291-2470

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regular meeting of the commission. Items to be discussed will include general administrative issues.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, (850)488-7082, Ext. 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA NOTICE: Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1036, at least five working days prior to the meeting.

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

DATE AND TIME: Monday, November 6, 2000, 2:00 p.m.

PLACE: Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149. The meet-me telephone number is (850)921-2470 or Suncom 291-2470

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regular meeting of the commission. Items to be discussed will include general administrative issues.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, (850)488-7082, Ext. 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA Notice: Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1036, at least five working days prior to the meeting.

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited. The meeting is being conducted by communications media technology (CMT), i.e., by utilizing a telephone conference hookup.

DATE AND TIME: Wednesday, November 8, 2000, 2:00 p.m.

PLACE: Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149 (The meet-me telephone number is (850)921-2530 or Suncom 291-2530)

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to deliberate cases that have come before the Commission for determination.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, (850)488-7082, Ext. 1036.

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA NOTICE: Any person requiring special accommodation because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Ext. 1036, at least five calendar days prior to the meeting.

The Florida **Commission on Human Relations** announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, November 14, 2000, 10:00 a.m. – Friday, November 17, 2000, 2:00 p.m.

PLACE: Wyndham Orlando Resort, 8001 International Drive, Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be to present the Annual Florida Civil Rights Conference to discuss and provide training on issues covered in the Florida Civil Rights Law as stated in Chapter 760, Florida Statutes.

A copy of the agenda may be obtained by contacting: Ms. Sharon Moultry, Clerk of the Commission, Florida Commission on Human Relations, 325 John Knox Road, Bldg. F, Suite 240, Tallahassee, Florida 32303-4149, (850)488-7082, Extension 1036, or by visiting the website at [fchr.state.fl.us](http://fchr.state.fl.us).

VERBATIM RECORD OF MEETING: If any person decides to appeal any decision made during the meeting, he or she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

SPECIAL ACCOMMODATION: Any person requiring special accommodation because of a disability or physical impairment should contact the Clerk of the Commission, (850)488-7082, Extension 1036, at least five calendar days prior to the meeting.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Board of Funeral Directors and Embalmers** announces the following meetings to which all parties are invited to attend.

DATE AND TIME: November 16, 2000, 2:00 p.m.

PURPOSE: Continuing Education Rules Workshop, Rules Committee meeting, immediately followed by Probable Cause Panel meeting, which portions may be closed to the public, agenda available on request.

DATE AND TIME: November 17, 2000, 9:00 a.m.

PURPOSE: General Board and Business Meeting.

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, FL 32202, (904)355-6664

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

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The Florida **Board of Veterinary Medicine** announces the following meeting to which all parties are invited to attend.

DATE AND TIME: December 7, 2000, 8:00 a.m.

PLACE: The Colony, 155 Hammon Avenue, Palm Beach, Florida 33480, (561)655-5430

PURPOSE: General Board and Business meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Veterinary Medicine, 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)922-2404, 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The **Board of Accountancy** announces the following public meeting of the Minority Scholarship Council to which all persons are invited:

DATE AND TIME: Monday, November 20, 2000, 10:00 a.m.

PLACE: Conference call

PURPOSE: To consider applications for scholarships. This is a public meeting.

A copy of the agenda may be obtained by writing: Sherri E. Viscione, Division of Certified Public Accounting, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

NOTE: If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, 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.

Pursuant to the provisions of the Americans with Disabilities Act any person requiring special accommodations to participate in this workshop/hearing/meeting by contacting Sherri E. Viscione, (352)333-2500, Ext. 112. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

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The Florida **Real Estate Appraisal Board** announces a meeting to which everyone is invited.

DATE AND TIME: Tuesday, December 5, 2000, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 301, Third Floor, 400 W. Robinson Street, North Tower, Orlando, FL 32801, (407)245-0800

PURPOSE: Official business of the Appraisal Board. Including but not limited to: Rule/statute amendments, and Disciplinary actions.

Any person who decides to appeal a decision made by the Board with respect to any matter considered at this meeting or 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, which record includes 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 Real Estate Appraisal Board, (407)245-0800, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Appraisal Board using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Appraisal Board, P. O. Box 1900, Orlando, Florida 32802-1900.

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The Florida **Real Estate Appraisal Board** announces a meeting of its Probable Cause Panel.

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

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 301, Third Floor, 400 W. Robinson Street, North Tower, Orlando, FL 32801

PURPOSE: Official business of the Appraisal Board Probable Cause Panel. Probable cause is not open to the public.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Real Estate Appraisal Board, (407)245-0800, at least five calendar days prior to the meeting. If you are hearing or speech

impaired, please call the Real Estate Appraisal Board using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the Florida **Real Estate Commission** will meet on:

DATE AND TIME: November 14, 2000, 1:30 p.m. or the soonest thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Suite 301, North Tower, 400 West Robinson Street, Orlando, Florida

PURPOSE: Probable Cause proceedings.

Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate, (407)245-0800 (between the hours of 9:00 a.m. – 4:00 p.m.), at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Division using the Florida Dual Party Relay System, 1(800)955-8770 by (Voice) and 1(800)955-8771 (TDD).

The Florida **Real Estate Commission** (FREC) announces a meeting to which all persons are invited.

DATE AND TIME: November 15, 2000, 8:30 a.m.

PLACE: Division of Real Estate, Commission Meeting Room 301, North Tower, 400 West Robinson Street, Orlando, Florida

PURPOSE: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, Recovery Fund Claims, education issues, petitions for declaratory statement, and disciplinary actions.

If a person decides to appeal a decision made by the Commission, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required. Probable Cause Panel(s) may also meet during this session. Portions of the Probable Cause are not open to the public.

A copy of the agenda may be obtained by writing: Deputy Clerk, Florida Real Estate Commission, Administration Office, P. O. Box 1900, Orlando, Florida 32802-1900.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting of the Alligator Bay Ecosystem Management Team Permitting Group. The team consists of representatives of the Department of Environmental Protection, Southwest Florida Water Management District, Charlotte County, U.S. Environmental Protection Agency, U.S. Army Corps of Engineers, Florida Fish and Wildlife Conservation Commission and local civic associations. All interested persons may attend.

MEETING: NEB Combined Subcommittees

DATE AND TIME: October 30, 2000, 9:30 a.m. – 12:30 p.m.

PLACE: Florida Environmental, Inc. Offices, 2579 Toledo Blade Blvd., North Port, FL

MEETING: Primary Group

DATE AND TIME: November 14, 2000, 1:00 p.m. – 5:00 p.m.

PLACE: Port Charlotte Beach Complex, 4500 Harbor Blvd., Port Charlotte, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The objective of the Alligator Bay Ecosystem Management Team is to protect and enhance the environment of Alligator Bay/Peace River/Charlotte Harbor ecosystem by providing additional water quality treatment beyond that required by existing regulatory programs to the waters discharging into Alligator Bay from the Alligator Bay watershed. The specific purpose of the NEB combined subcommittees meeting will be to approve the Net Ecosystem Benefits (NEBs) proposed by the applicant to be included in a proposed permit that could result in removal of the Manchester Waterway Lock. Issues to be discussed at the Primary Group meeting include 1) official approval of the non-binding agreement, 2) NEBS to be included in the proposed permit for removal of the Manchester Waterway Lock, 3) stormwater treatment proposals, 4) milestones and timelines in the permit process.

**AGENDA:** An agenda is not available at this time. For further information call or write: Bruce Boler, The Department of Environmental Protection, South District, P. O. Box 2549, Ft. Myers, FL 33901, (941)332-6975 or Bruce.Boler@dep.state.fl.us.

If an accommodation is needed for a disability in order to attend this meeting, please notify the Personnel Services Specialist, Bureau of Personnel, (850)487-1855 or 1(800)955-8771 (TDD), at least seven days before the meeting.

The **Department of Environmental Protection** announces a public meeting of the Environmental Strike Force Advisory Team to which all persons are invited:

DATE AND TIME: Wednesday, November 8, 2000, 9:30 a.m. – 12:00 Noon

PLACE: Department of Environmental Protection, Division of Law Enforcement, 3900 Commonwealth Boulevard, Conference Room 743, Division of Law Enforcement, Tallahassee, Florida 32399.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is the organizational meeting of the Environmental Crimes Strike Force Advisory Team to discuss organization and activities.

A copy of the agenda may be obtained by writing: Michelle Sproul, Department of Environmental Protection, Division of Law Enforcement, MS 605, Tallahassee, Florida 32399 or by calling her, (850)488-5757, Extension 176.

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).

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The **Department of Environmental Protection**, Office of Greenways and Trails announces a meeting of the Florida Greenways and Trails Council and its subcommittees (Linear Facilities, Motorized Use/RTP Program, Outreach/Recognition/Corporate Sponsorship, Recreational Priorities, Landowner Initiatives) to which all interested parties are invited.

**DATES AND TIMES:** November 16, 2000, 10:00 a.m.; November 17, 2000, 8:30 a.m.

**PLACE:** 3900 Commonwealth Boulevard, Douglas Building, Conference Room A, Tallahassee, FL 32399-3000

**PURPOSE:** Regular meeting of the council.

For additional information contact: Marsha Rickman, Department of Environmental Protection, Office of Greenways and Trails, MS 795, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000, (850)488-3701 or 1(800)955-8871 (TDD), email: marsha.rickman@dep.state.fl.us.

**NOTE:** If you need special accommodation in order to attend this meeting because of a disability, please contact Marsha Rickman at the address or telephone number above prior to November 10, 2000.

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## DEPARTMENT OF HEALTH

The **Council on Physician Assistants** announces a meeting to which all persons are invited.

**DATE AND TIME:** Friday, November 10, 2000, 12:00 Noon or soonest thereafter

**PLACE:** Conference Call Meet Me Number (850)488-5778, Suncom 278-5778

**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 the Council on Physician Assistants, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Council on Physician Assistants the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Margaret Anglin, Regulation Administrator, Council on Physician Assistants, Medical Quality Assurance, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board 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 or the proceeding is made, which record includes the testimony and evidence upon which is to be based.

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The **Board of Chiropractic Medicine** will hold a conference call meeting to which all persons are invited to attend.

**DATE AND TIME:** Monday, November 6, 2000, 12:15 p.m.

**PLACE:** Department of Health, 4052 Bald Cypress Way, Tallahassee, FL, Meet Me Number (850)921-2530

**PURPOSE:** General board business.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board, (850)245-4444, Ext. 3617, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Board using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

A copy of the agenda item may be obtained by writing: Sherra W. Causey, Board of Chiropractic Medicine, 4052 Bald Cypress Way, BIN #C07, Tallahassee, FL 32399-3257.

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The **Board of Clinical Laboratory Personnel**, Probable Cause Panel will hold the following duly noticed conference call meeting to which all persons are invited to attend.

**DATE AND TIME:** Monday, November 13, 2000, 10:00 a.m.

**PLACE:** Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida, Meet Me Number (850)921-6433

**PURPOSE:** For reconsideration of cases previously heard by the panel.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Clinical Laboratory Personnel, (850)245-4444, Ext. 3617, at least 48 hours prior to the meeting. If you are

hearing or speech impaired, please call the Board using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

A copy of the agenda may be obtained by writing: Sherra Causey, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, BIN #C07, Tallahassee, FL 32399-3257.

The Florida **Board of Dentistry** will hold the following meetings to which all persons are invited:

**DATES AND TIMES:** Friday, November 17, 2000, 9:00 a.m., General Business Meeting, committee meetings to follow; Saturday, November 18, 2000, 8:00 a.m., General Business Meeting

**PLACE:** Marriott North, 6650 N. Andrews Avenue, Ft. Lauderdale, FL 33309, (954)771-0440

**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 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, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256 or you may call (850)245-4161. 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)245-4161, 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Dentistry** will hold a Budget Workshop to which all persons are invited:

**DATE AND TIME:** November 18, 2000, 8:00 a.m.

**PLACE:** Marriott North, 6650 N. Andrews Avenue, Ft. Lauderdale, FL 33309, (954)771-0440

**PURPOSE:** To review budget documentation and discuss budget issues.

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, 4052 Bald Cypress Way, BIN #C06, Tallahassee, Florida 32399-3256 or you may call (850)245-4161. 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)245-4161, 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, Probable Cause Panel (South) announces a meeting.

**DATE AND TIME:** November 3, 2000, 2:00 p.m.

**PLACE:** Miami International Airport Hotel, Concourse E, 2nd Level, Miami, Florida 33299, (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 proceedings 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 contacting at P. O. Box 14229, Tallahassee, Florida 32317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Board of Medicine** announces a meeting to which all persons are invited.

**DATE AND TIME:** November 5, 2000, 9:00 a.m.

**PLACE:** Windham Westshore, 4860 West Kennedy Blvd., Tampa, Florida 33609, (813)286-4400

**PURPOSE:** To conduct general business of the Board for purposes of considering patient safety issues related to office-based surgery.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 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, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board 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 the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

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The **Department of Health**, the Electrolysis Council under the **Board of Medicine** announces a conference call to which all persons are invited.

DATE AND TIME: November 8, 2000, 9:00 a.m. or soon thereafter

PLACE: Nonsuncom (850)487-8856, Suncom 277-8856

PURPOSE: General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Electrolysis Council, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the council office, (850)245-4373.

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 48 hours before the workshop/hearing/meeting by contacting the council office, (850)245-4373. 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 or hearing, 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 to be based.

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The **Department of Health** and the Dietetics and Nutrition Practice Council, under the **Board of Medicine** announces a meeting to which all persons are invited.

DATE AND TIME: November 28, 2000, 9:00 a.m. or soon thereafter

PLACE: 2108 Dixie Clipper Road, Jacksonville, FL 32218-3126, (904)741-1997

PURPOSE: General Business Meeting and Rules Review.

A copy of the agenda may be obtained by writing: Department of Health, Dietetics and Nutrition Practice Council, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the council office, (850)245-4373.

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 48 hours before the workshop/hearing/meeting by contacting the council office, (850)488-0595. 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 or hearing, 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 to be based.

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The Florida **Board of Medicine**, Ad-Hoc Committee on Disruptive Physicians announces a meeting to which all persons are invited.

DATE AND TIME: November 13, 2000, 4:00 p.m.

PLACE: Florida Department of Health, 4052 Bald Cypress Way, Building 4042, Conference Room 301, Tallahassee, Florida 32399-3253, (850)245-4131

PURPOSE: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 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, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board 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 the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

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NOTICE OF CORRECTION – The Florida **Board of Medicine**, Credentials Committee announces a meeting to which all persons are invited.

DATE AND TIME: November 11, 2000, 8:00 a.m. or soon thereafter

PLACE: The Adam's Mark Hotel, 1500 Sand Lake Rd., Orlando, FL 32809, (407)859-1500

PURPOSE: To conduct general business of the Committee.

A copy of the agenda may be obtained by writing: Tanya Williams, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-1753.

Please note that if a person decides to appeal any decision made by the committee 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 insure that a verbatim record of the proceeding 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 Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, Probable Cause Panel (North) announces a meeting.

DATE AND TIME: November 20, 2000, 9:00 a.m.

PLACE: University Centre Hotel, 1535 S. W. Archer Road, Gainesville, Florida 32608, (352)371-3339

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 32317-4229, (904)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The **Department of Health, Board of Physical Therapy Practice** announces a conference call meeting to which all persons are invited:

DATE AND TIME: November 30, 2000, 8:30 a.m. or soon thereafter

PLACE: Nonsuncom (850)921-2591, Suncom 291-2591

PURPOSE: Full Board Quorum Call.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Tallahassee, FL 32399-3255 or by calling (850)245-4373.

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 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. 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 Board with respect to any matter considered at the above-cited meeting or hearing, 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 to be based.

The **Department of Health, Board of Psychology**, Credentials Committee announces a conference call of the committee to which all persons are invited:

DATE AND TIME: November 13, 2000, 8:00 a.m. or soon thereafter

PLACE: Nonsuncom (850)487-8856, Suncom 277-8856

PURPOSE: For the consideration and review of applications for examination and licensure.

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255 or by calling the board office, (850)245-4373.

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 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. 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 board with respect to any matter considered at the above-cited meeting or hearing, 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 to be based.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The Florida **Department of Children and Family Services** announces the next scheduled conference call meetings of the following workgroups of the Governor's Task Force on Domestic Violence. All interested people are invited to participate.

**LAW ENFORCEMENT WORKGROUP**

DATE AND TIME: October 31, 2000, 11:00 a.m. – 12:30 p.m.

PLACE: Conference Call: (850)488-2854, Suncom 278-2854

PURPOSE: Workgroup Plans.



**JUSTICE SYSTEM WORKGROUP**

DATE AND TIME: November 9, 2000, 8:00 a.m. – 9:30 a.m.

PLACE: Conference Call: (850)488-2854, Suncom 278-2854

PURPOSE: Workgroup Plans.

**CULTURAL DIVERSITY WORKGROUP**

DATE AND TIME: November 15, 2000, 1:30 p.m. – 3:00 p.m.

PLACE: Conference Call: (850)488-2854, Suncom 278-2854

PURPOSE: Workgroup Activity.

To participate in the conference calls simply dial the conference call number at the designated time. First, you will hear a tone and then will be connected to the conference call. Please identify yourself once you are connected. If you do not hear any participants' voices, it simply means no one has called in. Stay on the line to allow others to call in and connect. If you have any trouble, call (850)488-1234, and tell the operator the trouble you are experiencing and reference confirmation number 30L0515. This is not a toll-free call.

Further information may be obtained by contacting: Prevention of Domestic and Sexual Violence Section, Florida Department of Children and Family Services, (850)921-2168.

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The Family Preservation and Support Coalition Executive Committee, sponsored by the District 12, **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATE AND TIME: November 1, 2000, 9:00 a.m.

PLACE: Domestic Abuse Council, 211 North Ridgewood Avenue, Daytona Beach, Florida

PURPOSE: Regular Business Meeting.

A copy of the agenda may be obtained by writing: Family Preservation and Support, Department of Children and Family Services, 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn.: Jeff Miller.

If you need special accommodations (i.e. assistive listening devices, sign language interpreter, etc.) please notify Jeff Miller, (904)226-7826, at least 48 hours in advance of the meeting. Hearing impaired please use Florida Dual Party Relay System, 1(800)955-8771.

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The **Department of Children and Family Services**, District 2 announces the following public meeting to which all persons are invited.

DATE AND TIME: November 15, 2000, 1:00 p.m. – 3:00 p.m. (Central Time), 2:00 p.m. – 4:00 p.m. (Eastern Time)

PLACE: Arts and Crafts Room, W. T. Neal Civic Center, 1424 North Pear Street, Blountstown, FL 32424

PURPOSE: Organizational meeting of the community based care community alliance for District 2.

A copy of the agenda can be obtained by writing: Department of Children and Family Services, 2639 North Monroe Street, Cedars Executive Center, Suite 200A, Tallahassee, Florida 32303, Attention: Ima Brown.

If special accommodations are needed (i.e. assistive listening devices, sign language interpreter, etc.) please contact Ima Brown, (850)488-0569, at least 48 hours in advance of meeting. Persons who are hearing impaired please call 1(800)226-6223 (TDD).

**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, November 4, 2000, 8:30 a.m.

PLACE: Doubletree Hotel, 440 Seabreeze Boulevard, City of Ft. Lauderdale, Broward County, Florida

PURPOSE: A regular and workshop meeting of the Board of Commissioners to conduct the business of the District. Additionally, the District's Manatee Sign, Public Relations/Speakers and the Property Acquisition and Management Committees will meet.

Please contact: District Office, 1314 Marcinski Road, Jupiter, FL 33477, (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.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

The Florida **Fish and Wildlife Conservation Commission** announces a Management Advisory Group Meeting for the Chinsegut Wildlife and Environmental Area to which all interested persons are invited.

DATE AND TIME: Tuesday, October 31, 2000, 9:00 a.m. – 12:30 p.m.

PLACE: USDA Natural Resources Conservation Service, Plant Materials Center, 14119 Broad Street (Highway 41), Brooksville (Hernando County), Florida

PURPOSE: To convene a meeting of stakeholders to provide priority considerations to the FWC for future management of the Chinsegut Wildlife and Environmental Area. The input received will be used to develop the five-year Conceptual Management Plan for the Chinsegut Wildlife and Environmental Area.

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The Florida **Fish and Wildlife Conservation Commission** announces a Public Hearing for the Chinsegut Wildlife and Environmental Area to which all interested persons are invited.

DATE AND TIME: Wednesday, November 15, 2000, 7:00 p.m. – 9:30 p.m.

PLACE: Hernando County Government Center, John Law Ayers Room, Room 160, 20 North Main Street, Brooksville (Hernando County), Florida 34601

PURPOSE: To receive public comments regarding considerations for the FWC's five-year Conceptual Management Plan (CMP) for the Chinsegut Wildlife and Environmental Area.

Participants in this hearing should understand that the purpose for this hearing does not include the opportunity to discuss public use and/or hunting regulations for the Chinsegut Wildlife and Environmental Area. There is a separate public process for this purpose. This hearing is designed exclusively for discussion of the draft conceptual management plan.

A copy of the Chinsegut Wildlife and Environmental Area Management Prospectus is available upon request: Florida Fish and Wildlife Conservation Commission, Land Management Planning Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600, telephone (850)922-8777.

**FLORIDA INDEPENDENT LIVING COUNCIL**

The **Florida Independent Living Council, Inc.** announces the following meetings:

Public Forums: for input on State Plan for 2001-2003

DATE AND TIME: Monday, October 23, 2000, 1:00 p.m. – 3:00 p.m.

PLACE: All People's Life Center, 6105 East Sligh Avenue, Tampa, FL 33617, (813)975-6560

DATE AND TIME: Wednesday, October 25, 2000, 5:00 p.m. – 7:00 p.m.

PLACE: Human Services Coalition Office (CIL of S. FL), 260 N. E. 17th Terrace, Ste. 200, Miami, FL 33132, (305)379-6650

DATE AND TIME: Wednesday, November 1, 2000, 1:00 p.m. – 3:00 p.m.

PLACE: CIL of Jacksonville, 2709 Arts Museum Drive, Jacksonville, FL 32207, (904)399-8484

DATE AND TIME: Thursday, November 2, 2000, 4:00 p.m. – 6:00 p.m.

PLACE: CIL in Central FL, 720 North Denning Drive, Winter Park, FL 32789-3020, (407)623-1185

DATE AND TIME: Thursday, November 9, 2000, 6:00 p.m. – 8:00 p.m.

PLACE: CIL of Northwest Florida, 3600 North Pace Boulevard, Pensacola, FL 32505, (850)595-5566

PURPOSE: To receive input from consumers regarding the State Plan for 2001-2003.

If there are any questions please contact: Florida Independent Living Council, Inc., 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or toll-free 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability should submit a request for such accommodation in writing at least one week before the meeting date.

Notices of meetings and hearing must advise that a record is required to appeal. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, 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 is made, which record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, §286.0105)

**FLORIDA MUNICIPAL LOAN COUNCIL**

NOTICE OF CHANGE – The **Florida Municipal Loan Council** announces a public meeting to which all persons are invited. This meeting was rescheduled from the noticed meeting day of October 13, 2000.

DATE AND TIME: Wednesday, November 1, 2000, 10:00 a.m.

PLACE: Hyatt Orlando Airport, 4th Floor (tentatively), 9300 Airport Blvd., Orlando, Florida, (407)825-1234

GENERAL SUBJECT MATTER CONSIDERED: General business of the Council.

A copy of the meeting agenda and minutes may be obtained by contacting: Steve Wofford, Director of Financial Services, Florida League of Cities, Inc., Post Office Box 1757, Tallahassee, Florida 32302-1757, 1(800)616-1513, Ext. 253.

**ENTERPRISE FLORIDA**

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: Enterprise Florida Partner Council Meeting

DATE AND TIME: Wednesday, November 1, 2000, 1:30 p.m. – 5:00 p.m.

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1235

PURPOSE: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Rochelle Turner, (407)316-4717, at least seven (7) days prior to the activity.

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).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: International Business Development Advisory Committee and Small Business Advisory Committee

DATE AND TIME: Thursday, November 2, 2000, 8:30 a.m. – 11:30 a.m.

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

PURPOSE: These meetings will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Rochelle Turner, (407)316-4717, at least seven (7) days prior to the activity.

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).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: Strategic Plan Committee Meeting

DATE AND TIME: Thursday, November 2, 2000, 11:30 a.m. – 12:30 p.m.

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

PURPOSE: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Rochelle Turner, (407)316-4717, at least seven (7) days prior to the activity.

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).

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: Enterprise Florida, Inc. Board of Directors Meeting

DATE AND TIME: Thursday, November 2, 2000, 1:30 p.m. – 5:00 p.m.

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, Florida 33602, (813)225-1234

PURPOSE: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Rochelle Turner, (407)316-4717, at least seven (7) days prior to the activity. 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 CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION**

The Region XV, Training Advisory Council of the **Florida Criminal Justice Standards and Training Commission** announces a public meeting to which all interested persons are invited:

DATE AND TIME: November 8, 2000, 8:30 a.m.

PLACE: Pat Thomas Law Enforcement Academy, U.S. Highway 90, 14 miles west, Tallahassee, Florida

PURPOSE: This is a regularly scheduled meeting of the Region XV Training Advisory Council of the Florida Criminal Justice Standards and Training Commission. The primary business of the meeting will be to discuss training issues. A vice-chairperson for the council will also be elected.

A copy of the agenda for the above meeting may be obtained by writing: Chief Jim Howell, Florida Highway Patrol Training Academy, 2908 Ridgeway Street, Tallahassee, FL 32308.

**AREA AGENCY ON AGING OF PASCO-PINELLAS**

The **Area Agency on Aging of Pasco-Pinellas, Inc.** announces a public meeting to which all persons are invited:

DATE AND TIME: Monday, November 20, 2000, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Boulevard, St. Petersburg, Florida 33702

PURPOSE: Area Agency on Aging of Pasco-Pinellas, Inc. Board 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.

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

**DEPARTMENT OF BANKING AND FINANCE**

NOTICE IS HEREBY GIVEN that the Department of Banking and Finance, Division of Securities and Finance issued a Final Order on October 11, 2000, disposing of the Petition for Declaratory Statement filed by Pauline Gay, as Trustee for the "James B. Gay and Pauline T. Gay Trust" (File No. 3002-S-9/00). The Final Order denied the petition since the issues that were presented were pending before a court that had the power to determine those issues.

A copy of the Final Order can be obtained by writing: Agency Clerk, Department of Banking and Finance, Suite 526, Fletcher Building, 101 East Gaines Street, Tallahassee, Florida 32399-0350 or by calling (850)410-9896.

NOTICE IS HEREBY GIVEN that the State of Florida, Office of the Comptroller, Department of Banking and Finance, Division of Finance has issued a declaratory statement: In Re: Brighton Credit Corp.; Case No.: 7834-F-8/00.

The declaratory statement provided, in summary, that a Chapter 559, Fla. Stat., Budget Planner may not enter into a contract whereby it accepts payment from a debtor for the purpose of distribution among the debtor's creditors. Moreover, it also may not control the disbursement of the funds the debtor ultimately deposits.

A copy of the declaratory statement may be obtained by writing: Agency Clerk, Office of the Comptroller, The Fletcher Building, 101 East Gaines Street, Suite 526, Tallahassee, Florida 32311-0350.

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN that the Department has issued a Final Order dated October 10, 2000, in response to a request for Declaratory Statement received June 19, 2000, from Richard M. Eckenrod, Executive Director of the Tampa Bay Estuary Program. The request was assigned the number DCA00-DEC-227. The Department determines and declares that the Tampa Bay Estuary Program is a "special district" within the meaning of the Act.

A copy of the Final Order may be obtained: Paula P. Ford, Agency Clerk, Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

**PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition for a Declaratory Statement from Verizon Florida Inc. The petition seeks the agency's opinion as to the applicability of Section 364.336, FS., and Rule 25-4.0161, FAC., pertaining to regulatory assessment fees, as it applies to petitioner. Docket No. 001556-TL

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida received a petition for declaratory statement: In Re: Petition for Declaratory Statement, Pumpkin Cay Condominium Apartments No. 8, Inc., Petitioner.

The Petitioner requests an interpretation as to whether the owners of the units in one of six buildings comprising the condominium may extend the boundary lines of the building onto the Association's common property, with the approval of the board of directors only, or whether the Condominium Act applies such that the approval required by Section 718.110, Florida Statutes, must be obtained.

A copy of the Petition for Declaratory Statement, Docket Number CD2000-167, may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217. Please refer all comments to Kathryn E. Price, Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Clemons Building, Tallahassee, Florida 32399-2202.

**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:**

Advantage Capital Florida Partners, I vs. Department of Banking and Finance; Case No.: 00-4071RU

William G. Reeves vs. Department of Labor and Employment Security, Division of Unemployment Compensation and Department of Management Services; Case No.: 00-4039RU

Save the Manatee Club, Inc. vs. Southwest Florida Water Management District; Rule No.: 40D-4.091(1); Case No.: 00-4053RX

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

Bankers Fidelity Life Insurance Company vs. Department of Insurance; Rule No.: 4-156.001(2); Case No.: 00-3188RX; Closed

**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

CALL FOR BIDS

PROJECT: BR-740 NEW CHILLERS AND ASSOCIATED  
UPGRADES – CENTRAL UTILITY PLANT – PHASE II  
FOR: THE UNIVERSITY OF WEST FLORIDA

QUALIFICATIONS: All bidders must be qualified at the time  
of their bid proposal in accordance with the Instructions to  
Bidders, Article B-2, and the following:

1. Prime bidders shall be a State of Florida Certified Mechanical Contractor.
2. Prime bidders shall have completed not less than three projects of similar size and scope within the last five years, including the installation of chiller systems of the same type and of comparable size as that proposed for this project.
3. Prime bidders shall have sufficient existing qualified staff to complete the project according to the accelerated schedule required by the bid documents.
4. Electrical subcontractors shall be a State of Florida Certified Electrical Contractor.
5. Electrical subcontractors shall have completed not less than three projects of similar size and scope within the last five years, including the installation of medium-voltage (12,470 volt) switchgear.
6. Bidders shall submit evidence of the above qualifications to the Engineer not less than 14 days prior to the bid date.

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprises certified by the Minority Business Advocacy and Assistance Office (formerly certification done by Department of Management Services). Consideration will be given to the percentage of participation, as described in the Instructions to Bidders, in the award of the contract.

PRE-SOLICITATION/PRE-BID MEETING: Each Bidder is required to attend the pre-solicitation/pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project.

The pre-bid meeting is scheduled for:

DATE AND TIME: Tuesday, November 7, 2000, 2:00 p.m., local time

PLACE: Building 90, Conference Room, The University of West Florida, 11000 University Parkway, Pensacola, Florida 32514

Sealed Bids will be received on:

DATE AND TIME: Tuesday, November 21, 2000, until 2:00 p.m., local time

PLACE: Building 90, Conference Room, The University of West Florida, 11000 University Parkway, Pensacola, Florida 32514, at which time and place they will be publicly opened and examined. Mailed bids should be sent to:

Office of Facilities Planning  
The University of West Florida  
11000 University Parkway  
Pensacola, FL 32514

Attn.: Phil Turner, Director Facilities Planning

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the Drawings and Project Manual, which may be obtained or examined at the office of the:

ENGINEER:

Schmidt, Dell, Cook & Associates, Inc.  
Consulting Engineers  
139 East Government Street  
Pensacola, Florida 32501  
Telephone (850)438-0050  
Attention: Greg Cook

DEPOSIT: A deposit of \$100.00 per set of Drawings and Project Manual is required with a limit of three (3) sets per Prime Bidder; and two (2) sets of Drawings and Project Manuals for electrical subcontractors.

REFUND: The deposit shall only be refunded to those prime bidders or electrical subcontractors, who after having examined the drawings and specifications:

- a. Submit a bona fide bid, or
- b. Provide written evidence that they have submitted bids as electrical subcontractors,

and who return the drawings and Project Manuals in good condition within fifteen (15) days after receipt of bids.

PURCHASE: Full sets of Bid Documents may be examined at the Engineer's office. Full sets may be purchased through the Engineer for \$100.00 per set for printing and handling cost. Partial sets may be purchased at \$2.50 per sheet of the drawings and \$.25 per sheet of the Project Manual, and are sold subject to the provisions of Article B-27 of the Instructions to Bidders.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services

of, nor contract with, any supplier, subcontractor or consultant in excess of \$10,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

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#### CORRECTION NOTICE

##### TO PROFESSIONAL CONSULTANTS

Project No. BR-345, Project and Location: Recreation Center – PH-I, Florida A & M University, Tallahassee, Florida 32307.

Florida A & M University, on behalf of the State of Florida, Board of Regents placed a Notice to Professional Consultants in the October 13, 2000, issue Vol. 26, No. 41 for the referenced project.

There are two corrections and one inclusion to that advertisement.

##### CORRECTIONS:

1. = PROJECT DESCRIPTION: The gross square footage should be 36,962 (+-) GSF.

2. = The estimated construction budget is approximately \$5,300,000.

INCLUSION: A copy of the Facility Program can be obtained at the requester's expense by calling: Target Copy, (850)224-3007 and ask for the Manager or a Key Operator.

All other items are to remain unchanged.

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##### NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of the State of Florida, Board of Regents announces that professional services are required in the following discipline(s):

##### PLANS REVIEW FOR CODE COMPLIANCE AND CONSTRUCTION INSPECTIONS.

Firms applying must have State of Florida licensed and/or State of Florida certified personnel on staff to perform plans reviews and construction inspections for building, structural, mechanical, electrical and plumbing.

These services will be based on a negotiated fee schedule with each occurrence of service being authorized with a purchase order. Campus Service contracts provide that the consultant will be available on an as-needed basis. The term of agreement is for one year with the option to extend the agreement for an additional year.

Firms desiring to provide professional services shall apply in writing. Preference will be given to firms that are primarily in business of code compliance plans review and inspections. Preference will be given to firms whose personnel consist primarily of licensed and/or certified plans reviewers and inspectors. Proximity of location will be a prime factor in the selection of the firm. Design ability will not be considered for this selection.

Submit (4) copies of the requested data bound in the order listed. Applications that do not comply with these instructions will not be considered. Application materials will not be returned.

As required by Section 287.133, Florida Statutes, a consultant 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 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.

Submittal requirements, information and selection criteria may be obtained by contacting: Lillian Silva, Facilities Planning Department, Florida Atlantic University, 777 Glades Road, Building T-10, Boca Raton, FL 33431, (561)297-3039.

Submittals must be received in the Facilities Planning Department Office, Florida Atlantic University, 777 Glades Road, Building T-10, Room 9, Boca Raton, Florida 33431, by 5:00 p.m., local time, Tuesday, November 28, 2000. Facsimile (FAX) submittals are NOT acceptable and will NOT be considered.

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##### REQUEST FOR QUALIFICATIONS

Florida Atlantic University, on behalf of the State of Florida, Board of Regents announces that Request for Qualifications for a Facility Assessment Feasibility Study, facility program, and construction for the renovations, re-development and new construction of on-campus housing at the Florida Atlantic University Boca Raton Campus will be received until 5:00 p.m., local time, Monday, December 4, 2000, at Florida Atlantic University, 777 Glades Road, Facilities Planning Department, Building T-10, Room 9, Boca Raton, Florida 33431.

Project and Location: Project will be located on the Florida Atlantic University Boca Raton Campus.

The RFQ must be requested in writing, Fax (561)297-2260 or e-mail: mperillo@fau.edu

A NON-MANDATORY: Pre-selection conference will be held 2:00 p.m., local time, Friday, November 17, 2000, at Florida Atlantic University, 777 Glades Road, Facilities Planning Conference, Room 12, Building T-10, Boca Raton, Florida 33431, to answer questions relative to the RFQ and conduct a site visit. Failure to attend this pre-selection conference will not be cause for disqualification of your submittal. Please notify the Facilities Planning Department, (561)297-3141, at least seven (7) days in advance if special accommodations because of a disability is needed in order to participate in this activity. Florida Atlantic University reserves the right to reject any and all submittals. Application materials will not be returned.

The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant 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 consultant 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.

Project information, and selection criteria may be obtained by contacting: Florida Atlantic University, 777 Glades Road, Facilities Planning Department, Building T-10, Boca Raton, Florida 33431, (561)297-3141, Fax (561)297-2260.

#### REQUEST FOR PROPOSAL

Florida Atlantic University acting for and on behalf of the State of Florida Board of Regents announces that Energy Service, Contacting Services and Professional Services in accordance with Section 235.215, Florida Statutes, will be required for the project listed below:

Project No. BR-627.

Project and Location: Performance Contracting, Florida Atlantic University (Owner) is seeking an Energy Services Company (ESCO) team to identify and implement certain energy related capital savings improvements financed through guaranteed cost savings achieved from the improvements. The energy related capital improvements include, but are not limited to: energy management system improvements, chiller replacements, HVAC retrofits, variable air volume conversions, desiccant dehumidification systems, upgrade of building envelope or any other item that would reduce energy or utility costs. Utilities included are: lighting, electricity, natural gas, chilled water, steam, potable water and sewage. These improvements shall be in compliance with the standards of the Board of Regents and Florida Atlantic University unless specifically exempted by the university in writing.

The ESCO team is initially expected to provide an energy audit (Phase 1) of approximately one million square feet of campus buildings with cost payback data for proposed capital improvements. If an agreement is reached the ESCO team will provide the funding, design and installation of the agreed upon improvements. Additional phases may be added beyond the initial group of buildings selected. The ESCO team may also be requested to provide start-up, training, technical assistance and maintenance during the payback period for the energy related capital improvements. The ESCO team will be required to provide trouble shooting, parts and labor from a branch office not greater than 150 miles from Florida Atlantic University.

Blanket professional liability insurance will be required for the project in the amount of \$500,000 dollars and shall be provided as part of the ESCO team's basic services. The firms and/or persons on the proposal team are required to be appropriately registered in the State of Florida in the professional disciplines(s) required. At a minimum, the proposal shall identify the team's project manager, project superintendent, registered mechanical engineer, registered professional electrical engineer, registered architect and proposed test and balance firm. The firms and/or persons on the proposal team and any subcontractors are required to be appropriately licensed by the State of Florida to perform the construction work associated with the improvements. The ESCO team will be required to provide a Payment and Performance Bond for the improvements.

#### INSTRUCTIONS

Interested firms are encouraged to attend a pre-submittal meeting at Florida Atlantic University to be held at 10:00 a.m., local time, in the Senate Chambers, FAU University Center, Thursday, November 2, 2000, to review the scope and requirements of the project. Requests for meetings by individual firms will not be granted.

Firms applying for consideration shall submit a Letter of Application. The Letter of Application shall have attached:

1. A Florida Board of Regents "Performance Contracting Energy Management Qualifications Supplement" (PCEMQS). Applications without this completed form will not be considered.
2. A copy of the applicant's or team member's current Professional Registration Certificate from the appropriate governing board. Applicants of team members must be properly registered at the time of application to practice their profession on the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Proposals shall be received by the Florida Atlantic University Facilities Planning Office until the date and time listed for the proposal deadline. Proposals may be brought or sent to: Facilities Planning, Florida Atlantic University, 777 Glades Road, Building T-10, Boca Raton, Florida 33431-0991. Facsimile submittals are not acceptable. For information relating to the Request for Proposals, contact Larry Ulstein, Assistant Director Physical Plant, (561)297-2113.

Proposals must be received before the deadline of 5:00 p.m., local time, Wednesday, November 29, 2000. Submit eight (8) copies including the above requested data bound in the order listed above. Each proposal should be prepared economically, providing a straightforward and concise description of the ESCO team's abilities to satisfy the requirements of the RFP. In order to expedite the evaluation of proposals, it shall follow the prescribed format and should not exceed 60 pages. The University is not liable for costs incurred in responding to this

RFP, including those for the PCEMQS submittal, technical submittals and oral presentations. Applications that do not comply with the above instructions may be disqualified. Application information will not be returned.

Plans and specification for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant 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 consultant must warrant that it will neither utilize the service of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000 in connection with this project for a period of 26 months from the date of their being placed on the convicted vendor list. PCEMQS Forms, Descriptive Project Information (Project Fact Sheet) and selection criteria may be obtained by contacting: Larry Ulstein, Assistant Physical Plant Director, Florida Atlantic University, 777 Glades Road, Building U5, Boca Raton, Florida 33431-0991, (561)297-2113. Firms are encouraged to request the selection criteria, as they will form the basis of the selection.

**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:** Replacement of Mechanical System and Installation of Two-way Intercom Systems at Highlands Middle School No. 244

**BID NUMBER:** M-85070

**SCOPE OF WORK:** Replacement of Mechanical System, Installation of new intercom and Replacement of ceiling tiles and lighting.

**BIDS:** Bids will be received until 2:00 p.m., Tuesday, November 28, 2000 and immediately thereafter publicly opened, read aloud and recorded in the Conference Room, 5th Floor, Rm. 541, Facilities, 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 November 13, 2000, 9:00 a.m., local time, at Highlands Middle School No. 244, 10913 Pine Estates Road, E., Jacksonville, Florida 32218-4698. 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: M. V. Cummings Engineers, Inc., 6501 Arlington Expressway, Suite B-211, Jacksonville, Florida 32211. A refundable deposit of fifty dollars per set is required.

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 5 percent overall minority business enterprise participation required.

**DEPARTMENT OF TRANSPORTATION**

District Five Tentative Work Program Fiscal Years 2001/2002-2005/2006

The Florida Department of Transportation, District Five, announces public hearings to which all interested persons are invited. Specific notice is provided to the Brevard, Volusia, Ocala and Orlando Metropolitan Planning Organizations (MPOs) and the County Commissioners for Brevard, Volusia, Marion, Orange, Seminole, Osceola, Lake, Flagler and Sumter Counties.

**DATE AND TIME:** Appointed dates, times and locations for specific counties are listed below.

**PURPOSE:** These public hearings are being conducted pursuant to Section 339.135(4), Florida Statutes, as amended. The purpose of these public hearings is to consider the Department's Tentative Five Year Work Program for Fiscal Years 2001/2002-2005/2006, and to consider making any changes to the Program.

Prior to each hearing, the public is invited to review and discuss with Department staff, the District's Tentative Five Work Program and other exhibits. Court reporters will also be available to accept public comments for entry into the public hearing records.



LOCATIONS AND SPECIFIC DATES AND TIMES:

1. Brevard County:

DATE AND TIMES: November 14, 2000, 5:00 p.m.; Documents/Information available for review, 6:00 p.m., Public Hearing

PLACE: Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida

2. Marion and Sumter Counties:

DATE AND TIMES: November 28, 2000, 5:30 p.m., Documents/Information available for review; 6:00 p.m., Public Hearing

PLACE: Marion County Commission Chambers, 601 S. E. 25th Avenue, Ocala, Florida

3. Flagler and Volusia Counties:

DATE AND TIMES: November 30, 2000, 5:00 p.m., Documents/Information available for review; 6:00 p.m., Public Hearing

PLACE: Volusia County Mobility Management Center (VOTRAN), 950 Big Tree Road, South, Daytona, Florida

4. Lake, Orange, Osceola and Seminole Counties:

DATE AND TIMES: December 7, 2000, 4:00 p.m., Documents/Information available for review; 5:00 p.m., Public Hearing

PLACE: Florida Department of Transportation, Orlando Urban Office, Lake Apopka Conference Room, 133 South Semoran Boulevard, Orlando, Florida

These hearings also will include consideration of proposed projects for Florida's Turnpike System as applicable in Lake, Marion, Orange, Osceola, Seminole and Sumter Counties. The proposed projects have been developed in accordance with the Civil Rights Acts of 1964 and the Civil Rights of 1968. Under Title VI and Title VIII of the United States Civil Rights Act, any person(s) or beneficiary who believes they have been subjected to discrimination because of race, color, religion, sex, age, national origin, disability or familial status may file a written complaint to the Florida Department of Transportation's Minority Programs Office in Tallahassee or contact the District's Title VI and Title VIII Coordinator as shown below:

Central Office: Florida Department of Transportation, Minority Programs Office, 605 Suwannee Street, MS 65, Tallahassee, Florida 32399-0450.

District Five: Florida Department of Transportation, District Five, Morris Scott, 719 South Woodland Boulevard, DeLand, Florida 32720.

In compliance with the Americans with Disabilities Act, the Department, if requested, will provide special assistance at the public hearings for those persons who are disabled. Those persons requiring special assistance must notify the Department at least ten days prior to the public hearing, by

contacting Michael Szunyog, Florida Department of Transportation, 133 South Semoran Boulevard, Orlando, Florida 32807, (407)482-7800.

Written comments from all interested parties will be accepted by the Department at the public hearing and within ten days after the Public Hearing.

Comments should be addressed to: Michael Snyder, District Secretary, Florida Department of Transportation, 719 South Woodland Boulevard, DeLand, Florida 32720.

A copy of the agenda may be obtained from: Ms. A. Lennon Moore, District Planning Manager, Florida Department of Transportation, 133 South Semoran Boulevard, Orlando, Florida 32807.

**REGIONAL TRANSPORTATION AUTHORITIES**

**NOTICE TO DESIGN/BUILD FIRMS**

**INVITATION TO BID**

**CONTRACT NO. 00-834**

**DOUBLE TRACK CORRIDOR IMPROVEMENT PROGRAM – SEGMENT 5 PROJECT**

Tri-County Commuter Rail Authority (Tri-Rail), an agency of the state of Florida, operates a seventy-two (72) mile commuter railroad with eighteen (18) stations throughout Miami-Dade, Broward and Palm Beach Counties.

THE PURPOSE of this Invitation to Bid (ITB) is to enter into an Agreement to provide all supervision, project coordination, scheduling, final design services, construction management, labor, equipment, tools, supplies, insurance, permanent materials, temporary materials, vehicles, storage sheds and incidentals (including acquisition of all local agency permits and inspections) required for Final Design and Construction of Segment 5 of the Tri-Rail Double Track Corridor Improvement Program, located on the South Florida Rail Corridor.

The Project Scope of Work includes the design and construction of: approximately 46 1/2 miles of second mainline track (including new bridges) positioned within the existing Right-of-Way; modification and expansion of the existing signal system to accommodate the new track and alignment; modification and renovation of nine (9) existing stations to accommodate the second mainline track. Additional work includes design and construction of two (2) new stations and the closing and demolition of one (1) existing station; installation of advance design automated grade crossing warning systems to provide full closure along the entire 72 mile corridor; and relocation and construction of a maintenance/layover facility. Rolling stock is not included in the scope of the Design/Build contract.

The Project design includes production of design drawings, specifications and calculations in compliance with the document requirements and referenced standards, codes and legislative requirements. Construction includes the manufacture, fabrication, construction and installation of all

elements required for the operation of the corridor. Elements of the design and construction include earthwork, new and relocation of track, drainage structures and facilities, new and modified roadways and grade crossings, new and rehabilitated structures, stations and parking areas, landscaping, utility relocations and protections, traffic signals, signage and striping and a signal and communications system.

A REQUEST FOR DOCUMENTS should be directed to: Ms. Charmaine Davis-Matthei, Tri-Rail, 800 N. W. 33rd Street, Suite 100, Pompano Beach, FL 33064, (954)788-7905. The cost of the solicitation documents is \$1500.00, non-refundable. Checks or money orders, made in favor of Tri-Rail should be forwarded to Ms. Davis-Matthei at the address above. Solicitation documents will be available on or about October 31, 2000.

A PRE-BID CONFERENCE will be held in the Tri-Rail Board Room at the address above on December 6, 2000, 10:00 a.m. The purpose of the meeting will be for Tri-Rail to respond to questions from document holders and clarify requirements in an open forum. Attendance is not mandatory but is highly recommended.

REQUESTS FOR CLARIFICATION regarding specifications or bid documents must be submitted to Tri-Rail no less than fifteen (15) calendar days before the date for Initial Submittals. RECEIPT OF SEALED BIDS: A Two-Step Sealed Bids Process will be utilized for this procurement. Initial submittals must be received by 4:00 p.m., January 19, 2001, at the address above. Final submittals, including the bid price, will be due no later than 4:00 p.m., May 4, 2001. All bid documents must clearly indicate the BIDDER'S NAME, ITB NUMBER AND TITLE AND BID DUE DATE.

Tri-Rail reserves the right to postpone or reject any and all Bids in whole or in part. All Bidders must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All Bids must remain in effect for one hundred eighty (180) days from the date of Bid Opening.

BID SECURITY in the amount of five percent (5%) of the Bid must accompany each Final Submittal in accordance with the Instruction to Bidders and Contractual Terms and Conditions.

TERM: The period of performance for this Contract shall be based on the successful bidder's schedule, but shall be completed no later than October 1, 2004.

NOTIFICATION OF FEDERAL PARTICIPATION: Eighty percent (80%) of the Segment 5 Project is funded by grants from the Federal Transit Administration. Any resultant Contract shall be subject to all federal rules and regulations. Davis-Bacon wage rates and other federal provisions shall apply.

DBE PARTICIPATION: The Disadvantaged Business Enterprise participation goal for this solicitation is ten percent (10%).

Richard A. Wolfe, Director  
Contracts Administration and Procurement

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## DEPARTMENT OF MANAGEMENT SERVICES

### ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF MANAGEMENT SERVICES, DIVISION OF BUILDING CONSTRUCTION HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO: HSMV 20012000

SAMAS CODE: 76-30-1-000001-76100100-088449-01

PROJECT NAME AND LOCATION: NEW HIGHWAY PATROL STATION, PANAMA CITY, FLORIDA

FOR: DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

PREQUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489 and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit proposals five (5) calendar days prior to the bid opening date if not previously qualified by the Owner for the current biennium (July 1 through June 30) of odd numbered years. Call (850)488-6233 for information on prequalification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Chapter 60D-5.004, FAC.

A copy of the requirements is included in the Instruction To Bidders under Article B-2 "Bidder Qualification Requirements and Procedures".

### PUBLIC ENTITY CRIME INFORMATION STATEMENT:

A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

### DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES:

An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity,

may not be awarded or perform work as a contractor, supplier, subcontractor or consultant under a contract with any public entity, and may not transact business with any public entity.

**PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND:** A Performance Bond and a Labor And Material Payment Bond are required for the full amount of the Contract.

Prebid Conference will be held at:

**DATE AND TIME:** December 12, 2000, until 2:00 p.m., Central Standard Time

**PLACE:** Florida Highway Patrol Station, 6050 West Highway 98, Panama City, Florida 32401

Sealed bids will be received, publicly opened and read aloud on:

**DATE AND TIME:** December 19, 2000, until 2:00 p.m., Central Standard Time

**PLACE:** Florida Highway Patrol Station, 6050 West Highway 98, Panama City, Florida 32401

**PROPOSAL:** Plans and Specifications will be available on November 27, 2000 from the Architect-Engineer. Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

**ARCHITECT-ENGINEER:** Akel Logan Shafer, P. A., 100 Riverside Avenue, Jacksonville, FL (William Bishop), (904)356-2654

**CONTRACT AWARD:** The Bid Tabulation and Notice of Award Recommendation will be posted at 4:00 p.m., local time on December 21, 2000 at the Department of Management Services, Suite 125. 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. If no protest is filed per Section B-21 of the Instructions To Bidders, "Notice and Protests Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, FAC., by the Owner.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**NOTICE OF INVITATION TO BID**

**BID NO. BDRS 21-00/01**

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Recreation Services is soliciting formal competitive bids for the project listed below:

**PROJECT NAME:** Park Development  
**SCOPE OF WORK:** The contractor shall provide the necessary labor, supervision, equipment and materials to construct roads, infrastructure, support buildings, recreational facilities

including: a restroom/bathhouses, shop building and all associated site work.

**PARK LOCATION:** Alafia River State Recreation Area  
 15 miles south of Plant City  
 Lithia (Hillsborough Co.), FL 33547

**PROJECT MANAGER:** Efrain Prado  
 Bureau of Design and Recreation Services  
 Telephone Number (850)488-3543  
 Fax Number (850)488-3537

**MINORITY DIVERSITY:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total bid price including alternates exceeds \$200,000, bidders whose fields are governed by Chapters 399, 489 and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit bids five (5) calendar days prior to the opening date.

**INSTRUCTIONS:** Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number listed below:

Plans and specifications will be available on Friday, October 27, 2000 at: Heritage Rivers GEOpark  
 15402 U.S. 301, N.

Thonotosassa, Florida 33592  
 Attention: Robert Wilhelm  
 Park Manager  
 Telephone Number (813)987-6870  
 Fax (813)987-6773

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication

regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact the Bureau of Design and Recreation Services, (850)488-3539, at least five (5) workdays prior to opening.

**BID SUBMITTAL**

**DUE DATE:** No later than 3:30 p.m., Tuesday, December 5, 2000 to the below address:  
Florida Department of Environmental Protection  
Bureau of Design and Recreation Services  
3540 Thomasville Road  
Tallahassee, Florida 32308

The Department reserves the right to reject any or all bids.  
Michael Renard, Contracts Manager, Bureau of Design and Recreation Services.

**NOTICE OF INVITATION TO BID**

**BID NO. BDRS 22-00/01**

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Recreation Services is soliciting formal competitive bids for the project listed below:

**PROJECT NAME:** Park Improvements  
**SCOPE OF WORK:** The contractor shall provide the necessary labor, supervision, equipment and materials to construct a bathhouse/restroom with septic tank, concession building with septic tank, campground with water and electricity, well and water distribution system, (3) parking lots, stabilized shell rock roads, mobile home site, wildlife observation platform.

**PARK LOCATION:** Kissimmee Prairie State Preserve  
23 miles N. W. of Okeechobee, FL  
off County Road 724  
Okeechobee (Okeechobee Co.), FL 33547

**PROJECT MANAGER:** Dallas Marshall  
Bureau of Design and Recreation Services  
Telephone Number (850)488-2455  
Fax Number (850)488-3537

**MINORITY DIVERSITY:**

The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total bid price including alternates exceeds \$200,000, bidders whose fields are governed by Chapters 399, 489 and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit bids five (5) calendar days prior to the opening date.

**INSTRUCTIONS:** Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number listed below:

Plans and specifications will be available on Friday, October 27, 2000 at: Kissimmee Prairie State Preserve 33104 N. W. 192nd Avenue Okeechobee, Florida 34972  
Attention: Barry Burch  
Park Manager  
Telephone Number (863)642-5360

**ADA REQUIREMENTS:**

Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact the Bureau of Design and Recreation Services, (850)488-3539, at least five (5) workdays prior to opening.

**BID SUBMITTAL DUE DATE:**

No later than 4:00 p.m., Tuesday, December 5, 2000 to the below address: Florida Department of

Environmental Protection, Bureau of  
Design and Recreation Services,  
3540 Thomasville Road, Tallahassee,  
Florida 32308

The Department reserves the right to reject any or all bids.  
Michael Renard, Contracts Manager, Bureau of Design and  
Recreation Services.

**INVITATION TO BID**

Sealed bids will be accepted by the Pinellas County Health Department (PCHD) located at 300 31st St., North, Suite 602, St. Petersburg, FL 33713, until 1:00 p.m., November 20, 2000. Bid No. 0001-01-RW, to furnish AIR CONDITIONING MAINTENANCE for six (6) locations within Pinellas County, may be secured from the Purchasing Department within the PCHD at the above address, telephone (727)893-2209. Bid packages include specifications, terms and general conditions. A mandatory bidder's conference will be held on Wednesday, November 8, 2000, 10:00 a.m., at the PCHD, Suite 615. ATTENDANCE IS MANDATORY. Bidder's not in attendance will not be considered for award. Right is reserved for the PCHD to reject any or all bids.

SPECIAL NOTE: If you require accommodations because of a disability in order to participate in the bid process, please contact Rick Wallace, (727)893-2209, Ext. 137, by November 3, 2000.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**INVITATION TO BID**

SEALED BIDS ARE SOUGHT TO SECURE THE SERVICES OF FOOD MANAGEMENT SERVICES FOR THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES, DISTRICT ELEVEN, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER. MANDATORY PREBID CONFERENCE TO BE HELD ON MONDAY NOVEMBER 13, 2000 AT 9:00 A.M. (EST) SEALED BIDS WILL BE RECEIVED UNTIL 11:30 A.M. (EST) MONDAY, NOVEMBER 20, 2000. BID CONDITIONS AND SPECIFICATIONS MAY BE OBTAINED FROM: EDUARDO HERNANDEZ PURCHASING DIRECTOR, SOUTH FLORIDA EVALUATION AND TREATMENT CENTER, 2200 N. W. 7TH AVENUE, MIAMI, FLORIDA 33127, (305)637-2677.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**INVITATION TO BID**

Competitive sealed invitation to bid will be received by the Purchasing Office until the time and date shown for the following:

DATE: November 9, 2000, 10:00 a.m.  
BID NO.: FWC 00/01-28  
BID TITLE: ALLIGATOR HATCHLINGS

The intent of this bid is to obtain quotations for the sale of alligator hatchlings. Vendors must be licensed and permitted to possess alligators, and must have adequate facilities to legally house alligators in accordance with Commission Rule 68A-25.004.

Contact Person: Allan Woodward, (352)955-2230

PROPOSAL: Proposals must be submitted in full accordance with requirements of the Bidding and Contractual Conditions. Bid specifications may be obtained from the Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Purchasing Room 364, Bryant Building, Tallahassee, Florida 32399-1600.

A copy of the ITB may be obtained from the above address or by calling (904)488-3427. The Commission reserves the right to reject any and all bid/proposals.

PRO 2-1

**WORKFORCE CENTRAL FLORIDA**

WORKFORCE CENTRAL FLORIDA (WCF) is issuing a Request for Proposal (RFP) to solicit agencies with the expertise and capacity to manage Central Florida's ONE-STOP CAREER CENTER system and deliver various welfare reform and workforce development services to our job seeker and employer customers in Lake, Orange, Osceola, Seminole and Sumter counties. The expected term for a contract awarded under this solicitation will be 3 years, from July 1, 2001 and extending through June 30, 2004, provided measurable performance outcomes are successfully achieved.

RFP packages will be available after noon on Monday, October 16, 2000. Interested parties can obtain a copy of the RFP by sending a letter of request to: Alice Cobb, WORKFORCE CENTRAL FLORIDA, 1801 Lee Road, Suite 270, Winter Park, FL 32789.

**Section XII  
Miscellaneous**

**DEPARTMENT OF STATE**

**GUIDELINES AND APPLICATIONS AVAILABLE FOR  
COMMUNITY AND LIBRARY TECHNOLOGY ACCESS  
PARTNERSHIP GRANTS**

Grant applications and guidelines are available for the following programs administered by the Florida Department of State, Division of Library and Information Services:

Community and Library Technology Access Partnership Grants – Applications due November 30, 2000. State-funded grants to provide technology access and training to residents of

distressed communities by providing grants to Florida public libraries that partner with community and faith based organizations.

Grant guidelines and application packets for the Community and Library Technology Access Partnership grants must be requested. This may be done by mail: State and Federal Grants Office, State Library of Florida, R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250, by phone, (850)487-2651 or Suncom 277-2651 or by telefacsimile, (850)488-2746. Guidelines and forms are also available on the Division's web page at <http://www.dos.state.fl.us/dlis/bld/grants/index.htm>

Completed application must be mailed to the address indicated above and be on file with the Division, or postmarked on or before the application due date.

**DEPARTMENT OF BANKING AND FINANCE**

Notice is hereby given that the Department of Banking and Finance, Division of Banking has received the following application and/or other notice. Comments may be submitted to the 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., November 17, 2000):

**APPLICATION TO MERGE**

Constituent Institutions: Peoples State Bank of Groveland, Groveland, Florida 32736 and Peoples State Interim Bank, Groveland, Florida 32736

Resulting Institution: Peoples State Bank of Groveland

Received: October 11, 2000

**APPLICATION AND PLAN FOR THE PURCHASE OF ASSETS AND ASSUMPTION OF LIABILITIES**

PURSUANT TO SECTION 655.414, FLORIDA STATUTES

Acquiring Entity: TIB Bank of the Keys, Key Largo, Florida  
Selling Entity: Republic Security Bank, West Palm Beach, Florida

Received: October 10, 2000

**EXPANDED FIELD OF MEMBERSHIP**

Name and Address of Applicant: City County Credit Union of Fort Lauderdale, 1982 North State Road 7, Margate, Florida 33063

Expansion Includes: Individuals or corporate contributors to the D.A.R.E. (Drug Abuse Resistance Education) program, residing or working in the cities of Fort Lauderdale, Margate and Pembroke Pines, Florida.

Received: October 12, 2000

**DEPARTMENT OF INSURANCE**

DEPARTMENT OF INSURANCE  
OFFICE OF THE TREASURER  
BUREAU OF COLLATERAL SECURITIES  
PUBLIC DEPOSITS SECTION

\*\*\*\*\*

FOR PUBLIC DEPOSITORS TO RECEIVE THE PROTECTION FROM LOSS PROVIDED IN CHAPTER 280, FLORIDA STATUTES, THEY SHALL COMPLY WITH THE FOLLOWING ON EACH PUBLIC DEPOSIT ACCOUNT IN ADDITION TO ANY OTHER REQUIREMENTS SPECIFIED IN CHAPTER 280: (1) EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION AND ACKNOWLEDGMENT FORM DI4-1295 WITH THE QUALIFIED PUBLIC DEPOSITORY (QPD), MAINTAIN IT AS A VALUABLE RECORD, AND CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A REPLACEMENT FORM DI4-1295 WHEN THERE IS A MERGER, ACQUISITION, NAME CHANGE, OR OTHER EVENT WHICH CHANGES THE ACCOUNT NAME, ACCOUNT NUMBER, OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD PUBLIC DEPOSITS. THEY ARE LISTED UNDER THE STATE OF HOME OFFICE LOCATION. ONLY FLORIDA BRANCHES OF THESE INSTITUTIONS ARE ALLOWED TO HOLD FLORIDA PUBLIC DEPOSIT ACCOUNTS. INSTITUTIONS MARKED WITH AN ASTERISK HAVE LIMITED THE AMOUNT OF PUBLIC DEPOSITS THEY WILL ADMINISTER AND ARE NOT ACCEPTING NEW PUBLIC DEPOSIT ACCOUNTS. DEPOSITORIES WITHDRAWING FROM THE PROGRAM HAVE A STATED EFFECTIVE DATE OF WITHDRAWAL BESIDE THE NAMES AND SHALL NOT RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER THE DATE LISTED.

\*\*\*\*\*

**ALABAMA**

BIRMINGHAM  
AMSOUTH BANK  
COMPASS BANK  
REGIONS BANK  
SOUTHTRUST BANK, N.A.

**MONTGOMERY**  
COLONIAL BANK

**WARRIOR**

THE BANK  
BRANCHES OF THIS QPD CONDUCT BUSINESS IN  
FLORIDA UNDER THE NAMES C & L BANK AND  
EMERALD COAST BANK

**CALIFORNIA**

SAN FRANCISCO  
CITIBANK, F.S.B.

**FLORIDA**

ALACHUA  
FIRST NATIONAL BANK OF ALACHUA

**APALACHICOLA**  
APALACHICOLA STATE BANK

**ARCADIA**  
FIRST STATE BANK OF ARCADIA

**AVENTURA**  
TURNBERRY BANK

**BARTOW**  
CITRUS & CHEMICAL BANK  
COMMUNITY NATIONAL BANK AT BARTOW

**BELLE GLADE**  
BANK OF BELLE GLADE

**BONIFAY**  
BANK OF BONIFAY

**BRADENTON**  
AMERICAN BANK  
COAST BANK OF FLORIDA  
FIRST BRADENTON BANK  
FIRST NATIONAL BANK & TRUST

**BRANDON**  
PLATINUM BANK

**BROOKSVILLE**  
HERNANDO COUNTY BANK

**CANTONMENT**  
CITIZENS & PEOPLES BANK, N.A.

**CAPE CORAL**

CAPE CORAL NATIONAL BANK  
RIVERSIDE BANK OF THE GULF COAST

**CARRABELLE**  
GULF STATE COMMUNITY BANK

**CHIEFLAND**  
DRUMMOND COMMUNITY BANK

**CLEARWATER**  
FIRST NATIONAL BANK OF FLORIDA  
INTERVEST BANK

**CLEWISTON**  
FIRST BANK OF CLEWISTON  
FIRST FEDERAL SAVINGS BANK OF THE GLADES

**COOPER CITY**  
FIRST WESTERN BANK

**CORAL GABLES**  
BANKUNITED SAVINGS BANK  
GIBRALTAR BANK, F.S.B.  
METRO BANK OF DADE COUNTY  
UNIBANK 11/27/00

**CRAWFORDVILLE**  
CITIZENS BANK OF WAKULLA  
WAKULLA BANK

**CRESTVIEW**  
FIRST NATIONAL BANK OF CRESTVIEW

**CRYSTAL RIVER**  
CRYSTAL RIVER BANK

**DADE CITY**  
FIRST NATIONAL BANK OF PASCO

**DAVIE**  
REGENT BANK

**DESTIN**  
DESTIN BANK

**DUNNELLON**  
DUNNELLON STATE BANK

**ENGLEWOOD**

ENGLEWOOD BANK  
PENINSULA BANK

**FERNANDINA BEACH**

FIRST COAST COMMUNITY BANK

**FORT LAUDERDALE**

BANKATLANTIC, F.S.B.  
EQUITABLE BANK  
GATEWAY AMERICAN BANK OF FLORIDA  
LANDMARK BANK, N.A.  
SUNNILAND BANK 11/27/00

**FORT MYERS**

EDISON NATIONAL BANK

**FORT PIERCE**

HARBOR FEDERAL SAVINGS BANK  
RIVERSIDE NATIONAL BANK OF FLORIDA

**FORT WALTON BEACH**

FIRST CITY BANK OF FLORIDA  
FIRST NATIONAL BANK & TRUST

**FROSTPROOF**

CITIZENS BANK OF FROSTPROOF

**GAINESVILLE**

MERCHANTS & SOUTHERN BANK

**GRACEVILLE**

BANK OF JACKSON COUNTY  
PEOPLES BANK OF GRACEVILLE

**GROVELAND**

PEOPLES STATE BANK OF GROVELAND

**HAINES CITY**

FIRST NATIONAL BANK OF POLK COUNTY

**HALLANDALE**

DESJARDINS FEDERAL SAVINGS BANK

**HOMESTEAD**

COMMUNITY BANK OF FLORIDA  
FIRST NATIONAL BANK OF HOMESTEAD

**HOMOSASSA SPRINGS**

HOMOSASSA SPRINGS BANK

**IMMOKALEE**

FLORIDA COMMUNITY BANK

**INDIANTOWN**

FIRST BANK OF INDIANTOWN

**INVERNESS**

BANK OF INVERNESS

**JACKSONVILLE**

MARINE NATIONAL BANK OF JACKSONVILLE

**JACKSONVILLE BEACH**

OCEANSIDE BANK

**KEY LARGO**

TIB BANK OF THE KEYS

**KEY WEST**

FIRST STATE BANK OF THE FLORIDA KEYS

**KISSIMMEE**

FIRST NATIONAL BANK OF OSCEOLA COUNTY

**LADY LAKE**

CITIZENS FIRST BANK

**LAKE CITY**

CNB NATIONAL BANK  
COLUMBIA COUNTY BANK  
PEOPLES STATE BANK

**LAKELAND**

FLORIDAFIRST BANK

**LAKE MARY**

COMMUNITY NATIONAL BANK OF MID FLORIDA

**LAKE WALES**

AMERICAN BANK & TRUST OF POLK COUNTY

**LAUDERHILL**

UNION BANK OF FLORIDA

**LEESBURG**

FIRST FEDERAL SAVINGS BANK OF LAKE COUNTY

**LIVE OAK**

FIRST FEDERAL SAVINGS BANK OF FLORIDA



**LONGWOOD**

LIBERTY NATIONAL BANK

**MADISON**

MADISON COUNTY COMMUNITY BANK

**MALONE**

PCB, THE COMMUNITY BANK

**MARATHON**

FIRST NATIONAL BANK OF THE FLORIDA KEYS  
MARINE BANK OF THE FLORIDA KEYS

**MARCO ISLAND**

CITIZENS COMMUNITY BANK OF FLORIDA

**MAYO**

LAFAYETTE COUNTY STATE BANK

**MELBOURNE**

BANK BREVARD 11/27/00

**MIAMI**

BAC FLORIDA BANK  
CITY NATIONAL BANK OF FLORIDA  
COCONUT GROVE BANK  
COMMERCIAL BANK OF FLORIDA  
CONTINENTAL NATIONAL BANK OF MIAMI  
EAGLE NATIONAL BANK OF MIAMI  
EASTERN NATIONAL BANK  
ESPIRITO SANTO BANK OF FLORIDA  
EXECUTIVE NATIONAL BANK  
GULF BANK  
HAMILTON BANK, N.A.  
HEMISPHERE NATIONAL BANK  
INTERAMERICAN BANK, F.S.B.  
INTERCREDIT BANK, N.A.  
INTERNATIONAL BANK OF MIAMI, N.A.  
\*INTERNATIONAL FINANCE BANK  
MELLON UNITED NATIONAL BANK  
NORTHERN TRUST BANK OF FLORIDA, N.A.  
OCEAN BANK  
SOFISA BANK OF FLORIDA  
TOTALBANK  
TRANSATLANTIC BANK

**MILTON**

FIRST NATIONAL BANK OF FLORIDA

**MONTICELLO**

FARMERS & MERCHANTS BANK

**MOUNT DORA**

FIRST NATIONAL BANK OF MOUNT DORA

**NAPLES**

BANK OF NAPLES  
COMMUNITY BANK OF NAPLES, N.A.  
FIFTH THIRD BANK, FLORIDA  
FIRST NATIONAL BANK OF NAPLES  
GULF COAST NATIONAL BANK

**NEW SMYRNA BEACH**

FRIENDS BANK

**NICEVILLE**

PEOPLES NATIONAL BANK OF NICEVILLE

**NORTH LAUDERDALE**

\*SECURITY BANK, N.A.

**NORTH MIAMI**

KISLAK NATIONAL BANK

**NORTH PALM BEACH**

COMMUNITY SAVINGS, F.A.  
PALM BEACH NATIONAL BANK & TRUST COMPANY

**OAKLAND PARK**

AMERICAN NATIONAL BANK

**OCALA**

FLORIDA CITIZENS BANK

**OKEECHOBEE**

BIG LAKE NATIONAL BANK

**ORANGE CITY**

FIRST COMMUNITY BANK

**ORANGE PARK**

HERITAGE BANK OF NORTH FLORIDA

**ORLANDO**

BANK OF CENTRAL FLORIDA  
CENTURY NATIONAL BANK  
CITRUS BANK  
SOUTHERN COMMUNITY BANK

**ORMOND BEACH**

COQUINA BANK

**OVIEDO**

CITIZENS BANK OF OVIEDO

**PAHOKEE**

FIRST COMMUNITY BANK OF PALM BEACH COUNTY

**PALATKA**

FIRST FEDERAL BANK OF NORTH FLORIDA  
PUTNAM STATE BANK

**PALM BEACH**

BANKERS TRUST FLORIDA, N.A.

**PALM BEACH GARDENS**

ADMIRALTY BANK

**PALM COAST**

CYPRESS BANK

**PALM HARBOR**

FLORIDA BANK OF COMMERCE  
PEOPLES BANK

**PANAMA CITY**

BAY BANK & TRUST COMPANY  
FIRST NATIONAL BANK NORTHWEST FLORIDA  
PEOPLES FIRST COMMUNITY BANK

**PEMBROKE PINES**

POINTE BANK

**PENSACOLA**

BANK OF PENSACOLA  
BANK OF THE SOUTH  
FIRST AMERICAN BANK OF PENSACOLA, N.A.

**PERRY**

CITIZENS BANK OF PERRY

**PORT ST. JOE**

CITIZENS FEDERAL SAVINGS BANK OF PORT ST. JOE

**QUINCY**

QUINCY STATE BANK

**ST. AUGUSTINE**

BANK OF ST. AUGUSTINE  
PROSPERITY BANK

**ST. CLOUD**

PUBLIC BANK

**ST. PETERSBURG**

MERCANTILE BANK  
REPUBLIC BANK  
UNITED BANK & TRUST COMPANY

**SANTA ROSA BEACH**

FIRST AMERICAN BANK OF WALTON COUNTY

**SARASOTA**

PROVIDENT BANK OF FLORIDA  
WEST COAST GUARANTY BANK, N.A.

**SEBRING**

HIGHLANDS INDEPENDENT BANK

**SOUTH MIAMI**

FIRST NATIONAL BANK OF SOUTH MIAMI

**STARKE**

COMMUNITY STATE BANK OF STARKE

**STUART**

FIRST NATIONAL BANK & TRUST OF THE TREASURE  
COAST  
GULFSTREAM BUSINESS BANK

**TALLAHASSEE**

CAPITAL CITY BANK  
FIRST BANK  
FIRST SOUTH BANK  
TALLAHASSEE STATE BANK

**TAMPA**

FIRST CITRUS BANK  
\*FLORIDA BANK, N.A.  
MANUFACTURERS BANK OF FLORIDA  
SOUTHERN EXCHANGE BANK

**TRENTON**

TRI-COUNTY BANK

**UMATILLA**

UNITED SOUTHERN BANK

**VALPARAISO**

VANGUARD BANK & TRUST COMPANY

**VERO BEACH**

INDIAN RIVER NATIONAL BANK

**WAUCHULA**

FIRST NATIONAL BANK OF WAUCHULA  
WAUCHULA STATE BANK

**WEST PALM BEACH**

FIDELITY FEDERAL BANK & TRUST  
GRAND BANK OF FLORIDA  
REPUBLIC SECURITY BANK

**WEWAHITCHKA**

WEWAHITCHKA STATE BANK

**WILLISTON**

PERKINS STATE BANK

**WINTER PARK**

BANKFIRST

**ZEPHYRHILLS**

COMMUNITY NATIONAL BANK OF PASCO COUNTY

**GEORGIA**

**ATLANTA**

SUNTRUST BANK

**DARIEN**

SOUTHEASTERN BANK

**LOUISIANA**

**NEW ORLEANS**

WHITNEY NATIONAL BANK

**MASSACHUSETTS**

**BOSTON**

BOSTON BANK OF COMMERCE  
BRANCHES OF THIS QPD CONDUCT BUSINESS IN  
FLORIDA UNDER THE NAME PEOPLES BANK OF  
COMMERCE

**MINNESOTA**

**EDINA**

INTER SAVINGS BANK, F.S.B.

**NORTH CAROLINA**

**CHARLOTTE**

BANK OF AMERICA, N.A.  
FIRST UNION NATIONAL BANK

**WINSTON-SALEM**

WACHOVIA BANK, N.A.

**OHIO**

**COLUMBUS**

HUNTINGTON NATIONAL BANK

**TENNESSEE**

**MEMPHIS**

UNION PLANTERS BANK, N.A.

\*\*\*\*\*  
THE FOLLOWING IS A LIST OF INSTITUTIONS THAT  
HAD A CHANGE SINCE THE LAST PUBLICATION OF  
THIS REPORT.  
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**CLAY COUNTY BANK**

ORANGE PARK

CLAY COUNTY BANK CHANGED ITS NAME TO  
HERITAGE BANK OF NORTH FLORIDA

**NATIONAL BANK OF COMMERCE**

WINTER PARK

MERGED WITH WACHOVIA BANK, N.A.  
(WINSTON-SALEM, NORTH CAROLINA)

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR  
VEHICLES**

Notice of Publication for the Relocation of a  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is  
given that General Motors Corporation, intends to allow the  
relocation of Vince Whibbs Pontiac Buick GMC, as a  
dealership for the sale of Buick, from its present location at  
3401 Navy Boulevard, Pensacola, Florida 32505-8093, to a

proposed location at Northwest corner of the intersection of "W" Street and Highway 29, Pensacola (Escambia County), Florida, on or after September 14, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Vince Whibbs Pontiac Buick GMC, Inc. are: dealer operator: Mark T. Whibbs, 3401 Navy Boulevard, Pensacola, Florida 32505-8093; principal investor(s): Mark T. Whibbs, Vince Whibbs, Sr., Gregory M. Whibbs, John P. Whibbs, Ann W. Brown and Kathleen Whibbs-Matthews, 3401 Navy Boulevard, Pensacola, Florida 32505-8093. The notice indicates an intent to relocate the franchise 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, 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: Ms. Jo Manno, Dealer Contract Manager, Southeast Region, General Motor Corporation, 100 Renaissance Center, Mail Code 482-A07-C66, Detroit, MI 48265-1000.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Big Dog Motorcycles, LLC, intends to allow the establishment of Keenan and Keenan, Inc. d/b/a Palm Beach Ducati/Palm Beach Triumph, as a dealership for the sale of Big Dog Motorcycles which includes the Pitbull, Husky, Boxer, Mastiff, Vintage Sport, ProSport, Bulldog and Wolf, at 12550 South Military Trail, Suite 8, Boynton Beach (Palm Beach County), Florida on or after October 11, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Keenan and Keenan, Inc. are: dealer operator and principal investor(s): Robert and Margaret Keenan, Keenan and Keenan Inc., 11880 N. W. 7th Street, Plantation, Florida 33325.

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. Lori Brands, Sales Office Manager, Big Dog Motorcycles, LLC, 140 North Ohio, Wichita, Kansas 67214.

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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, American Honda Motor Company, Inc., intends to allow the establishment of Palm Harbor Honda, as a dealership for the sale of Honda automobiles and trucks, at 31200 U.S. Highway 19, Palm Harbor (Pinellas County), Florida 34683, on or after December 31, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Palm Harbor Honda are: dealer operator and principal investor(s): Sanford L. Woods, Sr., 9815 Currie Davis Drive, Tampa, Florida 33647.

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: Mr. Bill Green, Market Planning Manager, Automobile Sales Division, American Honda Motor Co., Inc., 1919 Torrance Boulevard, Torrance, CA 90501-2746.

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.

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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 Harley-Davidson Motor Company, intends to allow the establishment of Gator Harley-Davidson Inc., as a Harley-Davidson Secondary Retail Location (SRL), an outlet for the sale and service of motorcycles, at 12635 Highway 27, Clermont (Lake County), Florida 34711, on or after March 1, 2001.

The name and address of the dealer operator(s) and principal investor(s) of Gator Harley-Davidson, Inc. are: dealer operator and principal investor(s): John and Arlene Malik, 28828 Beauclaire Drive, Tavares, Florida 32778.

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: Ms. Carolyn Mijokovic, Regional Dealer Relations Representative, Harley-Davidson Motor Company, 3700 West Juneau Avenue, P. O. Box 653, Milwaukee, WI 53201.

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.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Mitsubishi Motor Sales of America, Inc. intends to allow the establishment of Gulfview Imports, Inc., d/b/a Gulfview Mitsubishi, as a dealership for the sale of Mitsubishi vehicles, at 9932 U.S. Highway 19, Port Richey (Pasco County), Florida 34668 and the service facility will be located at 6911 Fox Hollow, Port Richey, Florida 34668, on or after November 30, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Gulfview Imports, Inc., d/b/a Gulfview Mitsubishi are: dealer operator and principal investor(s): Mr. Leon Kreisler, 1000 Royal Birkdale Drive, Tarpon Springs, Florida 34689.

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: Mr. Fred W. Houser, Regional Business Development Manager, Mitsubishi Motor Sales of America, Inc., Southeastern Regional Office, 5466 Currin Drive, Orlando, Florida 32835-5211.

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.

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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 Kawasaki Motors Corp., U.S.A., intends to allow the establishment of Charlotte County Motorsports, Inc., as a dealership for the sale of Kawasaki motorcycles, at 4656 Tamiami Trail, Port Charlotte (Charlotte County), Florida 33981, on or after July 31, 2000.

The name and address of the dealer operator(s) and principal investor(s) of Charlotte County Motor Sports, Inc., are: dealer operator: Brett Helphenstine, 24358 Kingsway Circle, Lake Suzy, Florida 34266, Joseph Lombardo, 6400 Riverside Drive, Punta Gorda, Florida 33982, Bruce Laishley, 627 Brindisi Ct., Punta Gorda, Florida 33950, Rick Treworgy, 27495 Cleveland Avenue, Punta Gorda, Florida 33982; principal investor(s): Brett Helphenstine, 24358 Kingsway Circle, Lake Suzy, Florida 34266, Joseph Lombardo, 6400 Riverside Drive, Punta Gorda, Florida 33982, Bruce Laishley, 627 Brindisi Ct., Punta Gorda, Florida 33950, Rick Treworgy, 27495 Cleveland Avenue, Punta Gorda, Florida 33982.

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: Mr. Jim Capps, Regional Sales Manager, Kawasaki Motors Corp., U.S.A., 6110 Boat Rock Blvd., S. W., Atlanta, GA 30378.

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.

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## STATE BOARD OF ADMINISTRATION

NOTICE IS HEREBY GIVEN by the State Board of Administration ("the Board") of its estimate of the borrowing capacity and the projected year-end (as of December 31, 2000) fund balance for the Florida Hurricane Catastrophe Fund ("the Fund"), in compliance with the requirements of Section 215.555(4)(c)2., Florida Statutes. This estimate is as of October 12, 2000. The current balance of the fund, as of June 30, 2000, is \$3,154,617,000. The projected year-end balance on December 31, 2000, is estimated to be \$3,680,000,000, assuming no losses to be reimbursed. The Fund's estimated borrowing capacity, defined as the maximum amount which the Board is able to raise through the issuance of revenue bonds under Section 215.555(6), Florida Statutes, pursuant to the upper limitation of \$11 billion in Section 215.555(4), Florida Statutes, is \$7,320,000,000. This estimate is for tax-exempt debt. During the 1999 legislative session, the Legislature enacted changes to Section 215.555, Florida Statutes, and provided an upper limit of \$11 billion on the Board's potential liability to reimburse participating insurers for losses sustained by hurricane damage. Therefore, the Board's obligation is to try to raise \$7,320,000,000, rather than the total capacity determined by using all of the available 4 percent emergency assessment capability.

This estimate is based on the Board's good faith assessment of the current global market conditions and is net of required debt service reserve funds and the costs of issuing the bonds. These conditions may or may not be the same if and when the Board determines that it is necessary to seek the issuance of revenue bonds. The Board's estimate is also based upon projected year-end reimbursement premiums. Emergency assessments are based on data available as of this estimate. This estimate is provided to comply with the requirements of Section 215.555(4)(c)2., Florida Statutes, and should only be relied upon after careful consideration of all relevant assumptions and reservations, including those set forth below.

Assumptions:

1) The Board assumes that both the annual reimbursement premiums and the 4% emergency assessment described in Section 215.555(6)(a)3., Florida Statutes, will be used as the revenue source to service the debt and to provide debt service coverage. Although Section 215.555(6)(a)3., Florida Statutes, also provides for a 2% assessment, any hurricane requiring the Board to issue bonds will necessarily have to be of such a magnitude that it is highly likely that the Governor will have declared a state of emergency and therefore the maximum 4% assessment will be applicable. Further, receipt of federal assistance is dependent upon a declaration of a state emergency.

2) The debt service coverage ratio is assumed to be 1.8. This means that the revenue stream available to service the debt is 1.8 times the amount actually needed to service the debt. The debt service coverage ratio is sensitive to actual reimbursement premiums collected during the year. Changes in deductible distributions and other factors which impact actual reimbursement premiums may impact coverage ratio.

3) The Board has assumed interest rates reflecting market conditions on October 1, 2000. Many factors will impact the interest rates that will ultimately be used when the Board determines that bonds must be issued. It is impossible to predict with any certainty what those rates will be.

4) In accordance with the requirements of Section 215.555(6)(a)2., Florida Statutes, the Board has completed the bond validation process. The circuit court hearing held on November 12, 1996, resulted in a favorable ruling. The

validation was then immediately appealed to the Florida Supreme Court. The Florida Supreme Court ruled on September 18, 1997, that the bonds are valid.

5) In response to the private letter ruling request filed in early June, 1997, the Internal Revenue Service ruled that interest on the bonds issued under Section 215.555(6), Florida Statutes, is exempt from federal taxation.

Reservations:

1) Since no bonds have ever been issued on behalf of the Fund, there are a number of uncertainties. Among these are the following: the financial condition of the insurance industry at the time of a catastrophic loss, the stability of the revenue stream and potential litigation.

2) A more general uncertainty is the condition of the financial markets at the time the bonds are issued and the degree of familiarity of potential investors with the Fund.

3) Another general uncertainty is the ability of the capital markets to absorb a bond issue of this magnitude at the time of the bond issuance.

As of October, 2000, the Board's good faith estimate of its bonding capacity is \$7,320,000,000, to reach the current statutory upper limit of \$11 billion. The Board recognizes the importance of this estimate and is committed to make every effort to assure its ability to issue up to \$7,320,000,000, in bonds if and when the necessity arises.

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DEPARTMENT OF MANAGEMENT SERVICES

NOTICE OF AWARD

COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
477-450	09-15-00	Palmer & Cay 240 N Magnolia Dr. Tallahassee, FL 32302	\$340,331	08-01-00	ITB
840-001	07-25-00	Audio Visual Solutions P. O. Box 222126 Hollywood, FL 33022	\$4,000,000	03-17-00	ITB
		Central Audio Visual 1212 S. Andrews Ave. Ft. Lauderdale, FL 33316			
		Electric Image Media Systems 3223 N. W. 10th Terrace Ft. Lauderdale, FL 33309			
		MDM Commercial Electronics 2320 S. Third St. Jacksonville, FL 32250			
		Media Solutions of Miami 12101 N. W. 98th Ave. Hialeah Gardens, FL 33018			
		Phillips Consumer Electronics 64 Perimeter Center East Atlanta, GA 30346			
		Pro Video Sales, Co 6600 W. Rogers Circle Boca Raton, FL 33487			
		Sharp Electronics Corp. Sharp Plaza Mahwah, NJ 07430			
		Troxell Communications 4532 Kennedy Blvd. Tampa, FL 33609			
840-001	07-25-00	Vidicomp Dist. P. O. Box 572928 Houston, TX 77257	\$4,000,000	03-17-00	ITB



COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
		Watson Industries 11378 Royal Tee Circle Cape Coral, FL 33991			
840-980	08-21-00	Audio Visual Solutions P. O. Box 222126 Hollywood, FL 33022	\$2,500,000	05-08-00	ITB
		Computer System Enhancements 6150 SR 70, East Bradenton, FL 34203			
		Global Communication Tech. 720 Capital Circle, N. E. Tallahassee, FL 32311			
		Hayes Computer Systems 1355 Thomas Wood Dr. Tallahassee FL 32312			
		Lucent Technologies 2536 Capitol Medical Blvd. Tallahassee, FL 32308			
		The Predidio Corp. 5100 J Philadelphia Way Lanham, MD 20706			
		Proxima 9440 Carroll Park Drive San Diego, CA 92121			
280-450	09-26-00	Alpha Business Cabling, Inc. 8812 Ventura Cove Tampa, FL 33637	\$2,000,000	07-12-00	ITB
280-450	09-26-00	Commercial Comm. 4520 Parkway Comm., Blvd. Orlando, FL 32808	\$2,000,000	07-12-00	ITB
		Data Set Ready, Inc. P. O. Box 15005 Tallahassee, FL 32171-5005			
		Delta Technologies, Inc. P. O. Box 2301 Tallahassee, FL 32326-1144			

COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
		MCS of Tampa, Inc. 1101 N. Himes Avenue Tampa, FL 33607			
		MILCOM Systems Corporation 532 Viking Drive Virginia Beach, VA 23452			
		Telecom Engineering Cons., Inc. 9400 N. W. 25th Street Miami, FL 33172			
		Universal Cabling Systems, Inc. 914 Fern Street West Palm Beach, FL 33418			
		Verizon Florida, Inc. 1907 US Highway 301, N. Tampa, FL 33619			
725-001	09-28-00	Com-Net Ericsson Critical Radio Systems 3315 Old Forest Road Lynchburg, VA 24501	\$325,000,000	01-31-00	RFP
120-440	08-01-00	Mercury Marine 6250 Pioneer Road Fond Du Lac, WI 54936-1939	\$1,670,000	06-07-00	ITB
		Outboard Marine Corporation 200 Sea Horse Drive Waukegan, IL 60085			
252-030	08-07-00	Hummingbird 1 Sparks Ave. North York, Ontario, CA M2H2W1	\$150,000	N/A	Negotiation
252-030	09-15-00	Optika 7450 Campus Drive Colorado Springs, CO 80920	\$150,000	N/A	Negotiation
973-001	05-15-00	Resource Associates 31 Hickory Rd. Mohnton, PA 19540	\$1,000,000	N/A	Negotiation

COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
		Career Training Concepts 1650 Oakbrook Dr., Ste. 475 Norcross, GA 30093			
		CMA Enterprise, Inc. 9821 S. W. 165th Terrace, Ste. 1 Miami, FL 33157-3336			
		Sharpton, Brunson & Co. One S. E. 3rd Ave., Ste. 2100 Miami, FL 33131			
645-260	08-21-00	Unisource Worldwide 4151 Woodcock Drive Jacksonville, FL 32207	\$1,168,804	06-12-00	ITB
		Xpedx P. O. Box 37889 Jacksonville, FL 32236			
060-420	09-15-00	Multibearings Service Co. 3010 W. 16th Avenue Hialeah, FL 33012	\$1,586,380	05-15-00	ITB
974-026	09-15-00	Siemens Information & Communications Network 4014 Gunn Highway, Ste. 275 Tampa, FL 33624	\$500,000	N/A	Negotiation
974-020	09-14-00	Cobra Technologies, Inc. 2873 Remington Green Circle Tallahassee, FL 32308	\$500,000	N/A	Negotiation
974-021	08-31-00	Bay Systems, Inc. 8499 S. Tamiami Trail, #275 Sarasota, FL 32308	\$500,000	N/A	Negotiation
974-024	09-04-00	Innovative Logistic Technologies 2010 Corporate Ridge, 9th Floor McLean, VA 22102	\$500,000	N/A	Negotiation
973-504	09-01-00	IBM 101 North Monroe Street Tallahassee, FL 32301	\$500,000	N/A	Negotiation

COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
974-025	08-24-00	FreeMarkets, Inc. 210 6th Ave. One Oliver Plaza 22nd Floor Pittsburgh, PA 15222	\$500,000	N/A	Negotiation
974-023	08-10-00	Engineering & Computer Technologies 412 E. Georgia Street Tallahassee, FL 32301	\$500,000	N/A	Negotiation
974-022	08-04-00	International Data Consultants 6240 S. W. 145th Street Miami, FL 33158	\$500,000	N/A	Negotiation
974-015	07-10-00	e-Presence Solutions, Inc. 7700 Little Rivers Turnpike, #603 Annandale, VA 22003	\$500,000	N/A	Negotiation
974-019	07-27-00	UPP Business Systems 7380 Sand Lake Road, 5th Floor Orlando, FL 32819	\$500,000	N/A	Negotiation
974-016	07-10-00	Sylnx, Inc. 857 East Park Ave. Tallahassee, FL 32301	\$500,000	N/A	Negotiation
974-595	07-07-00	Paul Consulting 6870 Glen Meadow Lane Tallahassee, FL 32311	\$500,000	N/A	Negotiation
974-017	07-20-00	Systems Programming of Tallahassee 6008 Leigh Read Road Tallahassee, FL 32308	\$500,000	N/A	Negotiation
550-001	09-18-00	Control Specialists Co. 707 Nicolet Ave. Suite 100 Winter Park, FL 32787	\$955,000	06-23-00	ITB
365-001	09-01-00	Aztec Products, Inc. 2354 University Dr. Coral Springs, FL 33065	\$390,250	05-01-00	ITB
		Enviro Chemical & Janitorial Supply Co. 29 S. W. 5th Street Pompano Beach, FL 33060			

COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
		Pullman Holt 10702 N. 46th Street Tampa, FL 33617			
		Minutemen International 111 South Rohlwing Rd. Addison, IL 60101			
		Pheonix Research Industries, Inc. P. O. Box 47969 Atlanta, GA 30362			
		Windsor Industries 1351 W. Stanford Ave. Denver, CO 80291-0431			
		Yates Industrial Supply Co. 20710 Cook Rd. Tomball, TX 77375			
680-001	09-20-00	Anderson Munitions, Inc. P. O. Box 2050 Cordova, TN 38088-2050	\$3,300,500	07-28-00	ITB
		ATD American Co. 135 Greenwood Ave. Wyncote, PA 19095-1396			
		Central Public Safety Eq. Co. 3810A West Osborne Ave. Tampa, FL 33614			
		Combines Tactical Systems, Inc. P. O. Box 506 Jamestown, PA 16134			
680-001	09-20-00	Defense Technology 13386 International Parkway Jacksonville, FL 32218	\$3,300,500	07-28-00	ITB
		Federal Laboratories 13386 International Parkway Jacksonville, FL 32218			
		Florida Bullet, Inc. P. O. Box 7497 Clearwater, FL 33758			

COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
		Gulf States Dist. 6000 E. Shirley Lane Montgomery, AL 36117			
		Hamilton Uniform P. O. Box 357 Crosswicks, NJ 08515			
		Law Enforcement Supply Co, Inc. 1814 Beck Ave. Panama City, FL 32405			
		Lawmens & Shooters' Supply 7750 9th St., S. W. Vero Beach, FL 32968			
		Longbow, Inc. P. O. Box 129 Martha, OK 73556 Security Equipment Corp. 330 Sun Valley Cir. Fenton, MO 63026			
		Smyrna Police District 630 Windy Hill Rd. Smyrna, GA 30080			
		Zero Ammunition Co., Inc. P. O. Box 1188 Cullman, AL 35056			
550-590	08-30-00	3M 3M Center Bldg. 225-5s-08 P. O. Box 33225 St. Paul, MN 55133-3225	\$1,770,000	05-12-00	ITB
		Avery Dennison/Stimsonite 6565 West Howard St. Niles, IL 60714			
		Racol Traffic Control Corp. P. O. Box 640 Frankfort, OH 45628			
		Traffic Devices, Inc. 220 Calle Punctures San Clemente, CA 92672			

COMMODITY	AWARD DATE	NAME/ADDRESS WINNING VENDOR(S)	VALUE OF AWARD	ORIGINAL AD DATE	TYPE OF SOLICITATION
		Municipal Supply & Sign Co. 1095 5th Ave., N. Naples, FL 34106			
		Nippon Carbide Ind. 3136 E. Victoria St. Rancho Dominguez, CA 90221			
		Universal Signs & Accessories 2912 Orange Ave. Ft. Pierce, FL 34947			
		Vulcan Signs P. O. Box 1850 Foley, AL 36536			
991-705	08-17-00	Mercury Technologies Int'l 4317-J Fortune Place W. Melbourne, FL 32904	\$802,000	06-29-00	Bid

\* This number was calculated as the total estimated sales through the term of the contract divided by the number of contractors.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The Department of Environmental Protection announces the Clean Marina Program has available grants up to a maximum of \$1,500 on a first-come-first-serve basis starting Wednesday, November 1, 2000 and continuing until either grant funds set aside under the program have been expended, or until August 31, 2001.

Eligible applicants are marinas who have attended a Clean Marina Workshop and have filed their Clean Marina Action Plan Certification, Form CMP005, with the Grants Section of the Division of Law Enforcement in the Department of Environmental Protection. The Clean Marina Action Plan Certification, Form CMP005, can be submitted along with the application for funds.

Information about Clean Marina Workshops can be obtained by checking the program web site at [www.Floridadep.org/law/bosp/grants/clean\\_marina](http://www.Floridadep.org/law/bosp/grants/clean_marina) or call Mr. Jan R. De Laney, (850)488-5757, Extension 178 or Ms. Debbie Hall, (850)488-5757, Extension 139. Grant applications under this program may be obtained at Clean Marina Workshops or by contacting Mr. Jan R. De Laney, (850)488-5757, Extension 178 or Ms. Debbie Hall, (850)488-5757, Extension 139. Address: Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. E-mail address: [Jan.Delaney@dep.state.fl.us](mailto:Jan.Delaney@dep.state.fl.us) or [Deborah.S.Hall@dep.state.fl.us](mailto:Deborah.S.Hall@dep.state.fl.us)

**NOTICE OF AVAILABILITY****FLORIDA CATEGORICAL EXCLUSION NOTIFICATION  
OPA-LOCKA WASTEWATER TRANSMISSION AND  
COLLECTION SYSTEM IMPROVEMENTS**

The Florida Department of Environmental Protection has determined that the proposed Opa-locka wastewater transmission and collection system improvements project will not adversely affect the environment. The financial assistance for the project is estimated at \$10,725,100.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing: Troy Mullis, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS 3505, Tallahassee, Florida 32399-2400.

**DEPARTMENT OF HEALTH**

On October 11, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Kimberly Rainbolt, RN, license number RN 2992032, Case Numbers 2000-06442, 2000-03417, 2000-09391. RAINBOLT'S last known address is 849 South Wymore Road, #203, Altamonte Springs, Florida 32714. The Emergency Suspension was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant Sections 456.073(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On October 13, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Peter J. Ramme, R.N., license number RN 3294352, Case Number 2000-11023. Ramme's last known addresses are 1511 East Brainerd, Pensacola, Florida 32503 and Escambia County Jail, 2935 North L Street, Pensacola, Florida. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant Sections 456.073(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On October 13, 2000, Robert G. Brooks, M.D., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Melinda Bruton, L.P.N., C.N.A. license numbers PN 938321 and C.N.A. 0988-267-71-3371 Case Number 2000-02228. Bruton's last known address is Broward County Jail, 555 S. E. First Avenue, Ft. Lauderdale, Florida 33301. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant Sections 456.073(8) and 120.60(8), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.



**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN October 9, 2000  
 and October 13, 2000

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF BANKING AND FINANCE**

**Division of Finance**

3D-40.053	10/12/00	11/1/00	26/36	
3D-40.099	10/12/00	11/1/00	26/36	
3D-40.205	10/12/00	11/1/00	26/36	
3D-40.225	10/12/00	11/1/00	26/36	

**DEPARTMENT OF EDUCATION**

**University of South Florida**

6C4-11.004	10/13/00	11/2/00		Newspaper
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**Gulf Coast University**

6C10-5.009	10/9/00	10/29/00		Newspaper
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**REGIONAL PLANNING COUNCILS**

**North Central Florida Regional Planning Council**

29C-1.008	10/12/00	11/1/00	26/33	
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

61-20.504	10/13/00	11/2/00	26/36	
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**Electrical Contractors' Licensing Board**

61G6-9.005	10/13/00	11/2/00	26/29	
61G6-9.006	10/13/00	11/2/00	26/29	

**Board of Professional Land Surveyors**

61G17-3.0021	10/13/00	11/2/00	26/34	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**Florida Building Code Administrators and Inspectors Board**

61G19-5.002	10/13/00	11/2/00	26/34	
61G19-9.007	10/13/00	11/2/00	26/34	26/38

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

64B5-12.016	10/9/00	10/29/00	26/35	
64B5-12.017	10/9/00	10/29/00	26/35	
64B5-12.0175	10/9/00	10/29/00	26/35	
64B5-12.019	10/9/00	10/29/00	26/35	
64B5-16.001	10/9/00	10/29/00	26/35	

**Board of Massage**

64B7-25.0011	10/13/00	11/2/00	26/35	
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**Board of Nursing Home Administrators**

64B10-11.011	10/10/00	10/30/00	26/36	
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**Board of Pharmacy**

64B16-26.2035	10/10/00	10/30/00	26/35	
64B16-28.121	10/10/00	10/30/00	26/35	

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

65-2.042	10/10/00	10/30/00	26/26	26/35
65-2.043	10/10/00	10/30/00	26/26	26/28
65-2.047	10/10/00	10/30/00	26/26	
65-2.060	10/10/00	10/30/00	26/26	

**Economic Self Sufficiency Program**

65A-4.213	10/10/00	10/30/00	26/28	
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