

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE TITLES: NUMBERING SYSTEM RULE NOS.: 1S-1.001

Style and Form for Filing Rules; Certification Accompanying Materials 1S-1.002

Florida Administrative Weekly (FAW) 1S-1.003

PURPOSE AND EFFECT: Rule 1S-1.001, F.A.C., is being amended to add Title 68 to the list of agency title numbers. Rule 1S-1.002, F.A.C., is being amended to clarify the disk format requirements for rule adoption. Rule 1S-1.003, F.A.C., is being amended to add the optional requirement that notices to be published in the Florida Administrative Weekly (FAW) be electronically submitted.

SUBJECT AREA TO BE ADDRESSED: Addition of a new title number, clarification of disk format requirements for final adoption of rules, and addition of electronic submission of notices to be published in the FAW.

SPECIFIC AUTHORITY: 120.55(1)(c) FS.

LAW IMPLEMENTED: 120.54(2),(3)(e)4.,(6), 120.55(1)(c), (d),(3), 403.8055 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: Liz Cloud, Chief, Bureau of Administrative Code, 107 West Gaines Street, The Collins Building, Suite L43, Tallahassee, FL 32399-0250, Telephone (850)245-6270

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

1S-1.001 Numbering System.

(1) through (9) No change.

(10) The following basic title numbers are assigned to the corresponding agencies:

- 1 - Department of State
2 - Department of Legal Affairs
3 - Department of Banking and Finance
4 - Department of Insurance
5 - Department of Agriculture and Consumer Services
6 - Department of Education
7 - Department of Business Regulation

- 8 - Department of Commerce
9 - Department of Community Affairs
10 - Department of Health and Rehabilitative Services
11 - Department of Law Enforcement
12 - Department of Revenue
13 - Department of General Services
14 - Department of Transportation
15 - Department of Highway Safety and Motor Vehicles
16 - Department of Natural Resources
17 - Department of Environmental Regulation
18 - Board of Trustees of the Internal Improvement Trust Fund
19 - State Board of Administration
20 - Department of Citrus
21 - Department of Professional Regulation
22 - Department of Administration
23 - Parole Commission
24 - Pardon Board
25 - Public Service Commission
26 - Assessment Administration Review Commission
27 - Executive Office of the Governor
28 - Administration Commission
29 - Regional Planning Councils
30 - Regional Transportation Authorities
31 - Loxahatchee River Environmental Control District
32 - State Fair Authority
33 - Department of Corrections
34 - Commission on Ethics
35 - Metropolitan Planning Organizations
36 - Englewood Water District
37 - Advisory Council on Inter-Governmental Relations
38 - Department of Labor and Employment Security
39 - Game and Fresh Water Fish Commission
40 - Water Management Districts
41 - Commission for the Transportation Disadvantaged
42 - Florida Land and Water Adjudicatory Commission
43 - Fiscal Accounting Information Board
44 - Information Resource Commission
45 - Expressway Authorities
46 - Marine Fisheries Commission
47 - High Speed Rail Transportation Commission
48 - Florida Keys Aqueduct Authority
49 - Regional Utility Authorities

- 50 – Alligator Point Resource Board
- 51 – Hillsborough County Consolidated Taxicab Commission
- 52 – Port of Palm Beach District
- 53 – Department of the Lottery
- 54 – Interlocal Agencies
- 55 – Department of Veterans' Affairs
- 56 – Clean Florida Commission
- 57 – Spaceport Florida Authority
- 58 – Department of Elder Affairs
- 59 – Agency for Health Care Administration
- 60 – Department of Management Services
- 61 – Department of Business and Professional Regulation
- 62 – Department of Environmental Protection
- 63 – Department of Juvenile Justice
- 64 – Department of Health
- 65 – Department of Children and Family Services
- 66 – Navigation Districts
- 67 – Florida Housing Finance Corporation
- 68 – Fish and Wildlife Conservation Commission

Specific Authority 120.55(1)(c) FS. Law Implemented 120.55(1)(c) FS. History—New 5-29-80, Formerly 1-1.01, Amended 10-1-84, 11-14-85, 4-10-90, 6-17-92, 4-1-96, 9-13-98, \_\_\_\_\_.

1S-1.002 Style and Form for Filing Rules; Certification Accompanying Materials.

(1) In addition to the following requirements, the text of all rules filed for adoption shall be submitted on 3.5" diskette, and shall comply with the specifications listed in paragraphs Rule 1S-1.003(2)(b) and (c)(a), F.A.C.

(2) No change.

(3) An agency adopting an amendment to an existing rule shall submit the original and two copies, underlining new material and striking through deleted material. The new material shall appear before the deleted material. Each rule page shall be numbered. The text of a rule amendment shall set forth in full the amended rule and include such subsections, paragraphs, subparagraphs or sub-subparagraphs of the amended rule where necessary to make the publication of the amended rule complete and meaningful. Any subsections, paragraphs, subparagraphs or sub-subparagraphs not being amended, shall be noted as "No change". The original shall be prepared in the same manner as described in subsection (2)(4) of this rule.

(4) through (11) No change.

Specific Authority 120.55(1)(c) FS. Law Implemented 120.54(3)(e)4.,(6), 120.55(1)(c),(d), 403.8055 FS. History—New 5-29-80, Formerly 1-1.02, Amended 12-30-81, 2-9-84, 10-1-84, 11-14-85, 10-19-86, 4-10-90, 6-17-92, 10-1-96, 9-13-98, 8-23-99, \_\_\_\_\_.

1S-1.003 Florida Administrative Weekly (FAW).

(1) No change.

(2)(~~a~~) All proposed rules and other documents to be published in the FAW shall be submitted;

(a) Electronically through the Electronic Submission link/button found on the Florida Administrative Weekly web page, <http://faw.dos.state.fl.us>. This page may also be accessed through the Department of State's homepage at <http://election.dos.state.fl.us>;

(or)

On ~~en~~ 3.5" diskette, together with one hard copy of each notice printed on white letter size (8 1/2" x 11") paper, double spaced, and shall comply with the following specifications:

1. 3.5" diskette, 720 K or 1.44 M recording Density, IBM PC compatible formatting; and

2. All diskettes shall be accompanied by an affixed external label that:

a. Identifies the submitting agency by the agency's title number;

b. Lists the file(s) contained on the disk; and

c. Lists the type of software used.

(b) Agencies shall submit a cover memo for each notice to be published in the FAW, specifying the person's name and address to which the invoice will be sent, so that the proper agency will be billed for the costs of publication. In addition, the cover memo shall contain the agency's title number, type of notice(s) and file name(s) contained on the disk, and shall specify the publication date. A sample cover memo may be obtained by contacting the Bureau of Administrative Code.

~~(c)3-~~ Acceptable software:

~~a. WordPerfect for MS-DOS Version 5 and above; or~~

~~1.b. WordPerfect for Windows Version 5 and above; or~~

~~e. Microsoft Word for MS-DOS Versions 3.0, 4.0, 5.0, 5.5 and 6.0; or~~

~~2.d. Microsoft Word for Windows Versions 3.0, 4.0, 5.0, 5.5 and 6.0; or~~

~~e. Microsoft Write for Windows; or~~

~~f. Ami Professional; or~~

~~g. DisplayWrite 2, 3, 4, and 5; or~~

~~3.h. Rich Text Format.~~

(d)4- No other software will be accepted unless specifically authorized in writing by the Bureau of Administrative Code.

(e)5- All documents submitted shall use "underscore" and "overstrike" character attributes to denote inserted and deleted text, respectively. Documents shall not contain "redlining" or other revision markers.

(f)4b) Except when the intended action is the repeal of a rule, agencies shall provide notice of the development of proposed rules in the format set out in subsection (3)(4) of this rule.

(g)(e) All proposed new rules, amendments, substantial rewording of existing rules, repeals and emergency rules shall be preceded by a Notice of Proposed Rulemaking as set out in subsections (4)(5) and (7)(8) of this rule; and

1. Separate Notices of Rule Development and Proposed Rulemaking are required for each rule chapter affected.

2. All proposed new rules shall be coded by underlining the rule number, title, text, specific authority, law implemented and history note.

3. All proposed rule amendments shall be coded by underlining new material and striking through deleted material. When amending a portion of a rule chapter, only the amended sections of the chapter shall be included on the notice of proposed non-emergency rules.

4. All proposed rules which substantially reword existing rules shall be coded by underlining the new material. The rule number, title, specific authority, law implemented and history note lines should not be underlined. The following directory line shall be inserted immediately preceding the rule number and rule title of the substantially reworded rule: (Substantial rewording of Rule \_\_\_\_ follows. See Florida Administrative Code for present text.)

5. All proposed rule repeals shall be coded by underlining the word "Repealed" in the history note. The full text of said rule is not required to be published in the FAW. Only a reference to the rule number, rule title and the specific authority, law implemented and history note must be set out, provided that the rule summary portion of the notice fully describes the subject matter of the repealed rule text. Partial rule repeals will be treated in the same manner as an amendment.

6. Emergency rules shall be coded as specified in subparagraphs 2. through 4.

(h)(d) The department shall reject any notice that does not comply with the requirements specified in these rules.

~~(3) Agencies shall submit a cover memo for each notice to be published in the FAW, specifying the person's name and address to which the invoice will be sent, so that the proper agency will be billed for the costs of publication. In addition, the cover memo shall contain the agency's title number, type of notice(s) and file name(s) contained on the disk, and shall specify the publication date. A sample cover memo may be obtained by contacting the Bureau of Administrative Code.~~

(4) through (14) renumbered (3) through (13) No change.

Specific Authority 120.55(1)(c) FS. Law Implemented 120.54(2), 120.55(1),(3) FS. History--New 5-29-80, Formerly 1-1.021, Amended 7-12-81, 12-30-81, 7-8-82, 2-9-84, 10-1-84, 11-14-85, 10-19-86, 4-10-90, 6-17-92, 9-2-93, 4-1-96, 10-1-96, 9-13-98,\_\_\_\_\_.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE: Logo Sign Program  
RULE CHAPTER NO.: 14-85

RULE TITLE: Logo Sign Program  
RULE NO.: 14-85.004

PURPOSE AND EFFECT: The proposed amendment adds a new "Attractions" category for Logo signs, a new definition for "Prepared Food," and removes the metric equivalent measurement references. Numerous corrections and revisions have been made to the former language and organization of the rule.

SUBJECT AREA TO BE ADDRESSED: The Logo Sign Program is amended to include Attractions as a separate category. Also, a new definition is added and the metric equivalent measurement references are removed. Numerous corrections and revisions have been made to the former language and organization of the rule.

SPECIFIC AUTHORITY: 334.044(2) FS.

LAW IMPLEMENTED: 334.044(28), 479.261 FS.

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

TIME AND DATE: 10:00 a.m, March 6, 2002

PLACE: Fourth Floor Conference Room, Room 479, 605 Suwannee Street, Tallahassee, Florida

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:

14-85.004 Logo Sign Program.

(1) Definitions.

(a) "Annual Permit Renewal" means the process of requalifying businesses with existing permits to allow for continued participation in the program.

(b) "Business" means an attraction or a commercial establishment providing gas, food, lodging, ~~or~~ camping services from a single site at a qualified interchange.

(c) "Business Logo Sign" means a board mounted on the display panel of a logo structure showing the name, symbol, trademark, or combination thereof for a category of motorist services available at an interchange.

(d) "Category" means the motorist services of gas, food, lodging, ~~or camping, or attraction.~~

(e) "Combination Logo Structure" means a logo structure designed to display a combination of business logo signs in no more than three categories in the following configurations combinations:

1. 15' x 12' 4/2 or 2/4 two-category service combination, with business logo signs in each of the two categories placed together.

2. 15' x 12' 2/2/2 three-category service combination, with business logo signs in each of the three categories placed together.

3. 15' x 8' 2/1 two-category service combination, with business logo signs in each of the two categories placed together.

4. 15' x 12' 3/3 two-category service combination, with three business logo signs in each of the two categories placed together.

(f) "Crossroad" means a road intersecting the interstate highway to which access is provided by means of an interchange.

(g) "Display Panel" means the facing or surface of a logo structure to which business logo signs are affixed.

(h) "Double Exit Interchange" means an interchange configuration where, for a given direction of travel on the mainline, two exit ramps provide access to the crossroad, one for each direction of travel on the crossroad.

(i) "Exit Ramp" means the traffic lane or lanes at an interchange on an interstate highway leading from the mainline to the crossroad.

(j) "Full Size Logo Structure" means a mainline or ramp logo structure capable of displaying six business logo signs.

(k) "Half Size Logo Structure" means a mainline or ramp logo structure capable of displaying three business logo signs.

(l) "Initial Permit" means written authorization for the a permit to display of a new business logo sign.

(m) "Logo Structure" means the support columns and display panel upon which separate business logo signs may be displayed.

(n) "Mainline" means the traffic lanes of an Interstate highway intended for through travel.

(o) "Mainline Logo Structure" means those logo structures located along the mainline.

(p) "Prepared Food" means hot or deli style food prepared to order on site.

~~(q)(p)~~ "Program Administrator" means the contractor providing all services relating to the logo program pursuant to a contract under Section 479.261(4), Florida Statutes. ~~Pursuant to a contract dated December 30, 1996, Florida Logos, Inc., is the Program Administrator under this rule.~~

~~(r)(q)~~ "Ramp Logo Structure" means those logo structures located along an exit ramp.

~~(s)(r)~~ "Qualified Interchange" means an interchange that meets the requirements of Section (3) of this Rule.

~~(t)(s)~~ "Single Exit Interchange" means an interchange configuration where, for a given direction of travel on the mainline, one exit ramp provides access to the crossroad for both directions of travel on the crossroad.

~~(u)(t)~~ "Traffic Control Signs" means all signs, signals, markings, and devices placed on, over, or adjacent to a street or highway by authority of a public body or official having jurisdiction to regulate, warn, or guide motorists traffic.

(2) Responsibilities of Program Administrator and Department.

(a) Subject to paragraph (2)(b), the Program Administrator is responsible for administering all provisions of this Rule, including the receipt of applications and renewals and the issuance of notices. ~~Florida Logos, Inc., can be contacted at 4706 Capital Circle, S.W., Tallahassee, Florida 32310 or 1-888-608-0833.~~

(b) The Department is responsible for ~~final~~ interpretation of Section 479.261, Florida Statutes, and this Rule, and is responsible for all proceedings under Chapter 120, Florida Statutes.

(3) Qualification of Interchanges.

(a) All interchanges with logo structures erected or approved ~~as of on~~ May 23, 1996, are qualified.

(b) Additional interchanges on the Interstate highway system will be qualified when minimum sign spacing distance allows at least one logo structure on the mainline and one logo structure on the exit ramp in addition to all necessary traffic control signs for each direction of travel on the mainline.

(c) An interchange is qualified only when the interchange configuration ~~allows permits~~ a motorist to exit, ~~as well as and~~ reenter the interstate highway and continue in the same direction of travel.

(d) Interchanges, including those with logo structures erected or approved ~~as of on~~ May 23, 1996, become unqualified when ~~either~~ the spacing requirements in (b) or the configuration requirement in (c), above, ~~is are~~ no longer met as a result of Department action pursuant to Section 479.261(6), Florida Statutes. The Department or the Program Administrator shall relocate or remove logo structures when ~~deemed necessary by the as a result of~~ Department, ~~action~~ pursuant to Section 479.261(6), Florida Statutes.

(4) Mainline Logo Structures.

(a) The number of logo structures along an approach to an interchange, regardless of the number of categories displayed, shall be limited to a maximum of four. Approaching the interchange, the successive order of logo categories that may be displayed in permissible combinations on the four logo structures shall be attraction, camping, lodging, food, and gas. ~~No category shall appear on more than one more than one~~ logo structure ~~will be provided for each category.~~ If spacing is unavailable on the four ~~for~~ logo structures for all five ~~four~~

categories in a permitable combination, category preference shall be given first in priority order to the categories of gas, then to food, lodging, and camping, and attraction, respectively.

(b) Combination logo structures shall be used when spacing is unavailable for separate structures for all business categories for which applications have been submitted. The configuration of the logo structures shall be determined by the priority order established in paragraph (4)(a) above, and the number of applicant businesses in each category which have been qualified for participation at the time the structure is erected. A "2/2/2" combination logo structure displaying two business logo signs in each of the three categories ("2/2/2") shall not be constructed at an interchange where more than two qualified gas or food businesses have applied, in order to preserve the priority of businesses which provide services in the categories of gas and food.

(c) The ~~size of the~~ display panel of mainline logo structures for all categories shall be a rectangle ~~4500 mm (15 feet) wide by 3,000 mm (10 feet) high for a full size mainline logo structure, 4,500 mm (15 feet) wide by 6 1,800 mm (six feet) high for a half size logo structure, and 4,500 mm (15 feet) wide by either 3,600 mm (12 feet) or 8 2400 mm (eight feet) high for a combination logo structure.~~

#### (5) Ramp Logo Structures.

(a) A business logo sign shall be permitted on exit ramp logo structures for each business logo sign permitted on mainline logo structures.

(b) If ~~space~~ spacing is unavailable for logo structures for five all four categories of service, preference shall be given in priority order to the categories of gas, food, lodging, ~~and camping, and attraction.~~

(c) The ~~size of the~~ display panel of ramp logo structures shall be ~~8 2,400 mm (eight feet) wide by 7 2,100 mm (seven feet) high for a full size ramp logo structure, 8 2,400 mm (eight feet) wide by 4 1,200 mm (four feet) high for a half size ramp logo structure, and 8 2,400 mm (eight feet) wide by 8 2,400 mm (eight feet) high for a combination ramp logo structure.~~

(6) Placement of Business Logo Signs on Logo Structures. The initial arrangement of business logo signs on each logo structure shall be from left-to-right, top-to-bottom, based upon the date of issuance of the permit. When a business logo sign is removed, the next business logo sign to be displayed will be placed in the location of the removed business logo sign.

#### (7) Business Logo Signs on Mainline Logo Structures.

(a) No more than six ~~The maximum number of~~ business logo signs shall be allowed on any logo structure, of the four logo structure category types at any interchange is as follows:

1. ~~GAS — 6.~~
2. ~~FOOD — 6.~~
3. ~~LODGING — 6.~~
4. ~~CAMPING — 6.~~

(b) No more than a total of six business logo signs shall be allowed for any category.

~~(c)(b)~~ Business logo signs on mainline logo structures shall be constructed of metal and shall be ~~1,200 mm (48 inches) wide and 900 mm (36 inches) high. Letters shall be at least 250 mm (10 inches) high, whether capital or lowercase. However, when only a the symbol or trademark is used on the logo sign alone for the logo, any legend on the symbol or trademark it shall be proportional to the size customarily used on the symbol or trademark.~~

(8) Business Logo Signs on Ramp Logo Structures. Business logo signs on ramp logo structures shall be constructed of metal and shall be ~~600 mm (24 inches) wide and 450 mm (18 inches) high. Letters shall be at least 150 mm (six inches) high, whether capital or lowercase. However, when only the symbol or trademark is used alone for the logo, any legend on it shall be proportional to the size customarily used on the symbol or trademark.~~

(9) Installation and Maintenance of Logo Structures and Signs. Except as provided herein, all logo structures and signs shall be installed and maintained in accordance with the *Manual on Uniform Traffic Control Devices* which is incorporated by reference in 14-15.010, Florida Administrative Code; ~~and~~ *Roadway and Traffic Design Standards*, 1996 edition; and *Standard Specifications for Road and Bridge Construction*, 1996 edition, which are incorporated herein by reference. The Program Administrator shall remove, replace, or cover any business logo sign that no longer meets Department standards.

#### (10) Qualification of Businesses.

(a) To qualify for a business logo sign in any category, a business must:

1. ~~H~~hold all necessary licenses and permits to provide services required to qualify for the ~~logo~~ category being displayed;

2. Comply with laws concerning the provisions of public accommodations without regard to race, religion, color, age, sex, or national origin;

3. Provide on site, modern sanitary facilities and a telephone on-site for use by motorists;

4. ~~F~~all within a category set forth in subsections ~~(10)(d)~~ ~~(e)~~ through ~~(h)~~, ~~(f)~~ and meet the requirements applicable to that category, including distance from the qualifying interchange. The qualifying interchange, which will be measured from the point where the crossroad intersects with the centerline of the Interstate highway median, along the crossroad to the nearest entrance to the premises of the business; and

5. Bbe located on or visible from the crossroad so that a motorist can immediately discern the type of service provided. However, a EXCEPTION: A business which meets all other qualifications but is not located on or is not visible from the crossroad will be permitted to display a business logo sign subject to under the following conditions:

a. The business demonstrates that additional signs are adequate signing is in place which are adequate to direct the motorist to its location. Such signs signing shall be maintained at all times while the business logo sign is displayed.

b. Space is available to display the business logo sign on an existing logo structure.

c. ~~Such A business which qualifies under the exception in paragraph 5.~~ will be permitted to renew its business logo sign permit annually unless one or more approved qualified businesses that are visible from the crossroad have applied apply and are approved and no space is available on the logo structure. In such cases, the businesses qualified under this exception which are nearest the crossroad shall be approved for permit renewal.

(b) ~~A In addition to the qualifications for a Business Logo Sign in (10)(a),~~ a business qualified in the categories of gas, food, or lodging, only, which is located between three ~~and~~ to six miles from the interchange will be granted a permit for a ~~bBusiness Logo sSign~~ if less than six permits have been issued for businesses within three miles of the interchange for that category. A permit for a business logo sign issued for a business located between within three ~~and~~ to six miles of the interchange will not be renewed at the next billing date if after six businesses located within three miles of the interchange have been qualified for logo permits.

(c) ~~A In addition to the qualifications for a Business Logo Sign in (10)(a) and (10)(b),~~ a business shall qualify for a business logo sign in one direction only and at one half the standard annual permit fee if either of the following conditions are met:

1. The business is located at an interchange that serves one direction only.

2. The business is Businesses located at an interchange serving both directions, but the business can only serve motorists traveling in one direction, can only be signed in one direction because of the interchange configuration or because of sign spacing. A permit for a ~~bBusiness Logo sSign~~ issued to a business serving one direction only shall not be renewed at the next billing date after six businesses serving both directions have been qualified for logo permits.

(d) Gas.

1. To qualify for a business logo sign in the gas category, a the business must:

a. Operate year round at least 16 hours per day, 360 days a year; However, a business that meets all other qualifications but maintains operating hours other than 16 hours per day will be permitted to display a business logo sign in the gas category under the following conditions:

I. Space is available to display the business logo sign on an existing logo structure.

II. At least one business logo sign is displayed at the same interchange for businesses in the gas category operating year round at least 16 hours per day, 360 days a year.

III. The gas business with operating hours other than 16 hours per day must operate at least 12 continuous hour per day, 360 days a year.

b. ~~Provide on-site vehicle services including, at a minimum: fuel, oil, water, and tire inflation;~~

c. ~~Provide on-site restroom facilities and drinking water;~~

d. ~~provide tire repair service, either on-site or by contract; and~~

~~d.e. Be located within three miles of the interchange.~~

2. Any full service or self service gas business willing to provide gas pumping service to motorists with disabilities during the hours the business is open shall display the International Symbol of Accessibility for Access for the Handicapped (Symbol D9-~~56~~ *Manual on Uniform Traffic Control Devices*) on its business logo sign. The symbol shall be a minimum of 6 150 mm (six inches) wide by 6 150 mm (six inches) high tall and a maximum of 8 200 mm (eight inches) wide by 8 200 mm (eight inches) high tall for the mainline business logo. These dimensions shall be reduced by one half for corresponding ramp business logos signs. The symbol shall be located in the upper left hand corner of the business logo and shall be positioned in such a way as to cause minimal interference with the artwork. Permitted gGas category businesses may apply to use this symbol on their business logo signs elect to participate at the next permit renewal date. ~~A, or, in the case of a new participant, may elect to participate when with the first permit fee payment is submitted.~~ Permit fees will be in accordance with 14-85.004(11)(b)3. and 14-85.004(11)(e)4. ~~Following the approval of the initial or renewed application, the program administrator will fabricate and install the reflective metal construction symbols for two mainline signs and two ramp signs.~~

3. Gas category businesses interested in providing this service should contact the ~~Pprogram Aadministrator~~. In order to participate, a gas business shall demonstrate that:

a. An attendant is on duty ~~who that~~ will pump gas for the motorist with disabilities without additional charge.

b. At least one gas pump is plainly identified with the International Symbol of Accessibility for Access for the Handicapped, and with an explanation of which identifies the method by which the driver can notify an attendant of the need for assistance without exiting the vehicle.

c. Following the approval of the initial or renewed application, the program administrator will fabricate and install the reflective metal construction symbols for two mainline signs and two ramp signs.

(e) Food. To qualify for a business logo sign in the food category, a business must:

1. Be licensed in accordance with Chapter 500 or 509, Florida Statutes, and serve prepared food.

2. Be located within three miles of the interchange.

3. Not require a cover charge for admittance.

4. Maintain continuous operating hours from at least 7:00 a.m. to 10:00 p.m., at least (full service hours) 360 days a year. **EXCEPTION:** A business which meets all other qualifications, but maintains operating hours other than 7:00 a.m. to 10:00 p.m., ~~(limited service hours)~~ will be permitted to display a business logo sign in the food category under the following conditions:

a. Space is available to display the business logo sign on an existing logo structure.

b. At least one business logo sign is displayed at the same interchange for businesses in the food category with continuous operating hours from at least 7:00 a.m. to 10:00 p.m. full service hours.

c. The business with ~~limited service hours~~ maintains continuous operating hours from at least 7:00 a.m. to 10:00 p.m. must operate for at least six consecutive hours between 6:00 a.m. and 12:00 midnight, at least 11:00 a.m. to 9:00 p.m. 360 days a year.

~~d. Businesses with limited service hours will not be permitted to renew their business logo sign permit when the logo structure for the food category is full and one or more applications is received from businesses offering full service hours except as follows:~~

~~I. The business may adjust its operating hours to provide full service hours and be allowed to renew its permit.~~

~~II. Denial of permit renewal will be limited to a sufficient number to provide space for approved applications from businesses offering full service hours.~~

~~III. Denial of permit renewal will be based upon the date of approval of the original application to display the business logo sign with the earliest date of approval being the first to be denied renewal.~~

5. If a food business is qualified, except for the fact that the business is only open six days a week, that business will be allowed to participate as a fully qualified business. The business must identify the day it is closed on the business logo sign, e.g., Closed Sunday. The legend must be located in the lower one third of the business logo sign. The letters must be at least 6 150 mm (six inches) high. The color of the letters must be in contrast to the color of the background.

(f) Lodging. To qualify for a business logo sign in the lodging category, the business must:

1. ~~Be~~ licensed in accordance with Chapter 509, Florida Statutes; and

2. ~~Be~~ located within three miles of the interchange.

(g) Camping. To qualify for a business logo sign in the camping category the business must hold a permit under the provisions of Chapter 513, Florida Statutes, and must be located within fifteen 15 miles of the interchange.

(h) Attraction. To qualify for a business logo sign in the attraction category, a business must:

1. Be open at least of 5 days a week for 52 weeks a year.

2. Charge admission for entry.

3. Have, as its principal focus, family-oriented entertainment or cultural, educational, recreational, scientific, or historical activities.

4. Be publicly recognized as a bona fide tourist destination.

5. Provide adequate parking.

6. Not be advertised or displayed on any other existing traffic control device such as a supplemental guide sign or overhead sign.

7. Be located within fifteen miles of the interchange.

(11) Permitting.

(a) Permit Period. All permits shall expire annually on December 31. However, initial permits approved after September 30, will expire December 31, of the year following approval.

(b) Permit Fees. Annual permit fees shall be \$1,000.00.

1. Payment of permit fees shall be by U.S. currency, postal money order, bank draft, cashier's check, personal check, or business check. ~~Cash will not be accepted.~~ If a personal or business check is not honored for any reason by the bank on which it is drawn, the application for which the fee was submitted will be denied. If an individual or company issues two or more checks to the Department or the Program Administrator which are not honored, no further personal or business checks will be accepted from that individual or company, regardless of whether restitution has been made on previous checks.

2. For an initial permit application, the permit fee will be prorated with 1/12 of the annual permittee charged for each month or portion thereof remaining in the calendar year after the date of approval of the application. The fee for applications approved after September 30, will also include fees for the next calendar year.

3. For an initial permit application for a full service or self service gas business willing to provide gas pumping service to motorists with disabilities, the permit fee for the initial year of participation will be \$1,200. Subsequent annual permit renewals fees will be ~~at the rate of~~ \$1,000.

4. Permits for the attraction category shall be awarded by the Department annually to the highest bidder. However, the fees shall not be less than the fees established for logo participants in other logo categories. Businesses seeking to be placed on the Department's qualified bidders list for the attraction category must submit a completed Logo Application for Attractions, Form Number FLI-163-1, Rev. 09/01, incorporated herein by reference to the address specified on the form. The Logo Application for Attractions, Form Number FLI-163-1, Rev. 09/01 may be obtained from the Program Administrator, Florida Logos, Inc., 4706 Capital Circle, S.W., Tallahassee, FL 32310. Applicants whose applications meet program requirements will be issued a PIN number and bidding instructions.

(c) Initial Permit Application. A business applying for a business logo sign must submit a completed Logo Application/Annual Permit Renewal, Form Number FLI-163, Rev. ~~09/01~~ ~~09/98~~, incorporated herein by reference, to the address specified on the form. The Logo Application/Annual Permit Renewal, Form Number FLI-163, Rev. 09/01, Forms may be obtained from the Program Administrator Florida Logos, Inc., 4706 Capital Circle, S.W., Tallahassee, FL 32310.

1. Completed applications will be approved or denied within 90 days of receipt. A written notice of the approval or denial will be furnished to the applicant.

2. Permit fees must be received by the Program Administrator within 30 days of the notification of permit approval.

3. After notification of approval of the application, the applicant shall be responsible for providing the Program Administrator with a business logo sign which meets the specifications provided herein.

4. The business logo sign will be affixed to the display panel by the Department or its agent within 30 days of receipt of the sign or the permit fee, whichever is later.

5. Whenever space is not available on a logo structure for a business logo sign, the Program Administrator shall review the application for distance pursuant to paragraph (10)(b) above, and for operating hours pursuant to paragraph (10)(e)4., and will place the business on a waiting list in the priority order of the dates on which they were received. A notice will be provided to the business indicating its position on the waiting list. When space becomes available, notice will be provided to the business with the highest priority allowing the business 30 days within which to submit an application in accordance with this section.

~~6.a.~~ For all categories, applications received for businesses within three miles of an interchange have priority over businesses that are within three to six miles of an interchange.

~~b.~~ Applications for food businesses that have full service operating hours (7:00 a.m. to 10:00 p.m.) have priority over food businesses that have limited service operating hours (11:00 a.m. to 9:00 p.m.).

(d) Priority of Applications.

1. Each permit holder that timely applies for renewal renews under this rule will retain priority over other applicants, except when retaining priority would conflict with Section (10)(a)5.c. of this Rule.

2. Initial permit applications received after October 10, 1996, will be assigned priority based upon the date and time of receipt by ~~the Department or~~ the Program Administrator. The with the application received earliest will be given receiving the highest priority.

~~3. If more than one application for the same category and location are received on the same day, priority will be assigned on the basis of a random drawing. Each applicant involved in the drawing will be notified of the date, time, and place of the drawing.~~

~~3.4.~~ All processing of permit applications will be in order of assigned priority. A business that fails to submit an application within 30 days of notice that space has becomes available will be deemed to have withdrawn its application and must resubmit its application in order to be assigned priority, which will be based on date of receipt as an initial permit application.

~~4.5.~~ Acceptance of an application and assignment of processing priority does not constitute approval of an application. Approval or denial of applications will be granted after processing is complete.

(e) Annual Permit Renewal.

1. On or before November 1 of each year, the Program Administrator ~~may will~~ provide a Notice of Annual Permit Renewal to each holder of a valid permit. Failure of delivery to any permit holder will not excuse timely submission of the permit renewal application by the permit holder.

2. Each permit holder must submit a completed Logo Application/Annual Permit Renewal, form number FLI-163, Rev. ~~09/01~~ ~~09/98~~, to the Program Administrator. The Annual Permit Renewal must be postmarked no later than December 1.

3. The annual permit fee amount must be submitted with the Annual Permit Renewal.

~~4. For an annual renewal for a full service or self service gas business willing to provide gas pumping service to motorists with disabilities, the first year permit fee will be \$1,200. Subsequent annual permit renewals will be at the rate of \$1,000.~~

~~4.5.~~ Failure to submit the Annual Permit Renewal by December 1, will result in expiration of the permit and removal of the business logo sign from the display panel. Should the business subsequently reapply for a permit, such reapplication will be processed as an initial permit application in accordance with this section.

(12) Denial, revocation, suspension, voiding, or cancellation of permit.

(a) Denial. An application for a business logo permit will be denied if:

1. Space is not available;
  2. The business does not meet the eligibility requirements;
- or
3. The required fees are not submitted with the application.

(b) Revocation. A business's permit to participate in the logo program will be revoked if:



1. The business no longer meets the eligibility requirements outlined in this Rule chapter and has not requested a suspension.

2. The business ~~willfully~~ made a false, deceptive, or fraudulent statement in its application or in any other information submitted to the Department or the Program Administrator ~~that was used to determine eligibility.~~

3. The business has modified or revised a business logo sign or logo structure without authorization by the Department or the Program Administrator.

(c) Suspension. A business logo permit will be suspended when the business notifies the Program Administrator that it is temporarily unable to provide the services required and requests suspension of the permit.

1. The maximum period of suspension shall be 90 days except in cases of national disaster or when substantial physical changes such as retrofitting of fuel tanks must be made to the business, in which case an additional 90 days will be granted by the Program Administrator upon receipt of complete construction or engineering specifications for the physical changes and a construction schedule supporting the need for additional time.

2. The logo sign permit must remain in force, including payment of all fees, during the period of suspension.

3. The Program Administrator shall cover or remove the business logo sign until the business is again able to provide services.

4. If the circumstances requiring suspension of the permit are not resolved within the time frame in Section (12)(c)1., above, the Program Administrator shall revoke the business logo sign permit in accordance with (12)(b), above.

(d) Voiding. If the Department or the Program Administrator must ~~relocate or~~ remove logo structures pursuant to Section (3)(d), the Program Administrator shall void the business logo sign permit. The Program Administrator shall reimburse the business for the unexpired permit term, on a pro rata basis.

(e) Notice. In cases of denial, denial of renewal, revocation, or voiding, the Program Administrator shall provide a written notice to the applicant or permittee by certified mail. The notice shall contain a statement of the reason for the action and an explanation of the permittee's rights under Chapter 120, Florida Statutes.

1. Prior to revoking a logo permit, the Program Administrator shall issue a Notice of Noncompliance by certified mail. This notice shall state the noncompliance found and provide the following:

a. The permittee shall have 30 days from receipt of the Notice of Noncompliance to correct the noncompliance.

b. If corrective action is not accomplished within the 30-day period, the Program Administrator shall issue a notice of intent to revoke the permit.

2. The business logo sign shall be removed from the logo structure(s) after the revocation or denial action is final or after the final disposition of any request for an administrative proceeding pursuant to Chapter 120, Florida Statutes. The Program Administrator shall reimburse the business for the unexpired term of the business logo sign, permit ~~term~~, on a pro rata basis.

(f) Cancellation. If a participant decides to no longer participate in the logo program, the participant must provide to the Program Administrator a written notice of its decision not to participate ~~intent to cancel~~. Upon receipt of the notice, ~~of intent to cancel~~ the Program Administrator will cancel the participant's permit and remove ~~take down~~ the participant's business logo sign.

(13) Variances and waivers. The Department will consider and act on petitions for variances to or waivers of the provisions of this rule chapter, in accordance with Sections 120.542 and 479.261(7), Florida Statutes, and Chapter 28-104, F.A.C.

(a) A variance will be granted under Section 479.261(7), Florida Statutes, when it is shown that such variance is necessary to serve the interest of the traveling public or when required to ensure equitable treatment of program participants. In the event of a conflict between these two considerations, the interests of the traveling public will prevail.

(b) When considering the standards of Section 120.542(2), Florida Statutes, the purposes of Section 479.261, Florida Statutes, will be achieved by other means if the variance or waiver serves the interest of the traveling public or ensures equitable treatment of program participants. In the event of a conflict between these two considerations, the interests of the traveling public will prevail.

Specific Authority 334.044(2) FS. Law Implemented 334.044(28), 479.261 FS. History—New 6-26-85, Formerly 14-85.04, Amended 3-20-91, Amended 10-10-96, 12-31-96, 10-8-97, 5-25-99, 8-31-99, \_\_\_\_\_.

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Management of Uplands Vested in the Board of Trustees	18-2
RULE TITLE:	RULE NO.:
Policies, Standards, and Criteria for Evaluating, Approving or Denying Requests to Use Uplands	18-2.018
PURPOSE AND EFFECT:	To delete subparagraph 18-2.018(3)(b)7. of the rule, enabling the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) to be more flexible in negotiations when it exchanges conservation lands with other parties, in accordance with section 253.42, Florida Statutes.
SUBJECT AREA TO BE ADDRESSED:	Natural resource land exchanges. The subparagraph to be deleted requires the Board of Trustees to obtain twice the acreage that it conveys in

exchanges of natural resource lands. This requirement unnecessarily constrains the Board of Trustees. The amendment would eliminate this requirement, giving the Board of Trustees greater flexibility to negotiate exchanges in accordance with the aforementioned statute.

SPECIFIC AUTHORITY: 253.03 (7)(a) FS.

LAW IMPLEMENTED: 253.42 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: Greg Wilson, Bureau Chief, Bureau of Public Land Administration, Department of Environmental Protection, M.S. 130, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, (850)488-2291

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

18-2.018 Policies, Standards, and Criteria for Evaluating, Approving or Denying Requests to Use Uplands.

Applications to use Trustees-owned uplands and decisions to approve or reject such applications will be based on all of the following:

- (1) through (3) No change.
- (a) through (b) No change.
- 1. through 6. No change.

~~7. Every exchange of natural resource lands shall result in the trustees acquiring a minimum of twice the amount of acreage being conveyed out of state ownership.~~

- (c) through (f) No change.

Specific Authority 253.03(7)(a), ~~270.08, 270.11~~ FS. Law Implemented 253.001, 253.02, 253.03, 253.034, 253.04, 253.111, 253.115, 253.42-44, 253.47, 253.51-.61, 253.62, 253.77, 253.82, 259.035, 270.07, 270.08, 270.11 FS. History—New 6-4-96, Amended \_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE TITLE: Special Petitions

RULE NO.: 19B-12.001

PURPOSE AND EFFECT: This rule revision amends the rule on Special Petitions to the Florida Prepaid College Board to add the rules of the Florida College Savings Program as rules that can be included in a petition for relief to the Board. This change is being implemented due to the implementation of s. 240.553, F.S., and the creation of the Florida College Savings Program.

SUBJECT AREA TO BE ADDRESSED: Special Petitions to the Florida Prepaid College Board.

SPECIFIC AUTHORITY: 240.551(5) FS.

LAW IMPLEMENTED: 240.551 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: 2:00 p.m., February 22, 2002

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-12.001 Special Petitions.

(1) Any person desiring to petition the Board for relief from procedures and policies within Chapters 19B-4 through 11, ~~and~~ 19B-13, and 19B-15, F.A.C., may do so by filing a petition with the Executive Director of the Board or by filing a petition for a waiver or variance of the Board rule pursuant to s. 120.542, F.S.

(2) The petition shall contain the name and address of the person requesting relief; the specific nature of the relief requested; the name and address of any purchaser or beneficiary on any disputed contract (if applicable); the prepaid college contract account numbers of the contract in question; the rule or policy from which the petition is requesting relief; the date of request; and the signature of the petitioner.

(3) The chairman has the authority to respond on behalf of the Board. The response must be in writing and must be made within 45 days of receipt of the petition from the person requesting relief.

Specific Authority, 240.551(5) FS. Law Implemented 120.542, 240.551 FS. History—New 2-6-90, Formerly 4G-12.001, Amended 6-20-96, 12-16-97, \_\_\_\_\_.

**PUBLIC SERVICE COMMISSION**

DOCKET NO: UNDOCKETED

RULE TITLES: Number Portability

RULE NOS.: 25-4.082

Customer Billing for Local Exchange Telecommunications Companies

25-4.110

PURPOSE AND EFFECT: These rules will require telecommunications companies to release a subscriber's telephone number when the subscriber elects to switch providers and will allow telecommunications companies to place a preferred carrier freeze on a subscriber's service only when it is requested by the subscriber.

SUBJECT AREA TO BE ADDRESSED: Number portability and preferred carrier freezes.

SPECIFIC AUTHORITY: 350.127, 364.16(4), 364.337, 364.604(5) FS.

LAW IMPLEMENTED: 350.113, 364.03, 364.04, 364.05, 364.052, 364.16, 364.17, 364.19, 364.602, 364.604 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 WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Samantha Cibula, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Ray Kennedy, Division of Competitive Markets and Enforcement, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

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

**PUBLIC SERVICE COMMISSION**

DOCKET NO: UNDOCKETED

RULE TITLES: RULE NOS.:  
 Customer Relations; Rules Incorporated 25-24.490  
 Customer Relations; Rules Incorporated 25-24.845

PURPOSE AND EFFECT: These rule amendments will incorporate by reference the adoption of Rule 25-4.082, F.A.C., and the amendment of Rule 25-4.110, F.A.C., which will require telecommunications companies to release a subscriber's telephone number when the subscriber elects to switch providers and will allow telecommunications companies to place a preferred carrier freeze on a subscriber's service only when it is requested by the subscriber.

SUBJECT AREA TO BE ADDRESSED: Number portability and preferred carrier freezes.

SPECIFIC AUTHORITY: 350.127, 364.16(4), 364.337(2), 364.604(5) FS.

LAW IMPLEMENTED: 364.03, 364.14, 364.15, 364.16, 364.603, 364.19, 364.337, 364.602, 364.604 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 WORKSHOP REQUEST MUST BE SUBMITTED IN WRITING WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Samantha Cibula, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Ray Kennedy, Division of Competitive Markets & Enforcement, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862

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

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: RULE NO.:  
 Offender Grievance Procedures 33-302.101

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the process for review of offender grievance appeals.

SUBJECT AREA TO BE ADDRESSED: Offender grievances.

SPECIFIC AUTHORITY: 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: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-302.101 Offender Grievance Procedures.

(1) No change.

(2) The following procedures outline the steps to be taken by an offender under field supervision, including an offender in pretrial intervention who has a complaint concerning actions on supervision. Steps for filing complaints are:

(a) through (d) No change.

(e) In the event the issue is not resolved with the regional director of community corrections, the offender may forward her or his grievance, along with the regional director of community correction's response, to the Director of Community Corrections Bureau of Inmate Grievance Appeals in the Central Office. The Director of Community Corrections shall respond to the grievance within 30 days of receipt of the grievance.

(3) through (4) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 5-28-86, Amended 10-1-89, 9-30-91, 2-15-98, Formerly 33-24.005, Amended 3-4-01, 7-30-01, 2-4-02,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Inmate Property  
 RULE NO.: 33-602.201

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the process for reporting claims of missing inmate property.

SUBJECT AREA TO BE ADDRESSED: Inmate Property.

SPECIFIC AUTHORITY: 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: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 33-602.201 Inmate Property.
- (1) through (12) No change.
- (13) Missing Inmate Property.
- (a) through (c) No change.
- (d) The Department of Corrections Environmental Health, Safety and Risk Management Office shall review and forward the claim to the Department of Insurance, Division of Risk Management, for review and reimbursement consideration. Form DC6-238, Report of Risk Management Claim for Inmate Property, shall be used to notify the ~~institution regional office~~ of action taken on the claim by the Department of Corrections Environmental Health, Safety and Risk Management Office.
- (e) through (15) No change.
- (16) Forms. The following forms referenced in this rule are hereby incorporated by reference. Copies of any of these forms are available from the Forms Control Administrator, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.
- (a) through (e) No change.
- (f) DC6-238, Report of Risk Management Claim for Inmate Property, effective date \_\_\_\_\_ ~~September 12, 2001~~.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 6-4-81, Formerly 33-3.025, Amended 11-3-87, 11-13-95, 5-20-96, 1-8-97, 6-1-97, 7-6-97, 10-15-97, 2-15-98, 3-16-98, 8-4-98, 12-7-98, Formerly 33-3.0025, Amended 11-21-00, 9-12-01, \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE TITLE: Home and Community-Based Services Waivers  
 RULE NO.: 59G-8.200

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Developmental Services Waiver Services Coverage and Limitations Handbook, June 2001, and to repeal portions of the rule that are duplicated in the Medicaid handbooks, other Medicaid rules of general applicability, Florida Statutes, or federal regulations. The effect will be to incorporate by reference in the rule the current Florida Medicaid Developmental Services Waiver Services Coverage and Limitations Handbook and to eliminate duplication.

SUBJECT AREA TO BE ADDRESSED: Home and Community-Based Services Waivers.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906(12), 409.912(7) FS.

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

TIME AND DATE: 9:00 a.m. – 12:00 Noon, March 8, 2002

PLACE: Department of Children and Family Services, Regional Headquarters, Old Florida Land Mall, 9393 North Florida Avenue, Auditorium, Tampa, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Kathryn Stephens, Medicaid Program Development, P. O. Box 12600, Tallahassee, Florida 32317-2600, (850)921-4464

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-8.200 Home and Community-Based Services Waivers.

(1) through (11) No change.

(12) Developmental Services Waiver – General. This rule applies to all Developmental Services Waiver Services providers enrolled in the Medicaid program. All Developmental Services Waiver Services providers enrolled in the Medicaid program must comply with the Florida Medicaid Developmental Services Waiver Services Coverage and Limitations Handbook, June 2001, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, Non-Institutional 081, until required to use HCFA-1500, which is incorporated by reference, in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

~~(a) Program Summary. This program provides HCB waiver services to recipients with developmental disabilities who are clients of the Department of Health and Rehabilitative Services (HRS) developmental services (DS) program, and who are eligible for admission to an intermediate care facility for the mentally retarded developmentally disabled (ICF/MR-DD). The recipients have elected to receive services in the community rather than in an ICF/MR-DD.~~

(b) ~~Covered Services and Provider Qualifications.~~ Providers of the DS waiver services must be certified by the HRS DS program in each district where it applies to provide services. Additional provider requirements are noted below by the respective service:

1. ~~Adult Day Training and Child Day Training.~~ Agencies or centers providing these services must be designated by the DS program as adult day training centers or child day training centers and must be certified by DS.

2. ~~Behavioral Analysis Services.~~ Providers must be psychologists licensed in accordance with Chapter 490, F.S.; clinical social workers, marriage and family therapists, or mental health counselors licensed in accordance with Chapter 491, F.S.; or providers certified by the HRS DS behavior analysis certification program as having a Master's degree in behavior analysis, health or human services, or education.

3. ~~Chore Services.~~ Providers must have at least one year of experience directly related to the area of work they will be performing. College, or vocational/technical training, equal to 30 semester hours, 45 quarter hours, or 720 classroom hours can substitute for the required experience.

4. ~~Companion Services.~~ Private vendors must be registered as a "companion" or "sitter" with the Agency in accordance with s. 400.509, F.S., and Rule 59A-8, F.A.C.

5. ~~Environmental Modification.~~ Providers must be licensed contractors, electricians, plumbers, carpenters, handymen or medical supply companies. Contractors and electricians will be licensed in accordance with Chapter 489, F.S.; medical supply companies will be licensed in accordance with Chapter 205, F.S.; and plumbers will be licensed in accordance with Chapter 553, F.S., by the Department of Business and Professional Regulation. Handymen shall have experience in providing the required service and shall be licensed according to local community requirements.

6. ~~Homemaker.~~ Providers must be registered as a "homemaker" with the Agency in accordance with s. 400.509, F.S., and Chapter 59A-8, F.A.C.

7. ~~Non-Residential Support Services.~~ Persons providing this service must have at least one year of experience working in a medical, psychiatric, nursing, or childcare setting, or in working with developmentally disabled persons. College, or vocational/technical training, equal to 30 semester hours, 45 quarter hours, or 720 classroom hours can substitute for the required experience.

8. ~~Occupational Therapy.~~ Providers must be occupational therapists or occupational therapy aids licensed under Chapter 468, Part III, F.S.

9. ~~Personal Care Assistance.~~ These services are provided pursuant to the requirements in Chapter 393, F.S. Providers must be employees of Medicaid participating home health agencies or individuals with at least one year of experience working in a medical, psychiatric, nursing or child care setting or in working with developmentally disabled persons. College,

or vocational/technical training, equal to 30 semester hours, 45 quarter hours, or 720 classroom hours can substitute for the required experience.

10. ~~Personal Emergency Response Systems.~~ Vendors of this service must be licensed by the Department of Business and Professional Regulation in accordance with Chapter 489, F.S.

11. ~~Physical Therapy.~~ Providers must be licensed as physical therapists or physical therapist assistants, either independently or as employees of licensed and Medicaid-participating home health agencies. Physical therapists and physical therapist assistants must be licensed under Chapter 486, F.S., and home health agencies must be licensed under Chapter 400, F.S.

12. ~~Private Duty Nursing.~~ Providers must be licensed and Medicaid-participating home health agencies or licensed nurses. Individual nurses must be licensed in accordance with Chapter 464, F.S.; home health agencies must be licensed under Chapter 400, F.S.

13. ~~Psychological Assessment Services.~~ These services must be provided by a psychologist licensed under Chapter 490, F.S.

14. ~~Residential Habilitation.~~ Providers must be group home facilities or foster care facilities licensed under Chapter 393 or Chapter 400, F.S., and Chapter 10F-6, F.A.C. Persons providing this service must have at least one year of experience working in a medical, psychiatric, nursing, or child care setting or in working with developmentally disabled persons. College, or vocational/technical training, equal to 30 semester hours, 45 quarter hours, or 720 classroom hours can substitute for the required experience.

15. ~~Respite.~~ Agencies providing respite care services must be home health agencies, group homes, assisted living facilities (ALF's), nursing registries, or independent vendors. Home health agencies must be Medicaid certified and licensed in accordance with Chapter 400, F.S. Group homes must be licensed in accordance with Chapter 393, F.S. The ALF's must be licensed in accordance with Chapter 400, F.S. Nurses must be licensed in accordance with Chapter 464, F.S. Aids providing respite services must have at least one year of experience working in a medical, psychiatric, nursing, or child care setting, or in working with developmentally disabled persons. College, or vocational/technical training, equal to 30 semester hours, 45 quarter hours, or 720 classroom hours can substitute for the required experience.

16. ~~Skilled Nursing Services.~~ Providers must be licensed home health agencies, or independent licensed nurses. Individual nurse providers must be licensed in accordance with Chapter 464, F.S. Home health agencies must be licensed under Chapter 400, F.S., and Medicaid-certified.

17. ~~Special Medical Equipment and Supplies.~~ Providers must be medical supply companies, licensed pharmacies or independent vendors. Medical supply companies and

independent vendors must be licensed under Chapter 205, F.S.; pharmacies must be licensed under Chapter 465, F.S. Supplies and equipment will be purchased from vendors based on availability and best price.

18. ~~Special Medical Home Care. Providers must be licensed group homes employing registered nurses, licensed practical nurses and nurses aides. The group home must be licensed in accordance with Chapter 393, F.S. Registered nurses and licensed practical nurses must be licensed in accordance with Chapter 464, F.S. Nurse's aides must work under the supervision of either a registered nurse or a licensed practical nurse.~~

19. ~~Speech and Language Therapy. Providers must be licensed as speech pathologists, either independent or as employees of licensed and Medicaid participating home health agencies. Speech pathologists and speech therapy assistants must be licensed under Chapter 468, Part I, F.S.; home health agencies must be Medicaid certified and licensed under Chapter 400, F.S.~~

20. ~~Support Coordination (also known as case management). Support coordinators must have a baccalaureate degree from an accredited college or university and have two years of professional experience in developmental disabilities, mental health, counseling, social work, guidance, or health and rehabilitative services. A master's degree can substitute for one year of the required experience. Within 120 days of assuming support coordination functions, support coordinators must complete the required support coordination training program provided by the Department's DS program.~~

21. ~~Transportation. Providers of private autos, wheelchair vans, buses, and taxis must be licensed under Chapter 322, F.S., and meet Department of Highway Safety and Motor Vehicles rules for operation.~~

~~(c) Recipient Eligibility~~

1. ~~Developmental Services waiver services are available only to individuals who are not residing in an institution or an ICF/MR-DD, who are financially eligible for Medicaid in accordance with Chapter 10C-8, F.A.C., who are clients of developmental services, and who meet the level of care criteria for an ICF/MR-DD.~~

2. ~~Recipients determined financially eligible for DS waiver services must also meet admission criteria for ICF/MR-DD services as defined in Section 59G 4.170, F.A.C.~~

~~(d) Provider Enrollment. Prospective providers of DS waiver services will submit a completed DS provider application, Medicaid Provider Enrollment Application, and a Medicaid Non-Institutional Technical and Professional Agreement to the DS program in the district where the provider intends to provide services. When the prospective provider is certified by DS, the district DS office forwards the completed Medicaid forms together with the DS certification to the Medicaid fiscal agent.~~

~~(e) Program Operations. The HCB services program under this waiver shall comply with the standards established in Section 10F-13, F.A.C.~~

~~(13) through (15) No change.~~

~~Specific Authority 409.919 FS. Law Implemented 409.906 (12), 409.912(7) FS. History-New 4-20-82, Formerly 10C-7.527, Amended 3-22-87, 11-23-89, Formerly 10C-7.0527, Amended 1-16-96, 7-23-97, \_\_\_\_\_.~~

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Landscape Architecture**

<b>RULE TITLES:</b>	<b>RULE NOS.:</b>
Continuing Education Credit for Biennial Renewal	61G10-18.001
Board Approval of Continuing Education Providers	61G10-18.002
Approval of Continuing Education Courses	61G10-18.006

**PURPOSE AND EFFECT:** The Board proposes to amend these rules to clarify the requirements for education credit for biennial renewals, to clarify requirements for continuing education provider status, to clarify requirements for approval of continuing education courses and to change the application deadline for approval of continuing education course approval from 4 months to 60 days prior to next scheduled board meeting.

**SUBJECT AREA TO BE ADDRESSED:** Continuing Education Credit for Biennial Renewal, Board Approval of continuing Education Providers, and Approval of Continuing Education Courses.

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

**LAW IMPLEMENTED:** 455.2179, 481.313, 553.841 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Sherry Landrum, Executive Director, Board of Landscape Architecture, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

<b>DOCKET NO.:</b> 00-55R	
<b>RULE CHAPTER TITLE:</b>	<b>RULE CHAPTER NO.:</b>
Environmental Resource Permit Procedures	62-343

RULE TITLES: RULE NOS.:  
 Formal Determinations of the Landward  
 Extent of Wetlands and Other  
 Surface Waters 62-343.040  
 Environmental Resource Permit Forms 62-343.900

PURPOSE, EFFECT AND SUBJECT AREA TO BE  
 ADDRESSED: The proposed rule will amend section  
 62-343.040, F.A.C. to establish new criteria and procedures for  
 petitions for formal determinations of the landward extent of  
 wetlands and other surface waters for private single-family  
 residential parcels of up to five acres within the geographic  
 territory of the South Florida District Office of the Department.  
 The full text of this notice is published on the Internet at the  
 Department of Environmental Protection's home page at  
<http://www.dep.state.fl.us/> under the link or button titled  
 "Official Notices."

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE TITLE: RULE NO.:  
 Hours Requirement 64B13-5.001

PURPOSE AND EFFECT: The Board proposes the  
 development of a rule amendment to address continuing  
 education on the prevention of medical errors.

SUBJECT AREA TO BE ADDRESSED: Continuing  
 education relating to prevention of medical errors.

SPECIFIC AUTHORITY: 463.005(1), 463.007(3),(4),  
 456.013(7) FS.

LAW IMPLEMENTED: 463.007, 456.013(7) 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: Joe Baker, Jr., Executive  
 Director, Board of Optometry/MQA, 4052 Bald Cypress Way,  
 Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE  
 DEVELOPMENT IS:

64B13-5.001 Hours Requirement.

(1) through (7) No change.

(8) Licensees are required to complete a 2-hour course relating to prevention of medical errors as part of the licensure and renewal process. The course shall be approved by the Board and shall include a study of root-cause analysis, error reduction and prevention, and patient safety. The 2-hour course shall count towards the total number of continuing education hours required for licensure renewal. If the course is being offered by a facility licensed pursuant to chapter 395 for its

employees, the Board approves 1 hour of the 2-hour course to be specifically related to error reduction and prevention methods used in that facility.

Specific Authority 463.005(1), 463.007(3),(4), 456.013(7) FS. Law Implemented 463.007, 456.013(7) FS. History--New 11-13-79. Amended 5-28-80, 9-16-80, 1-13-81, 2-14-82, Formerly 21Q-5.01, Amended 12-16-86, 12-11-88, 4-19-89, 12-20-89, 9-22-92, 10-28-92, Formerly 21Q-5.001, Amended 8-31-93, Formerly 61F8-5.001, Amended 11-29-94, 7-5-95, 8-18-96, Formerly 59V-5.001, Amended 3-21-00, 10-2-01,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE TITLE: RULE NO.:  
 Criteria for Approval 64B13-5.002

PURPOSE AND EFFECT: The Board proposes the  
 development of rule amendments to address criteria for  
 continuing education course approval.

SUBJECT AREA TO BE ADDRESSED: Criteria for  
 continuing education course approval.

SPECIFIC AUTHORITY: 463.005(1) FS.

LAW IMPLEMENTED: 463.007(4) 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: Joe Baker, Jr., Executive  
 Director, Board of Optometry/MQA, 4052 Bald Cypress Way,  
 Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE  
 DEVELOPMENT IS:

64B13-5.002 Criteria for Approval.

(1) No change.

(2) All continuing education programs must be reviewed  
 by the Board to ensure that the programs adequately and  
 reliably contribute to the professional competency of the  
 licensed practitioner and must meet the following  
 requirements:

(a) No change.

(b) Must have the following items submitted for approval  
prior to the date of the continuing education course  
 presentation:

1. through 4. No change.

(3) Transcript quality courses must meet the following  
 requirements:

(a) through (e) No change.

(f) Must have the following items submitted for approval  
prior to the date of the continuing education course  
 presentation:

1. through 7. No change.

(g) No change.

(4) A course needs to be approved only once during the biennium during which it is presented so long as the presenter and the course outline do not change. All courses approved by the American Board of Optometric Practitioners are approved by the Board.

Specific Authority 463.005(1) FS. Law Implemented 463.007(4) FS. History--New 11-13-79, Formerly 21Q-5.02, Amended 12-16-86, 12-11-88, 7-10-91, 10-28-92, Formerly 21Q-5.002, 61F8-5.002, Amended 11-29-94, 7-5-95, 8-18-96, Formerly 59V-5.002, Amended 3-21-00,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE TITLE: Fees  
 RULE NO.: 64B13-6.001

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to establish initial and renewal fees for continuing education providers.

SUBJECT AREA TO BE ADDRESSED: Initial and renewal fees for continuing education providers.

SPECIFIC AUTHORITY: 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 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: Joe Baker, Jr., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-6.001 Fees.

The following fees are prescribed by the Board:

(1) through (20) No change.

(21) The initial fee for any entity seeking approval to provide continuing education courses or programs shall be \$250.

(22) The biennial renewal fee for any entity seeking approval to provide continuing education courses or programs shall be \$250.

Specific Authority 456.013(2), ~~456.025(7)~~, 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS. Law Implemented 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 FS. History--New 12-13-79, Amended 2-14-82, 8-18-82, 12-2-82, 5-6-84, 7-29-85, Formerly 21Q-6.01, Amended 11-20-86, 7-21-88, 2-5-90, 5-29-90, 7-10-91, 4-14-92, 7-1-93, Formerly 21Q-6.001, Amended 1-24-94, Formerly 61F8-6.001, Amended 12-22-94, 2-13-95, 4-5-95, 5-29-95, 12-31-95, Formerly 59V-6.001, Amended 12-24-97, 3-21-00, 11-18-01,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE TITLES: Definitions  
 RULE NOS.: 64B13-15.002

Designation of Administrative Violations; Major; Minor 64B13-15.005

Designation of Patient Care Violations; Major; Minor 64B13-15.006

Aggravating and Mitigating Factors 64B13-15.007

Citations 64B13-15.009

PURPOSE AND EFFECT: The Board proposes the development of several rule amendments to update current disciplinary guidelines rules.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines.

SPECIFIC AUTHORITY: 456.005, 456.072(6), 456.077, 456.079 FS.

LAW IMPLEMENTED: 456.072(5),(6), 456.077, 456.079 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: Joe Baker, Jr., Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-15.002 Definitions.

(1) through (5) No change.

(6) "Revocation" means the action of the Board in removing a licensee's authorization to practice optometry. Revocation is permanent. However, The Board will determine the length of revocation. Following the period of revocation, an individual whose license has been revoked may apply for obtain relicensure pursuant to by complying with the requirements of Section 463.006, Florida Statutes. An During the period of revocation, an individual whose license has been revoked may, based on any aggravating or mitigating circumstances, apply to the Board no more often than once a year for authorization to seek relicensure by complying with the requirements of Section 463.006, Florida Statutes.

Specific Authority 456.072(6), 456.079 FS. Law Implemented 456.072(5),(6), 456.079 FS. History--New 2-24-87, Amended 4-20-93, Formerly 61F8-15.002, 59V-15.002, Amended\_\_\_\_\_.



64B13-15.005 Designation of Administrative Violations; Major; Minor.

(1) Violations of the following statutory and rule provisions are considered to be Minor Administrative Violations:

(a) through (e) No change.

(f) Subsections (4) and (5) of 499.028, F.S., entitled "Drug samples or complimentary drugs; starter packs; permits to distribute" or subsection 465.276(5), F.S., entitled "Dispensing Practitioner," if the violation is of a technical nature not related to patient care.

(g) through (j) No change.

(2) Violations of the following statutory and rule provisions are considered to be Major Administrative Violations:

(a) Subsections Section 456.072(1)(a),(b),(c),(e),(f),(g), (h),(i),(k),(m),(q),(r),(s),(w),(x),(cc), F.S., entitled "Grounds for Discipline; Penalties; Enforcement."

(b) through (m) No change.

(3) For any offense which is not specified above or in subsection (1) or (2) of Rule 64B13-15.006, F.A.C., the Board will apply the guideline penalty based on the offense listed which is most comparable to the offense charged.

Specific Authority 456.079 FS. Law Implemented 456.079 FS. History--New 2-24-87, Formerly 21Q-15.005, 61F8-15.005, Amended 8-18-96, Formerly 59V-15.005, Amended \_\_\_\_\_.

64B13-15.006 Designation of Patient Care Violations; Major; Minor.

(1) No change.

(2) Violations of the following statutory and rule provisions are considered to be Major Patient Care Violations:

(a) through (l) No change.

(m) Subsections 456.072(1)(d),(j),(l),(n),(o),(p),(u),(y), (z),(aa),(cc), F.S., entitled "Grounds for Discipline; Penalties; Enforcement."

(n) Section 456.063, F.S., entitled "Sexual Misconduct; Disqualification for License, Certificate or Registration."

(o) Subsection 456.072(2)(d), F.S., when the offense is found to be fraud or making a false or fraudulent representation.

(3) For any offense which is not specified above or in subsection (1) or (2) of Rule 64B13-15.005, F.A.C., the Board will apply the guideline penalty based on the offense listed which is most comparable to the offense charged.

Specific Authority 456.079 FS. Law Implemented 456.079 FS. History--New 2-24-87, Formerly 21Q-15.006, 61F8-15.006, 59V-15.006, Amended \_\_\_\_\_.

64B13-15.007 Aggravating and Mitigating Factors.

(1) Based upon consideration of aggravating or mitigating factors, present in an individual case, the Board may deviate from the designated penalties. The Board shall consider as aggravating or mitigating factors the following:

- ~~(a) The severity of the offense;~~
- ~~(a)(b) The danger to the public;~~
- ~~(e) The number of repetitions of offenses;~~
- ~~(b)(d) The length of time since the violation;~~
- ~~(c)(e) The number of times the licensee has been previously disciplined by the board;~~
- ~~(d)(f) The length of time licensee has practiced;~~
- ~~(e)(g) The actual damage, physical or otherwise, caused by the violation;~~
- ~~(f)(h) The deterrent effect of the penalty imposed;~~
- ~~(g)(i) The effect of the penalty upon the licensee's livelihood;~~
- ~~(h)(j) Any effort of rehabilitation by the licensee;~~
- ~~(i)(k) The actual knowledge of the licensee pertaining to the violation;~~
- ~~(j)(l) Attempts by licensee to correct or stop violation or refusal by licensee to correct or stop violation;~~
- ~~(k)(m) Related violations against licensee in another state including findings of guilt or innocence, penalties imposed and penalties served;~~
- ~~(l)(n) Actual negligence of the licensee pertaining to any violation;~~
- ~~(m)(o) Penalties imposed for related offenses;~~
- ~~(n)(p) Pecuniary gain to the licensee;~~
- ~~(o)(q) Any other relevant mitigating or aggravating factors under the circumstances.~~

(2) Penalties imposed by the Board pursuant to subsection (1) and (2) above may be imposed in combination or individually and are authorized by subsection 463.016(2) and 456.072(2), Florida Statutes, as follows:

- ~~(a) issuance of a reprimand;~~
- ~~(b) imposition of an administrative fine not to exceed \$5,000.00 for each count or separate offense;~~
- ~~(c) restriction of the authorized scope of practice;~~
- ~~(d) placement of the licensee on probation for a period of time and subject to such conditions as the board may specify pursuant to Rule Chapter 64B13-7, F.A.C., including requiring the licensee to attend continuing education courses or to work under the supervision of another licensee;~~
- ~~(e) suspension or revocation of a license; and~~
- ~~(f) denial of an application for licensure.~~

(3) through (4) No change.

Specific Authority 456.079(1) FS. Law Implemented 456.079(1) FS. History--New 2-24-87, Formerly 21Q-15.007, 61F8-15.007, 59V-15.007, Amended \_\_\_\_\_.

64B13-15.009 Citations.

(1) through (3) No change.

(4) Pursuant to Section 456.077, Florida Statutes, the Board sets forth below those violations for which there is no substantial threat to the public health, safety, and welfare; or, if

there is a substantial threat to the public health, safety, and welfare, such potential for harm has been removed prior to the issuance of the citation.

(a) The Board hereby designates the following as citation violations which shall result in a penalty of two hundred fifty dollars (\$250.00):-

1.(a) Failure to include in an advertisement for free or discounted services the statement required by Section 456.062, Florida Statutes.

2. Failure to conspicuously display a license, entrance sign, and other signs at each office and branch office location as required by Section 463.011, F.S., and Rules 64B13-3.005 and 3.006, F.A.C.

3.(b) Failure to conspicuously display a license at a branch office location as required per Section 463.011, Florida Statutes.

4.(c) Failure to display license and required practice information as specified in Rule 64B13-3.006, Florida Administrative Code.

5.(d) Failure to document having obtained the continuing education required by Section 463.007, and Rule Chapter 64B13-5, F.A.C. In addition to paying the fine, the licensee must complete continuing education hours not documented, plus an additional hour for each hour missed.

6.(e) Failure to respond to a continuing education audit as required by Rule 64B13-5.001, F.A.C.

(b) For the violation of failure to timely pay required fines, fees, or costs, the penalty required shall be double the amount of the fines, fees, or costs not timely paid.

(5) through (6) No change.

Specific Authority 456.077, 463.005 FS. Law Implemented 456.077 FS. History--New 1-1-92, Formerly 21Q-15.009, 61F8-15.009, 59V-15.009, Amended 3-21-00, 4-17-01,\_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE TITLE: RULE NO.:

Methods of Taking Fur-Bearing Animals; Possession; Open Season 68A-24.002

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development is to establish or revise rule provisions associated with the methods of taking, possession of, and open season for fur-bearing animals to better conserve and manage Florida's furbearers.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include regulations pertaining to the open season for and taking or possession of mink.

SPECIFIC AUTHORITY: Article IV, Section 9, Fla. Const.

LAW IMPLEMENTED: Article IV, Section 9, Fla. Const.

A HEARING ON THE PROPOSED RULES WILL BE HELD IN CONJUNCTION WITH THE COMMISSION'S PUBLIC MEETING AT THE TIME, DATES AND PLACE SHOWN BELOW:

TIME AND DATES: 8:30 a.m. each day, April 3, 4 and 5, 2002

PLACE: Holiday Inn-Capitol, 1355 Apalachee Parkway, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Tim Breault, Division of Wildlife, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT CAN BE OBTAINED FROM: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE CHAPTER TITLE: Bay Scallops

RULE TITLE: RULE NO.:

Statewide Open and Closed Seasons and Areas for Harvesting Bay Scallops 68B-18.003

PURPOSE AND EFFECT: The purpose of this rule development effort is to shift the open area for harvest of bay scallops southward to the Pasco-Hernando County Line from the Suwannee River and contract the westward boundary of the open area from the Florida-Alabama State Line to Salt Creek, near Mexico Beach. This change in open area recognizes restoration of bay scallop populations in the Homosassa area and decline in populations in the western Florida Panhandle. The effect of this effort will be to match the open areas for bay scallop harvest to the areas with the healthiest populations of the species.

SUBJECT AREA TO BE ADDRESSED: Open areas for harvest of bay scallops.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-18.003 Statewide Open and Closed Seasons and Areas for Harvesting Bay Scallops.

(1) Bay scallops shall only be harvested during the open season, which is from July 1 through September 10 of each year.

(2) No person shall harvest in or from the waters of the state, land, or possess while in or on the waters of the state any bay scallop during the period beginning on September 11 of each year and continuing through June 30 of the following year.

(3)(a) The harvest of bay scallops is allowed only in state waters along the Gulf of Mexico north of the Pasco-Hernando County Line (latitude ~~28 29~~ degrees, ~~26.016 17~~ minutes, ~~and 02 seconds~~ North (from the south bank of the mouth of the Suwannee River to near channel marker 21 westward to the outer limits of state waters) and east and southeast of a line extending due south from the west bank at the mouth of Salt Creek in Bay County (longitude 85 degrees, 25.84 minutes West). Any bay scallops harvested and possessed pursuant to this subsection shall only be landed within the area where harvest is herein allowed. The possession while in or on the waters of the state or landing of bay scallops outside the open area specified by this subsection is prohibited.

(b) It is the intent of the Fish and Wildlife Conservation Commission to annually review and evaluate the status and health of the bay scallop fishery. Should it become necessary to close any area presently open to bay scalloping, or should the bay scallop resource recover sufficiently to allow the opening of an area presently closed to bay scalloping, the Commission shall initiate rulemaking to amend paragraph (a) of this subsection.

(4) The prohibition against possession in subsection (3) of this rule shall not apply to:

(a) Bay scallops that have been legally harvested in another state and have entered the State of Florida in interstate commerce. The burden shall be upon any person possessing such bay scallops for sale or exchange, to establish the chain of possession from the initial transaction after harvest by appropriate receipt(s), bill(s) of sale, or bill(s) of lading, and to show that such bay scallops originated from a point outside the waters of the State of Florida and entered the state in interstate commerce. Failure to maintain such documentation or to promptly produce such documentation at the request of any duly authorized law enforcement officer shall constitute a violation of this rule.

(b) Bay scallops that are possessed for experimental, scientific, or exhibitional purposes pursuant to a permit issued by the Fish and Wildlife Conservation Commission ~~Department of Environmental Protection~~ as authorized by Section 370.10(2), Florida Statutes, or as stock for artificial

cultivation pursuant to a special activity License issued by the commission ~~department~~ as authorized by Section 370.101(2), Florida Statutes.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 6-13-85, Amended 6-15-94, 3-1-95, 7-15-96, 7-1-97, Formerly 46-18.003, Amended \_\_\_\_\_.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE CHAPTER TITLE: Sponges

RULE TITLES: RULE NOS.:

Commercial Sponge Size Limit 68B-28.0035

Recreational Bag Limit; Commercial 68B-28.0036

Licensing Requirements 68B-28.0036  
 PURPOSE AND EFFECT: The purpose of this rule development effort is to establish an endorsement for the commercial harvest of "commercial" sponges, provide a recreational bag limit, and clarify the existing statutory size limit. "Commercial sponges" are those sponges with significant commercial value, i.e., sheepswool, yellow, grass, glove, finger, wire, reef, and velvet sponges. The effect of this effort will be to update the existing management plan for these sponges to allow better reporting of commercial landings and to assure that these sponges are taken at appropriate sizes.

SUBJECT AREA TO BE ADDRESSED: Sponges.

SPECIFIC AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68B-28.0035 Commercial Sponge Size Limit.  
Notwithstanding the provisions of Section 370.17(3), Florida Statutes, no person shall harvest in or from the waters of the state, possess while in or on the waters of the state, land, or sell

any commercial sponge, or piece thereof, measuring, when wet, less than 5 inches in greatest dimension, measured across the top of the sponge.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New

**68B-28.0036 Recreational Bag Limit; Commercial Licensing Requirements.**

(1) Beginning July 1, 2002, except as provided in subsection (2), no person shall harvest within or without the waters of the state in any one day, possess while in or on the waters of the state, or land more than 10 pieces of commercial sponge.

(2) Beginning July 1, 2002, no person shall harvest within or without the waters of the state, possess while in or on the waters of the state, or land more pieces of commercial sponge than the amount specified in subsection (1), or sell any commercial sponge, unless such person possesses a valid saltwater products license with a sponge endorsement.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Manatees**

RULE CHAPTER TITLE: Manatees  
 RULE CHAPTER NO.: 68C-22  
 RULE TITLE: Indian River County Zones  
 RULE NO.: 68C-22.007  
 PURPOSE AND EFFECT: In April 2001, the Florida Fish and Wildlife Conservation Commission (FWC) agreed to consider the need to adopt or amend manatee protection regulations in several specific locations around the state. Two of the areas currently under review by the FWC (Vero Beach Municipal Power Plant and the Jungle Trail Narrows area of the Indian River) are located in Indian River County. The Commission is considering what (if any) regulations are needed to protect manatees or manatee habitat in these areas. No other areas in Indian River County are being considered at this time. What effect the regulations would have depends on what zones (if any) are proposed. Options being considered include regulations that would limit allowable motorboat speed and operation, as well as regulations that would prohibit some human activities in limited portions of these areas.  
 SUBJECT AREA TO BE ADDRESSED: Manatee protection in portions of Indian River County.  
 SPECIFIC AUTHORITY: 370.12(2)(f),(m),(n) FS.  
 LAW IMPLEMENTED: 370.12(2)(d),(f),(j),(m),(n) FS.  
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:  
 TIME AND DATE: 5:00 p.m., Tuesday, February 26, 2002  
 PLACE: Indian River County Administrative Building, Commission's Chambers, 1840 25th Street, Vero Beach, Florida

The workshop will be held in two distinct parts. Between 5:00 p.m. and 6:30 p.m., FWC staff members will be available to discuss manatee protection issues, to answer questions about the preliminary recommendations and the information that is being used to evaluate manatee protection needs, and to accept suggestions regarding what regulations (if any) attendees believe are needed. Verbal comments will be taken starting at 6:30 PM via the more traditional public hearing setting. The amount of time allotted for individual speakers will likely be limited to three minutes, depending on how many attendees want to speak. Written comments will be accepted throughout the workshop. This will be an information-gathering workshop only. No final decisions will be made at the workshop.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Scott Calleson, Environmental Specialist III, Bureau of Protected Species Management, Fish and Wildlife Conservation Commission (OES-BPS), 620 South Meridian Street, Tallahassee, Florida 32399, telephone (850)922-4330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE. (No text has been developed. Maps depicting preliminary recommendations will be displayed at the workshop.)

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Manatees**

RULE CHAPTER TITLE: Manatees  
 RULE CHAPTER NO.: 68C-22  
 RULE TITLES: Palm Beach County Zones  
 RULE NOS.: 68C-22.009  
 Martin County Zones  
 RULE NOS.: 68C-22.024  
 PURPOSE AND EFFECT: In April 2001, the Florida Fish and Wildlife Conservation Commission (FWC) agreed to consider the need to adopt or amend manatee protection regulations in several specific locations around the state. One of the areas currently under review by the FWC (North Fork of the Loxahatchee River) is located in Palm Beach County. The portion of the North Fork in Martin County is included in this review. The Commission is considering what (if any) regulations are needed to protect manatees or manatee habitat in this area. No other areas in Palm Beach County are being considered at this time. What effect the regulations would have depends on what zones (if any) are proposed. Options being considered include regulations that would limit allowable motorboat speed and operation.  
 SUBJECT AREA TO BE ADDRESSED: Manatee protection in a portion of Palm Beach County.  
 SPECIFIC AUTHORITY: 370.12(2)(f),(g),(m),(n) FS.  
 LAW IMPLEMENTED: 370.12(2)(d),(f),(g),(j),(m),(n) FS.  
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:  
 TIME AND DATE: 5:00 p.m., Thursday, February 28, 2002

PLACE: Jupiter Town Hall Council Chambers, 210 Military Trail, Jupiter, Florida

This workshop will be held in two distinct parts. Between 5:00 p.m. and 6:30 p.m., FWC staff members will be available to discuss manatee protection issues, to answer questions about the preliminary recommendations and the information that is being used to evaluate manatee protection needs, and to accept suggestions regarding what regulations (if any) attendees believe are needed. Verbal comments will be taken starting at 6:30 p.m. via the more traditional public hearing setting. The amount of time allotted for individual speakers will likely be limited to three minutes, depending on how many attendees want to speak. Written comments will be accepted throughout the workshop. This will be an information-gathering workshop only. No final decisions will be made at the workshop.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Scott Calleson, Environmental Specialist III, Bureau of Protected Species Management, Fish and Wildlife Conservation Commission (OES-BPS), 620 South Meridian Street, Tallahassee, Florida 32399, telephone (850)922-4330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE. (No text has been developed. Maps depicting preliminary recommendations will be displayed at the workshop.)

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Manatees**

RULE CHAPTER TITLE: Manatees  
 RULE CHAPTER NO.: 68C-22

RULE TITLE: Citrus County Zones  
 RULE NO.: 68C-22.011

PURPOSE AND EFFECT: In April 2001, the Florida Fish and Wildlife Conservation Commission (FWC) agreed to consider the need to adopt or amend manatee protection regulations in several specific locations around the state. One of the areas currently under review by the FWC (the Blue Waters area of the Homosassa River) is located in Citrus County. The Commission is considering what (if any) regulations are needed to protect manatees or manatee habitat in these areas. No other areas in Citrus County are being considered at this time. What effect the regulations would have depends on what zones (if any) are proposed. Options being considered include regulations that would prohibit some human activities in limited portions of this area.

SUBJECT AREA TO BE ADDRESSED: Manatee protection in portions of Citrus County.

SPECIFIC AUTHORITY: 370.12(2)(f),(h),(m),(n) FS.

LAW IMPLEMENTED: 370.12(2)(d),(f),(h),(j),(m),(n) FS.

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

TIME AND DATE: 4:00 p.m., Tuesday, March 12, 2002

PLACE: Lecanto Government Building, Room 166, 3600 West Sovereign Path, Lecanto, Florida

The workshop will be held in two distinct parts. Between 4:00 p.m. and 6:00 p.m., FWC staff members will be available to discuss manatee protection issues, to answer questions about the preliminary recommendations and the information that is being used to evaluate manatee protection needs, and to accept suggestions regarding what regulations (if any) attendees believe are needed. Verbal comments will be taken starting at 6:00 p.m. via the more traditional public hearing setting. The amount of time allotted for individual speakers will likely be limited to three minutes, depending on how many attendees want to speak. Written comments will be accepted throughout the workshop. This will be an information-gathering workshop only. No final decisions will be made at the workshop.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Scott Calleson, Environmental Specialist III, Bureau of Protected Species Management, Fish and Wildlife Conservation Commission (OES-BPS), 620 South Meridian Street, Tallahassee, Florida 32399, telephone (850)922-4330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE. (No text has been developed. Maps depicting preliminary recommendations will be displayed at the workshop.)

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Manatees**

RULE CHAPTER TITLE: Manatees  
 RULE CHAPTER NO.: 68C-22

RULE TITLE: Volusia County Zones  
 RULE NO.: 68C-22.012

PURPOSE AND EFFECT: In April 2001, the Florida Fish and Wildlife Conservation Commission (FWC) agreed to consider the need to adopt or amend manatee protection regulations in several specific locations around the state. Two of the areas currently under review by the FWC (DeLeon Springs and the Halifax River between Ponce Inlet and the Dunlawton Bridge) are located in Volusia County. The Commission is considering what (if any) regulations are needed to protect manatees or manatee habitat in these areas. No other areas in Volusia County are being considered at this time. What effect the regulations would have depends on what zones (if any) are proposed. Options being considered include regulations that would limit allowable motorboat speed and operation, as well as regulations that would prohibit some human activities in limited portions of these areas.

SUBJECT AREA TO BE ADDRESSED: Manatee protection in portions of Volusia County.

SPECIFIC AUTHORITY: 370.12(2)(f),(m),(n) FS.

LAW IMPLEMENTED: 370.12(2)(d),(f),(j),(m),(n) FS.

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

TIME AND DATE: 4:00 p.m., Wednesday, February 27, 2002  
 PLACE: Port Orange City Hall, Council Chambers, 1st Floor, 1000 City Center Circle, Port Orange, Florida

The workshop will be held in two distinct parts. Between 4:00 p.m. and 5:30 p.m., FWC staff members will be available to discuss manatee protection issues, to answer questions about the preliminary recommendations and the information that is being used to evaluate manatee protection needs, and to accept suggestions regarding what regulations (if any) attendees believe are needed. Verbal comments will be taken starting at 5:30 p.m. via the more traditional public hearing setting. The amount of time allotted for individual speakers will likely be limited to three minutes, depending on how many attendees want to speak. Written comments will be accepted throughout the workshop. This will be an information-gathering workshop only. No final decisions will be made at the workshop.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Scott Calleson, Environmental Specialist III, Bureau of Protected Species Management, Fish and Wildlife Conservation Commission (OES-BPS), 620 South Meridian Street, Tallahassee, Florida 32399, telephone (850)922-4330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE. (No text has been developed. Maps depicting preliminary recommendations will be displayed at the workshop.)

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Manatees**

RULE CHAPTER TITLE:	RULE CHAPTER NO.:
Manatees	68C-22
RULE TITLE:	RULE NO.:
Martin County Zones	68C-22.024

PURPOSE AND EFFECT: In April 2001, the Florida Fish and Wildlife Conservation Commission (FWC) agreed to consider the need to adopt or amend manatee protection regulations in several specific locations around the state. One of the areas currently under review by the FWC (the Crossroads area) is located in Martin County. The Commission is considering what (if any) regulations are needed to protect manatees or manatee habitat in this specific area. What effect the regulations would have depends on what zones (if any) are proposed. Options being considered include regulations that would limit allowable motorboat speed and operation.

SUBJECT AREA TO BE ADDRESSED: Manatee protection in a portion of Martin County.

SPECIFIC AUTHORITY: 370.12(2)(g),(m) FS.

LAW IMPLEMENTED: 370.12(2)(d),(g),(j),(m) FS.

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

TIME AND DATE: 4:30 p.m., Wednesday, March 6, 2002

PLACE: Hobe Sound Nature Center, Hobe Sound National Wildlife Refuge, 13640 S. E. Federal Highway, Hobe Sound, Florida

This workshop will be held in two distinct parts. Between 4:30 p.m. and 6:00 p.m., FWC staff members will be available to discuss manatee protection issues, to answer questions about the preliminary recommendations and the information that is being used to evaluate manatee protection needs, and to accept suggestions regarding what regulations (if any) attendees believe are needed. Verbal comments will be taken starting at 6:00 p.m. via the more traditional public hearing setting. The amount of time allotted for individual speakers will likely be limited to three minutes, depending on how many attendees want to speak. Written comments will be accepted throughout the workshop. This will be an information-gathering workshop only. No final decisions will be made at the workshop.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. Scott Calleson, Environmental Specialist III, Bureau of Protected Species Management, Fish and Wildlife Conservation Commission (OES-BPS), 620 South Meridian Street, Tallahassee, Florida 32399, telephone (850)922-4330

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE. (No text has been developed. Maps depicting preliminary recommendations will be displayed at the workshop.)

**Section II  
 Proposed Rules**

**DEPARTMENT OF BANKING AND FINANCE**

**Division of Securities and Finance**

RULE TITLE:	RULE NO.:
Certificate of Authority Renewal	3D-30.041

PURPOSE AND EFFECT: The purposes and effects of this amendment are to implement legislative changes to Section 497.407, F.S., by Laws of Florida, 2000-195 and to change the renewal period to commence on July 1 of each year.

SUMMARY: The renewal period is changed to commence July 1 to allow for processing delays. New renewal form DBF-COA-R3 reduces a completed application from the former fifteen (15) pages to the new form's three (3) pages.

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: 497.103(1), 497.105(1), 497.105(5), 497.407 FS.

LAW IMPLEMENTED: 497.105(1), 497.407 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: Diana Evans, Executive Director, Board of Funeral and Cemetery Services, 101 East Gaines Street, 6th Floor, The Fletcher Building, Tallahassee, Florida 32399-0350

THE FULL TEXT OF THE PROPOSED RULE IS:

3D-30.041 Certificate of Authority Renewal.

(1) Each active certificate of authority shall be renewed for the annual period beginning July June 1 of each year upon approval by the Board of Funeral and Cemetery Services. The application for renewal will be presented to the Board upon receipt and review by the Department of a non-refundable renewal fee as established by Section 497.407(4), F.S., of \$250 as set by the Board, a financial statement as of the entity's most recent fiscal year end, and a completed Annual COA Renewal Statement. Certificate of Authority Renewal, Form DBF-COA-R1, effective 1-18-96, Annual COA Financial Statement, Form DBF-COA-R2, effective 1-18-96, and Annual COA Renewal Statement, Form DBF-COA-R3, revised 12-6-01 effective 1-18-96, are hereby incorporated by reference and available by mail or electronically from the Department of Banking and Finance, Division of Finance, ~~Suite 553~~, Fletcher Building, Tallahassee, Florida 32399-0350.

(2) Failure to submit the statements as required in subsection (1) may result in the levy of a fine by the Board of Funeral and Cemetery Services in the amount of \$50 per day for each day the financial and renewal statements are not submitted as follows:

(a) Annual COA Financial Statement must be submitted to and received by the Department of Banking and Finance, Board of Funeral and Cemetery Services, ~~Suite 553~~, Fletcher Building, Tallahassee, Florida 32399-0350, within 3 months of the end of the certificateholder's fiscal year.

(b) Annual COA Renewal Statement and the required renewal fee must be submitted to and received by the Department of Banking and Finance, Board of Funeral and Cemetery Services, ~~Suite 553~~, Fletcher Building, Tallahassee, Florida 32399-0350, on or before April 1 of each year.

(3) Financial statements may be prepared either on the form promulgated by this rule or by an independent certified public accountant on the accrual or income tax basis of accounting in conformity with Rule 3F-5.0016, F.A.C. Audited statements are acceptable. The financial statements must document compliance with the minimum financial responsibility requirements of Rule 3F-5.0016, F.A.C. Failure to comply with said rule shall result in denial of the renewal application.

(4) The Department or Board may request additional information from the Certificate of Authority to verify or confirm statements made in the Annual COA Renewal Statement and the Annual COA Financial Statement within one year after the end of the renewal period.

~~(5)(4)~~ In the event the renewal application is denied by the Board, the renewal fee paid is not refundable. If a hearing is requested on the denial, the certificate shall remain in active status during the pendency of the hearing.

~~(6)(5)~~ Any Certificate of Authority not approved or denied by the Board prior to July June 1 of each year shall automatically expire on July June 1 and the entity shall be required to cease and desist from all selling of preneed funeral and cemetery goods and services. All preneed sales agent registrations associated with the certificate of authority will be terminated. New applications for certification/registration must be submitted to and approved by the Board in order to return the certificate and agent registrations to active status. The applicants shall be subject to all requirements of initial application.

Specific Authority 497.103(1), 497.105(1),(5), 497.407 FS. Law Implemented 497.105(1), 497.407 FS. History--New 6-24-96, Amended 10-18-01,

NAME OF PERSON ORIGINATING PROPOSED RULE: Diana Evans, Executive Director, Board of Funeral and Cemetery Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Donald B. Saxon, Director, Division of Securities and Finance

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 6, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 16, 2001

**DEPARTMENT OF INSURANCE**

RULE TITLES:	RULE NOS.:
Outline of Coverage	4-149.204
Indemnity Standard Risk Rates	4-149.205
Preferred Provider/Exclusive Provider	
Standard Risk Rates	4-149.206
Health Maintenance Organization	
Standard Risk Rates	4-149.207

PURPOSE, EFFECT AND SUMMARY: The rule amendment adopts new standard risk rates pursuant to §627.6675(3)(c), F.S., and makes minor corrections to conform the rule to current statutory language. The standard risk rates are required to be amended annually.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: None 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, 627.6675(3)(c) FS.  
 LAW IMPLEMENTED: 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS.

IF REQUESTED IN WRITING 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: 9:30 a.m., March 6, 2002  
 PLACE: Room 143, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting the person listed above.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES 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

THE FULL TEXT OF THE PROPOSED RULES IS:

4-149.204 Outline of Coverage.

(1) No change.

(2) It is noted that this list is an outline and not intended to be a comprehensive description of all policy benefits. The statutory sections indicated should be reviewed for more comprehensive information.

PPO/EPO & Indemnity	Standard Health Benefit Plan (Section 627.6675(11))
Lifetime Limit	\$1,000,000
Annual Deductible	\$1,000
Coinsurance Amount: (1) Preferred Provider (2) Indemnity Plan	(1) <u>80% in-network/60% out-of-network of the first \$10,000 per individual, then 100%. For family coverage, the aggregate coinsurance limit is two times the individual coinsurance limit. In-network 80% of the first \$10,000, then 100%; Out of network 60% of the first \$10,000 then 100%</u> (2) <u>80% of the first \$10,000 per individual, then 100%. For family coverage, the aggregate coinsurance limit is 2 times the individual coinsurance.</u>
Maternity	Covered
Prescription Drug	Covered
In-patient	Covered
Out-patient	Covered
Out-of-Network	Covered
Emergency	Covered

HMO	Standard Health Benefit Plan (Section 641.3922(10))
Office visit co-pay	\$10.00
In-Patient	\$100.00
Emergency Room co-pay (if not admitted)	\$100.00
Rx – generic	\$75.00
Rx – brand	\$1440.00
Maternity	Covered
Prescription Drug	Covered
In-patient	Covered
Out-patient	Covered
Out-of-Network (emergency only)	Covered
Emergency	Covered

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History–New 3-2-00, Amended 4-2-01, \_\_\_\_\_.

4-149.205 Indemnity Standard Risk Rates.

(1) through (2) No change.

(3) Standard risk rates for coverage providing benefits coordinating with Medicare shall be determined by multiplying the standard risk rates identified herein by .278.

STANDARD HEALTH BENEFIT PLAN

Age	Male	Female
0-17	\$1,046.75	\$1,046.75
18	\$1,421.29	\$1,815.47
19	\$1,423.18	\$1,817.74
20	\$1,425.45	\$1,820.58
21	\$1,431.75	\$1,835.55
22	\$1,434.00	\$1,854.84
23	\$1,439.52	\$1,871.43
24	\$1,444.89	\$1,888.45
25	\$1,454.13	\$1,942.04
26	\$1,493.07	\$1,995.63
27	\$1,532.02	\$2,049.22
28	\$1,570.97	\$2,103.15
29	\$1,623.92	\$2,185.07
30	\$1,676.87	\$2,266.98
31	\$1,729.83	\$2,348.90
32	\$1,782.78	\$2,430.81
33	\$1,824.92	\$2,508.36
34	\$1,865.47	\$2,590.31
35	\$1,917.32	\$2,682.33
36	\$1,969.17	\$2,774.34
37	\$2,011.77	\$2,855.66
38	\$2,066.08	\$2,929.59
39	\$2,138.51	\$3,011.37
40	\$2,230.90	\$3,126.85
41	\$2,323.30	\$3,209.41
42	\$2,415.70	\$3,292.08
43	\$2,524.04	\$3,378.63
44	\$2,647.15	\$3,479.48
45	\$2,821.61	\$3,617.87
46	\$2,996.08	\$3,756.25
47	\$3,131.77	\$3,858.25
48	\$3,265.59	\$3,949.12

County	Area Factor
Alachua	0.76
Baker	0.78
Bay	0.74
Bradford	0.82
Brevard	0.89
Broward	1.25
Calhoun	0.75
Charlotte	0.96
Citrus	0.74
Clay	0.82
Collier	0.92
Columbia	0.81
Dade	1.38
De Soto	0.74
Dixie	0.77
Duval	0.96
Escambia	0.75
Flagler	0.77
Franklin	0.75
Gadsden	0.75
Gilchrist	0.75
Glades	0.98
Gulf	0.76
Hamilton	0.77
Hardee	0.80
Hendry	0.95
Hernando	0.82
Highlands	0.78
Hillsborough	0.87
Holmes	0.75
Indian River	0.92
Jackson	0.76



49	\$3,419.34	\$4,045.89
50	\$3,650.91	\$4,185.18
51	\$3,882.48	\$4,324.46
52	\$4,082.31	\$4,423.42
53	\$4,273.41	\$4,507.55
54	\$4,497.00	\$4,596.89
55	\$4,793.19	\$4,712.08
56	\$5,089.38	\$4,827.26
57	\$5,333.33	\$4,917.97
58	\$5,564.43	\$5,028.63
59	\$5,776.77	\$5,134.10
60	\$6,004.44	\$5,310.94
61	\$6,232.12	\$5,487.77
62	\$6,459.79	\$5,619.63
63	\$6,564.05	\$5,711.93
64	\$6,668.31	\$5,826.17
65	\$6,835.02	\$5,971.82
66	\$7,005.89	\$6,121.12
67	\$7,181.04	\$6,274.15
68	\$7,360.57	\$6,431.00
69	\$7,544.58	\$6,591.78
70	\$7,733.19	\$6,756.57
71	\$7,926.52	\$6,925.49
72	\$8,124.69	\$7,098.62
73	\$8,327.80	\$7,276.09
74	\$8,536.00	\$7,457.99
75	\$8,749.40	\$7,644.44
76	\$8,968.13	\$7,835.55
77	\$9,192.34	\$8,031.44
78	\$9,422.15	\$8,232.23
79	\$9,657.70	\$8,438.03

Jefferson	0.75
Lafayette	0.78
Lake	0.84
Lee	0.94
Leon	0.75
Levy	0.80
Liberty	0.75
Madison	0.79
Manatee	0.77
Marion	0.75
Martin	0.99
Monroe	1.37
Nassau	0.84
Okaloosa	0.75
Okcechobee	0.97
Orange	0.90
Osceola	0.89
Palm Beach	1.00
Pasco	0.82
Pinellas	0.87
Polk	0.76
Putnam	0.77
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.81
Suwannee	0.82
Taylor	0.79
Union	0.79
Volusia	0.81
Wakulla	0.75
Walton	0.76

38	\$1,788.44	\$2,485.41	Gulf	0.76
39	\$1,856.46	\$2,568.71	Hamilton	0.77
40	\$1,918.25	\$2,642.17	Hardee	0.80
41	\$1,996.21	\$2,724.99	Hendry	0.95
42	\$2,076.10	\$2,807.88	Hernando	0.82
43	\$2,178.17	\$2,893.78	Highlands	0.79
44	\$2,288.60	\$2,988.46	Hillsborough	0.89
45	\$2,409.80	\$3,090.87	Holmes	0.75
46	\$2,539.83	\$3,198.78	Indian River	0.93
47	\$2,666.17	\$3,295.95	Jackson	0.76
48	\$2,791.36	\$3,378.19	Jefferson	0.75
49	\$2,932.00	\$3,472.60	Lafayette	0.78
50	\$3,096.81	\$3,565.80	Lake	0.84
51	\$3,259.24	\$3,656.34	Lee	0.95
52	\$3,442.80	\$3,759.28	Leon	0.75
53	\$3,612.40	\$3,845.61	Levy	0.80
54	\$3,811.76	\$3,938.43	Liberty	0.75
55	\$4,021.34	\$4,034.29	Madison	0.79
56	\$4,224.42	\$4,109.26	Manatee	0.83
57	\$4,438.54	\$4,202.31	Marion	0.77
58	\$4,648.98	\$4,322.74	Martin	0.97
59	\$4,838.33	\$4,438.63	Monroe	1.40
60	\$5,030.94	\$4,577.65	Nassau	0.84
61	\$5,184.07	\$4,709.01	Okaloosa	0.74
62	\$5,313.49	\$4,847.63	Okcechobee	0.97
63	\$5,365.15	\$4,935.47	Orange	0.92
64	\$5,408.94	\$5,018.70	Osceola	0.92
65	\$5,590.98	\$5,169.91	Palm Beach	1.00
66	\$5,779.16	\$5,325.68	Paseo	0.83
67	\$5,973.67	\$5,504.92	Pinellas	0.87
68	\$6,174.72	\$5,690.20	Polk	0.77
69	\$6,382.54	\$5,881.72	Putnam	0.77
70	\$6,597.36	\$6,079.68	St. Johns	0.79
71	\$6,819.41	\$6,284.30	St. Lucie	0.97
72	\$7,048.93	\$6,495.81	Santa Rosa	0.77
73	\$7,286.17	\$6,714.44	Sarasota	0.77
74	\$7,531.40	\$6,940.42	Seminole	0.92
75	\$7,784.88	\$7,174.02	Sumter	0.81
76	\$8,046.90	\$7,415.47	Suwannee	0.82
77	\$8,317.73	\$7,665.05	Taylor	0.79
78	\$8,597.68	\$7,923.04	Union	0.79
79	\$8,887.05	\$8,189.70	Volusia	0.82
			Wakulla	0.75
			Walton	0.76
			Washington	0.76

Age	Male	Female	County	Area Factor
0-2	\$904.73	\$1,058.22	Alachua	0.77
3-17	\$946.73	\$1,100.22	Baker	0.78
18	\$1,012.08	\$1,234.22	Bay	0.75
19	\$1,232.10	\$1,562.90	Bradford	0.82
20	\$1,233.63	\$1,564.80	Brevard	0.92
21	\$1,242.17	\$1,573.97	Broward	1.34
22	\$1,250.63	\$1,583.40	Calhoun	0.75
23	\$1,258.65	\$1,594.58	Charlotte	0.96
24	\$1,266.59	\$1,606.11	Citrus	0.75
25	\$1,274.66	\$1,618.01	Clay	0.83
26	\$1,315.49	\$1,661.09	Collier	0.92
27	\$1,351.45	\$1,704.10	Columbia	0.81
28	\$1,385.82	\$1,749.81	Dade	1.41
29	\$1,416.64	\$1,837.75	De Soto	0.77
30	\$1,474.79	\$1,892.52	Dixie	0.77
31	\$1,510.31	\$1,955.32	Duval	0.96
32	\$1,550.54	\$2,024.88	Escambia	0.76
33	\$1,588.71	\$2,099.73	Flagler	0.78
34	\$1,622.86	\$2,178.29	Franklin	0.75
35	\$1,661.61	\$2,259.28	Gadsden	0.75
36	\$1,694.22	\$2,332.06	Gilchrist	0.75
37	\$1,734.61	\$2,408.63	Glades	0.98

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History—New 3-2-00, Amended 4-2-01.

4-149.206 Preferred Provider/Exclusive Provider Standard Risk Rates.

(1) through (3) No change.

(4) Standard risk rates for coverage providing benefits as defined in Section 627.6498, Florida Statutes (FCHA plan), shall multiply the standard risk rates identified herein by .96.

STANDARD HEALTH BENEFIT PLAN

Age	Male	Female
0-17	\$699.54	\$699.54
18	\$1,003.97	\$1,316.33
19	\$1,003.97	\$1,316.33
20	\$1,003.97	\$1,316.33
21	\$1,005.35	\$1,320.47
22	\$1,005.35	\$1,325.98
23	\$1,006.73	\$1,330.11
24	\$1,008.11	\$1,334.25
25	\$1,031.99	\$1,338.38
26	\$1,055.87	\$1,377.49
27	\$1,079.75	\$1,414.16
28	\$1,107.51	\$1,455.33
29	\$1,153.50	\$1,494.60
30	\$1,199.48	\$1,549.63
31	\$1,245.47	\$1,604.66
32	\$1,275.89	\$1,659.69
33	\$1,310.75	\$1,714.72
34	\$1,346.78	\$1,779.04
35	\$1,384.53	\$1,845.31
36	\$1,422.29	\$1,907.97
37	\$1,460.04	\$1,970.51
38	\$1,497.80	\$2,036.30
39	\$1,543.29	\$2,104.10
40	\$1,594.72	\$2,168.57
41	\$1,644.51	\$2,228.16
42	\$1,708.30	\$2,287.74
43	\$1,791.60	\$2,359.81
44	\$1,882.22	\$2,422.01
45	\$1,979.03	\$2,495.39
46	\$2,077.46	\$2,569.87
47	\$2,181.40	\$2,646.03
48	\$2,271.81	\$2,704.39
49	\$2,362.22	\$2,767.51
50	\$2,476.94	\$2,830.64
51	\$2,608.19	\$2,895.68
52	\$2,757.23	\$2,954.28
53	\$2,906.27	\$3,008.68
54	\$3,055.31	\$3,064.46
55	\$3,239.72	\$3,130.64
56	\$3,424.14	\$3,187.18
57	\$3,623.93	\$3,250.48
58	\$3,815.28	\$3,336.78
59	\$4,001.69	\$3,444.34
60	\$4,188.09	\$3,536.88
61	\$4,345.59	\$3,646.52
62	\$4,465.26	\$3,758.85
63	\$4,579.73	\$3,874.66
64	\$4,694.15	\$3,971.78
65	\$4,806.70	\$4,068.90
66	\$4,926.87	\$4,166.02
67	\$5,050.04	\$4,270.17
68	\$5,176.29	\$4,376.92
69	\$5,305.70	\$4,486.35
70	\$5,438.34	\$4,598.50
71	\$5,574.30	\$4,713.47
72	\$5,713.65	\$4,831.30
73	\$5,856.50	\$4,952.09
74	\$6,002.91	\$5,075.89
75	\$6,152.98	\$5,202.79
76	\$6,306.81	\$5,332.86
77	\$6,464.48	\$5,466.18

County	Area Factor
Alachua	0.76
Baker	0.78
Bay	0.74
Bradford	0.82
Brevard	0.89
Broward	1.25
Calhoun	0.75
Charlotte	0.96
Citrus	0.74
Clay	0.82
Collier	0.92
Columbia	0.81
Dade	1.38
De Soto	0.74
Dixie	0.77
Duval	0.96
Escambia	0.75
Flagler	0.77
Franklin	0.75
Gadsden	0.75
Gilchrist	0.75
Glades	0.98
Gulf	0.76
Hamilton	0.77
Hardee	0.80
Hendry	0.95
Hernando	0.82
Highlands	0.78
Hillsborough	0.87
Holmes	0.75
Indian River	0.92
Jackson	0.76
Jefferson	0.75
Lafayette	0.78
Lake	0.84
Lee	0.94
Leon	0.75
Levy	0.80
Liberty	0.75
Madison	0.79
Manatee	0.77
Marion	0.75
Martin	0.99
Monroe	1.37
Nassau	0.84
Okaloosa	0.75
Okeechobee	0.97
Orange	0.90
Osceola	0.89
Palm Beach	1.00
Pasco	0.82
Pinellas	0.87
Polk	0.76
Putnam	0.77
St. Johns	0.77
St. Lucie	0.99
Santa Rosa	0.77
Sarasota	0.76
Seminole	0.92
Sumter	0.81
Suwannee	0.82

78	\$6,626.09	\$5,602.83	Taylor	0.79
79	\$6,791.74	\$5,742.90	Union	0.79
			Volusia	0.81
			Wakulla	0.75
			Walton	0.76
			Washington	0.76

Age	Male	Female	County	Area Factor
0-17	\$825.58	\$993.78	Alachua	0.77
18	\$820.62	\$1,087.63	Baker	0.78
19	\$790.88	\$1,123.32	Bay	0.75
20	\$790.88	\$1,123.32	Bradford	0.82
21	\$790.88	\$1,123.32	Brevard	0.92
22	\$790.88	\$1,123.32	Broward	1.34
23	\$790.88	\$1,123.32	Calhoun	0.75
24	\$790.88	\$1,123.32	Charlotte	0.96
25	\$807.91	\$1,152.63	Citrus	0.75
26	\$843.28	\$1,186.20	Clay	0.83
27	\$872.66	\$1,218.79	Collier	0.92
28	\$896.53	\$1,250.41	Columbia	0.81
29	\$915.83	\$1,281.25	Dade	1.41
30	\$1,014.09	\$1,341.83	De Soto	0.77
31	\$1,036.17	\$1,396.12	Dixie	0.77
32	\$1,055.79	\$1,440.11	Duval	0.96
33	\$1,078.65	\$1,483.89	Escambia	0.76
34	\$1,100.67	\$1,532.30	Flagler	0.78
35	\$1,142.12	\$1,604.83	Franklin	0.75
36	\$1,170.69	\$1,650.57	Gadsden	0.75
37	\$1,189.40	\$1,695.01	Gilchrist	0.75
38	\$1,213.07	\$1,742.59	Glades	0.98
39	\$1,242.67	\$1,793.08	Gulf	0.76
40	\$1,306.17	\$1,869.24	Hamilton	0.77
41	\$1,343.63	\$1,909.20	Hardee	0.80
42	\$1,392.08	\$1,960.38	Hendry	0.95
43	\$1,452.87	\$2,013.59	Hernando	0.82
44	\$1,518.56	\$2,059.87	Highlands	0.79
45	\$1,633.98	\$2,140.74	Hillsborough	0.89
46	\$1,703.22	\$2,190.89	Holmes	0.75
47	\$1,776.43	\$2,242.36	Indian River	0.93
48	\$1,824.24	\$2,272.73	Jackson	0.76
49	\$1,886.62	\$2,310.79	Jefferson	0.75
50	\$2,035.56	\$2,403.08	Lafayette	0.78
51	\$2,126.70	\$2,438.67	Lake	0.84
52	\$2,235.86	\$2,473.90	Lee	0.95
53	\$2,323.69	\$2,501.11	Leon	0.75
54	\$2,434.58	\$2,531.10	Levy	0.80
55	\$2,669.35	\$2,641.72	Liberty	0.75
56	\$2,818.01	\$2,676.18	Madison	0.79
57	\$2,967.66	\$2,717.17	Manatee	0.83
58	\$3,110.76	\$2,775.41	Marion	0.77
59	\$3,263.63	\$2,851.46	Martin	0.97
60	\$3,557.61	\$3,062.54	Monroe	1.40
61	\$3,662.24	\$3,142.07	Nassau	0.84
62	\$3,731.11	\$3,224.51	Okaloosa	0.74
63	\$3,795.31	\$3,309.39	Okeechobee	0.97
64	\$854.59	\$3,374.15	Orange	0.92
65	\$3,984.32	\$3,475.81	Osceola	0.92
66	\$4,118.42	\$3,580.53	Palm Beach	1.00
67	\$4,257.03	\$3,688.41	Pasco	0.83
68	\$4,400.31	\$3,799.54	Pinellas	0.87
69	\$4,548.41	\$3,914.02	Polk	0.77
70	\$4,748.36	\$4,086.08	Putnam	0.77
71	\$4,957.11	\$4,265.71	St. Johns	0.79

72	\$5,175.03	\$4,453.23	St. Lucie	0.97
73	\$5,402.53	\$4,649.00	Santa Rosa	0.77
74	\$5,640.03	\$4,853.38	Sarasota	0.77
75	\$5,839.70	\$5,025.20	Seminole	0.92
76	\$6,046.45	\$5,203.11	Sumter	0.81
77	\$6,260.51	\$5,387.32	Suwannee	0.82
78	\$6,482.15	\$5,578.04	Taylor	0.79
79	\$6,711.64	\$5,775.52	Union	0.79
			Volusia	0.82
			Wakulla	0.75
			Walton	0.76
			Washington	0.76

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History--New 3-2-00, Amended 4-2-01.

4-149.207 Health Maintenance Organization Standard Risk Rates.

(1) No change.

(2) To determine the rate for a particular county, multiply the rate schedule below by the appropriate area factor.

STANDARD HEALTH BENEFIT PLAN

Age	Male	Female
0	\$1,832.36	\$1,832.36
1	\$1,242.29	\$1,242.29
2-6	\$1,233.22	\$1,233.22
7-11	\$1,219.60	\$1,219.60
12	\$1,227.67	\$1,261.62
13	\$1,235.74	\$1,303.64
14-16	\$1,243.81	\$1,345.66
17	\$1,247.08	\$1,485.87
18	\$1,250.35	\$1,626.08
19	\$1,253.63	\$1,766.29
20	\$1,282.91	\$1,826.96
21	\$1,312.20	\$1,885.09
22	\$1,341.36	\$1,942.25
23	\$1,382.57	\$2,010.46
24	\$1,436.64	\$2,069.90
25	\$1,474.26	\$2,123.64
26	\$1,528.50	\$2,190.55
27	\$1,559.98	\$2,216.59
28	\$1,591.45	\$2,242.62
29	\$1,622.93	\$2,268.66
30	\$1,642.13	\$2,268.66
31	\$1,661.33	\$2,268.66
32	\$1,680.53	\$2,268.66
33	\$1,698.88	\$2,268.66
34	\$1,717.22	\$2,268.66
35	\$1,739.07	\$2,268.66
36	\$1,760.91	\$2,268.66
37	\$1,782.75	\$2,268.66
38	\$1,809.62	\$2,268.66
39	\$1,841.40	\$2,268.66
40	\$1,885.28	\$2,299.92
41	\$1,929.17	\$2,331.18
42	\$1,973.06	\$2,362.44
43	\$2,036.19	\$2,393.70
44	\$2,097.28	\$2,446.87
45	\$2,168.71	\$2,500.03

County	Area Factor
Alachua	1.05
Baker	1.09
Bay	0.90
Bradford	1.05
Brevard	0.99
Broward	1.00
Calhoun	0.90
Charlotte	0.97
Citrus	0.84
Clay	1.09
Collier	0.90
Columbia	1.05
Dade	1.00
DeSoto	0.90
Dixie	1.05
Duval	1.09
Escambia	1.05
Flagler	0.90
Franklin	0.90
Gadsden	0.90
Gilchrist	1.05
Glades	0.90
Gulf	0.90
Hamilton	0.90
Hardee	0.84
Hendry	0.90
Hernando	1.05
Highlands	0.84
Hillsborough	1.03
Holmes	0.90
Indian River	0.90
Jackson	0.90
Jefferson	0.90
Lafayette	0.90
Lake	0.95
Lee	0.99

46	\$2,258.04	\$2,563.75	Leon	0.90
47	\$2,356.20	\$2,631.87	Levy	1.05
48	\$2,461.72	\$2,697.42	Liberty	0.90
49	\$2,570.30	\$2,768.15	Madison	0.90
50	\$2,693.43	\$2,851.87	Manatee	1.01
51	\$2,830.35	\$2,947.20	Marion	0.90
52	\$2,991.21	\$3,047.13	Martin	1.05
53	\$3,152.07	\$3,147.05	Monroe	0.90
54	\$3,312.93	\$3,246.97	Nassau	1.09
55	\$3,492.56	\$3,352.50	Okaloosa	0.95
56	\$3,672.20	\$3,447.54	Okeechobee	0.95
57	\$3,851.84	\$3,559.23	Orange	0.99
58	\$4,054.80	\$3,716.78	Osceola	0.99
59	\$4,292.46	\$3,874.32	Palm Beach	1.03
60	\$4,530.12	\$4,031.87	Pasco	1.03
61	\$4,700.36	\$4,188.99	Pinellas	1.03
62	\$4,886.62	\$4,353.14	Polk	1.05
63	\$5,072.88	\$4,517.28	Putnam	1.01
64	\$5,259.14	\$4,681.42	St. Johns	1.07
65	\$5,459.80	\$4,860.04	St. Lucie	0.95
66	\$5,668.12	\$5,045.48	Santa Rosa	1.05
67	\$5,884.39	\$5,237.99	Sarasota	1.03
68	\$6,108.91	\$5,437.84	Seminole	1.03
69	\$6,341.99	\$5,645.32	Sumter	1.02
70	\$6,583.97	\$5,860.72	Suwannee	0.90
71	\$6,835.18	\$6,084.34	Taylor	0.90
72	\$7,095.98	\$6,316.48	Union	0.90
73	\$7,366.72	\$6,557.49	Volusia	1.03
74	\$7,647.80	\$6,807.69	Wakulla	0.90
75	\$7,939.60	\$7,067.44	Walton	1.05
76	\$8,242.54	\$7,337.09	Washington	0.90
77	\$8,557.03	\$7,617.04		
78	\$8,883.52	\$7,907.67		
79	\$9,222.47	\$8,209.38		

Age	Male	Female	County	Area Factor
0	\$1,446.14	\$1,446.14	Alachua	1.05
1-4	\$1,008.94	\$1,008.94	Baker	1.05
5-12	\$953.77	\$953.77	Bay	0.90
13-17	\$969.07	\$1,024.15	Bradford	1.05
18	\$976.60	\$1,092.89	Brevard	1.01
19	\$1,085.58	\$1,274.63	Broward	1.00
20	\$1,149.13	\$1,348.56	Calhoun	0.90
21	\$1,203.86	\$1,423.44	Charlotte	0.97
22	\$1,261.48	\$1,489.58	Citrus	0.84
23	\$1,328.10	\$1,575.29	Clay	1.05
24	\$1,387.70	\$1,649.21	Collier	0.90
25	\$1,335.35	\$1,702.24	Columbia	1.05
26	\$1,380.28	\$1,761.32	Dade	1.00
27	\$1,443.53	\$1,827.48	DeSoto	0.90
28	\$1,430.44	\$1,812.19	Dixie	1.05
29	\$1,432.53	\$1,800.98	Duval	1.05
30	\$1,432.70	\$1,803.43	Escambia	1.05
31	\$1,440.40	\$1,794.11	Flagler	0.90
32	\$1,444.22	\$1,788.56	Franklin	0.90
33	\$1,446.71	\$1,766.79	Gadsden	0.90
34	\$1,457.67	\$1,756.59	Gilchrist	1.05
35	\$1,458.89	\$1,722.37	Glades	0.90
36	\$1,463.62	\$1,700.29	Gulf	0.90
37	\$1,482.53	\$1,678.16	Hamilton	0.90
38	\$1,495.99	\$1,670.30	Hardee	0.84
39	\$1,520.69	\$1,662.87	Hendry	0.90
40	\$1,531.63	\$1,650.95	Hernando	1.05

41	\$1,589.44	\$1,732.78	Highlands	0.84
42	\$1,641.81	\$1,821.39	Hillsborough	1.02
43	\$1,702.93	\$1,864.41	Holmes	0.90
44	\$1,753.76	\$1,909.10	Indian River	0.90
45	\$1,805.31	\$1,947.31	Jackson	0.90
46	\$1,869.33	\$2,012.23	Jefferson	0.90
47	\$1,934.85	\$2,070.82	Lafayette	0.90
48	\$2,023.67	\$2,145.52	Lake	0.95
49	\$2,106.88	\$2,216.99	Lee	0.97
50	\$2,197.28	\$2,295.69	Leon	0.90
51	\$2,288.55	\$2,408.69	Levy	1.05
52	\$2,399.09	\$2,494.66	Liberty	0.90
53	\$2,490.09	\$2,571.37	Madison	0.90
54	\$2,586.09	\$2,649.74	Manatee	1.01
55	\$2,763.35	\$2,754.40	Marion	0.90
56	\$2,958.19	\$2,846.41	Martin	1.05
57	\$3,090.07	\$2,951.12	Monroe	0.90
58	\$3,255.01	\$3,091.01	Nassau	1.05
59	\$3,419.11	\$3,232.46	Okaloosa	0.95
60	\$3,594.37	\$3,380.28	Okeechobee	0.95
61	\$3,743.66	\$3,487.80	Orange	1.01
62	\$3,847.50	\$3,592.90	Osceola	1.01
63	\$3,952.84	\$3,701.91	Palm Beach	1.00
64	\$4,081.23	\$3,813.28	Pasco	1.02
65	\$4,218.59	\$3,928.17	Pinellas	1.02
66	\$4,360.58	\$4,046.52	Polk	1.05
67	\$4,507.34	\$4,168.44	Putnam	1.01
68	\$4,659.04	\$4,294.03	St. Johns	1.05
69	\$4,815.85	\$4,423.41	St. Lucie	0.95
70	\$5,027.56	\$4,617.86	Santa Rosa	1.05
71	\$5,248.58	\$4,820.87	Sarasota	1.03
72	\$5,479.31	\$5,032.80	Seminole	1.01
73	\$5,720.19	\$5,254.05	Sumter	1.02
74	\$5,971.66	\$5,485.02	Suwannee	0.90
75	\$6,183.07	\$5,679.21	Taylor	0.90
76	\$6,401.97	\$5,880.27	Union	0.90
77	\$6,628.62	\$6,088.45	Volusia	1.03
78	\$6,863.29	\$6,304.00	Wakulla	0.90
79	\$7,106.27	\$6,527.18	Walton	1.05
			Washington	0.90

Specific Authority 624.308, 627.6675(3)(c) FS. Law Implemented 624.307(1), 627.6498(4), 627.6675(3), 641.3922(3) FS. History--New 3-2-00, Amended 4-2-01,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Frank Dino, Bureau of Life and Health Forms and Rates,  
 Division of Insurer Services, Department of Insurance  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED  
 THE PROPOSED RULE: Rich Robleto, Chief, Bureau of Life  
 and Health Forms and Rates, Department of Insurance  
 DATE PROPOSED RULE APPROVED BY AGENCY  
 HEAD: November 19, 2001  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
 PUBLISHED IN FAW: December 7, 2001

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**  
 RULE CHAPTER TITLE: Entomology – Pest Control Regulations  
 RULE CHAPTER NO.: 5E-14

RULE TITLES: Fumigation Requirements – Final  
 Post-fumigation Clearance Inspection  
 Application for Examination for Pest Control Operator’s Certificate and Special Identification Card  
 Examinations  
 Certificate Issuance and Renewal Fees  
 Special Identification Card Issuance, Renewal Fees, Forms and Duties  
 Responsibilities and Duties – Records, Reports, Advertising, Applications

RULE NOS.: 5E-14.113  
 5E-14.117  
 5E-14.123  
 5E-14.132  
 5E-14.136  
 5E-14.142

PURPOSE AND EFFECT: The purpose of the proposed action is to amend Rules 5E-14.113, 5E-14.117, 5E-14.123, 5E-14.132, 5E-14.136, and 5E-14.142, F.A.C. The effect is to increase fees paid by pest control operators in order to improve enforcement efforts by funding additional field inspector positions, as well as to update department forms, mailing address and minor technical changes.

SUMMARY: The proposed amendment to Rules 5E-14.113, 5E-14.117, 5E-14.123, 5E-14.132, 5E-14.136, and 5E-14.142, F.A.C., will increase fees paid by pest control operators in order to improve enforcement efforts by funding additional field inspector positions.

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

SPECIFIC AUTHORITY 482.051, 482.071, 482.111, 482.141, 482.151, 482.155, 482.156 FS.

LAW IMPLEMENTED: 482.051, 482.071, 482.111, 482.141, 482.151, 482.155, 482.156 FS.

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

TIME AND DATE: 10:00 a. m., March 5, 2002

PLACE: 3125 Conner Boulevard, George Eyster IV Auditorium, Tallahassee, Florida 32399-1659

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Mr. Steven J. Rutz, Director, Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, Room 130, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, telephone (850)488-3731

THE FULL TEXT OF THE PROPOSED RULES IS:

5E-14.113 Fumigation Requirements – Final Post-fumigation Clearance Inspection.

(1) The certified operator in charge or of his designated special fumigation identification card holder shall personally determine by using label-recommended gas-detecting or

monitoring devices or materials that the entire structure or enclosed space fumigated, and also including beds and bedding therein, has been monitored and safely ventilated sufficiently to permit safe human entry and occupancy or re-occupancy. All warning agent containers shall be removed from the structure. In no instance shall ventilation or aeration time be less than that recommended by manufacturer of fumigant on the registered label.

(2) No change.

Specific Authority 482.051 FS. Law Implemented 482.051(1), 482.152, 482.241 FS., Section 1, Chapter 92-203, Laws of Florida. History—New 1-1-77, Formerly 10D-55.113, Amended \_\_\_\_\_.

5E-14.117 Application for Examination for Pest Control Operator's Certificate and Special Identification Card.

(1) Application for examination shall be on Forms DACS 13627 ~~130627~~, 13607 ~~130607~~, and 13653, Rev. 3/02 ~~130653~~, Dec. 1992 which are incorporated by reference and obtained from the ~~D~~e~~p~~artment and shall also include a passport type and quality, full-face photograph of the applicant at least one and one-half inches by one and one-half inches in size.

(2) through (8) No change.

(9) Applicants may be examined for certification in one or more of the following ~~four~~ categories of pest control:

(a) Fumigation;

(b) General household pest control, which includes rodent control;

(c) Termite or other wood-infesting organism control; ~~and~~

(d) Lawn and ornamental pest control.

(10) No change.

(11) Applicants for limited certification in Commercial Landscape Maintenance shall submit an examination fee of \$150 ~~\$75~~ and be required to show evidence of having been in the landscape maintenance business for at least three years by submission of the following:

(a) No change.

(b) Independent proof of participation in the lawn maintenance business for three (3) years including any one of the following:

1. W-2 employment records.

2. Federal tax returns.

3. Occupational licenses.

4. Executed employment contracts or any other business or operational documentation which is regularly maintained as a business or operational record by any governmental agency, organization, business or person.

5. The annual recertification fee shall be \$75 ~~\$5~~.

(12) through (15) No change.

(16) An applicant who fails to pass one or more category or special identification card examinations may reapply for examination upon filing the prescribed application accompanied by a fee of \$225 for each category examination or \$200 ~~\$150~~ for each special identification card examination.

(17) Applicants for limited certification for governmental pesticide applicators or private applicators shall submit an examination fee of \$150 ~~\$75~~.

Specific Authority 482.051 FS. Law Implemented 482.111, 482.132, 482.141(2), 482.151, 482.155, 482.156 FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 10-25-90, Formerly 10D-55.117, Amended 8-11-93, 7-5-95, 5-28-98, \_\_\_\_\_.

5E-14.123 Examinations.

(1) through (4) No change.

(5) The fee for special identification card examination shall be \$200 ~~\$150~~ for each category in which the applicant desires to be examined.

(6) through (7) No change.

(8) All examinations shall consist of theoretical sections, practical sections, and practical demonstrations. All applicants for examination for certification or special identification card will be examined on or required to demonstrate satisfactory knowledge of the following:

(a) Pest Control Act, Chapter 482, Florida Statutes.

(b) Rules of the Department, Chapter 5E-14, Florida Statutes, Pest Control Regulations, Parts No. 1 through 6.

(c) Precautions necessary and required by law, rules and good industry practice for the safeguard of life, health and property in the conduct of pest control.

(d) Pests, their habits, recognition of damage caused, and identification by accepted common names.

(e) Building construction terminology.

(f) Accepted good industry methods and practices founded upon recognized publications of the industry.

(9) through (10) No change.

(11) Any applicant who fails to pass one or more particular examination(s) shall be permitted to review such examination(s) upon making written application to the Department within fifteen (15) days from date of written notice of examination results.

(12) No change.

Specific Authority 482.051 FS. Law Implemented 482.141(2), 482.151(4) FS. History—New 1-1-77, Formerly 10D-55.123, Amended 8-11-93, 7-5-95, 5-28-98, \_\_\_\_\_.

5E-14.132 Certificate Issuance and Renewal Fees.

(1) Each certified pest control operator shall be certified as provided by this rule. Application shall be made and the issuance fee paid to the ~~D~~e~~p~~artment for the original certificate within 60 days from the date of written notification of passing examination. During a period of 30 calendar days following expiration of the 60-day period, an original certificate may be issued; however, a late issuance charge of \$50 shall be assessed and paid in addition to the issuance fee. No original certificate shall be issued after expiration of the 30-day period without reexamination.

(2) Each individual issued a pest control operator's certificate shall apply to the ~~D~~Department for renewal of his certificate on or before June 1 of each year on Department of Agriculture and Consumer Services ~~f~~Form DACS 13638, Rev. 3/02 ~~4290, Dec. 92~~, entitled "Renewal Notice", which is incorporated by reference, and mailed by the ~~D~~Department. After a grace period of 30 calendar days following the anniversary date of each year, there shall be a late renewal charge of \$50 which shall be assessed and paid in addition to the renewal fee. Unless renewed as provided by this section, each certificate shall automatically expire 180 calendar days after the renewal date. Subsequent to such expiration, a certificate may be issued only upon successful reexamination and upon payment of examination and issuance fees due as provided by this rule.

(3) The fee for issuance of each original certificate, and the fee for renewal thereof, shall be \$150 ~~\$100~~.

(4) No change.

(5) On or before April 1 of each year the Department shall mail to each certified operator, at his last known address of record, a renewal form, DACS 13638, Rev. 3/02 ~~No. 130638 (12/92)~~, incorporated by reference for use in applying for renewal of his certificate. Not less than 60 days prior to the expiration of a certificate a final renewal notice shall be mailed to each certified operator who has not renewed his certificate. Mailing of these forms shall be the only notice of renewal issued by the Department. Copies may be obtained from the Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301-2961 ~~644 Cesery Boulevard, Suite 200, Jacksonville, Florida 32211~~.

Specific Authority 482.051 FS. Law Implemented 482.051(1), 482.111(1),(3),(7),(10), 482.132(1) FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 1-20-87, Formerly 10D-55.132, Amended 8-11-93, 7-5-95, 5-28-98,\_\_\_\_\_.

5E-14.136 Special Identification Card Issuance, Renewal Fees, Forms and Duties.

(1) No change.

(2) Application shall be made and the issuance fee paid to the ~~D~~Department for the original special identification card within 60 days from the date of written notification of passing examination. During a period of 30 days following the expiration of the ~~60~~ 480 day period, an original special identification card may be issued, however, a late issuance charge of \$25 shall be assessed and paid in addition to the issuance fee. Further, no original special identification card shall be issued after expiration of the 30 day period without reexamination.

(3) Application to the Department for renewal of each special identification card shall be made on or before June 1 of each year. The issuance fee for each special identification card and for each renewal thereof shall be \$100 ~~\$75~~. After a grace period of 30 calendar days following the anniversary date of each year, there shall be a late renewal charge of \$25, which

shall be assessed and paid in addition to the renewal fee. Unless timely renewed, each special identification card shall automatically expire 180 ~~60~~ calendar days after the renewal date. Subsequent to such expiration, a special identification card may be issued ~~reinstated~~ only upon successful reexamination and upon payment of examination and issuance fees due, as provided by this rule.

(4) On or before April 1 of each year the Department shall mail to each special identification cardholder at his last known address of record, a renewal form, DACS 13641, Rev. 3/02 ~~No. 130641 (12/92)~~, incorporated by reference, for use in applying for renewal of his special identification card. Copies may be obtained from the Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301-2961 ~~644 Cesery Boulevard, Suite 200, Jacksonville, Florida 32211~~.

(5) through (8) No change.

Specific Authority 482.051(1) FS. Law Implemented 482.151(3) FS. History—New 1-1-77, Formerly 10D-55.136, Amended 7-5-95, 5-28-98,\_\_\_\_\_.

5E-14.142 Responsibilities and Duties – Records, Reports, Advertising, Applications.

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

(c) Termite or other wood-destroying organism inspection report:

Pursuant to Chapter 482.226(1),(2),(4) and (5), F.S., each licensee having a certified operator certified in the category of termite or other wood-destroying organism control and who makes and reports the findings of a wood-destroying organism inspection in writing shall provide the party requesting the inspection with the inspection findings on the Wood-Destroying Organisms Inspection Report prescribed by the Department and furnished by the licensee, DACS 13645, Rev. 3/02 ~~Form 1145 (11-92)~~, which is incorporated by reference. The licensee shall not place any disclaimers or additional language on the Wood-Destroying Organisms Inspection Report. The licensee shall inspect for all wood-destroying organisms as defined in Chapter 482.021(28), F.S., in accordance with the following inspection standards:

1. through 2. No change.

(3) through (4) No change.

(5) Business license application: In accordance with Chapter 482.071(1), F.S., the following information shall be submitted on, attached to and made a part of the Department's pest control business license application form, DACS 13605, Rev. 3/02 ~~Form 130605 (606), effective July, 1992~~, incorporated by reference.

(a) through (g) No change.

(h) The issuance fee for each original license shall be \$250 ~~\$150~~. An applicant may request his application to be immediately expedited and processed by paying a specific handling fee in the amount of \$50.

(i) The renewal fee for each original license shall be \$250  
\$150.

(6) through (8) No change.

Specific Authority 482.051(1) FS. Law Implemented 482.051(1), 482.061, 482.071, 482.091, 482.111(5),(9), 482.161(1)(g),(h), 482.226(1),(6) FS. History—New 1-1-77, Amended 6-27-79, 6-22-83, 1-20-87, 10-25-90, Formerly 10D-55.142, Amended 8-11-93, 5-28-98, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Wayne Gale, Chief, Bureau of Entomology and Pest Control, Department of Agriculture and Consumer Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Steven J. Rutz, Director, Division of Agricultural Environmental Services, Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 20, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 5, 2001

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE TITLES:	RULE NOS.:
Specialization Requirements for Elementary Education (Grades K-6) – Academic Class	6A-4.0151
Specialization Requirements for the Prekindergarten Disabilities Endorsement – Academic Class	6A-4.01792
Specialization Requirements for Endorsement in Severe or Profound Disabilities – Academic Class	6A-4.01793
Specialization Requirements for Certification in Exceptional Student Education (Grades K-12) – Academic Class	6A-4.01795
Specialization Requirements for Endorsement in Autism – Academic Class	6A-4.01796
Specialization Requirements for Certification in Foreign Language (Grades K-12) – Academic Class	6A-4.0243
Specialization Requirements for Certification in Physical Education (Grades K-12) – Academic Class	6A-4.0283
Specialization Requirements for Certification in Science (Grades 6-12) – Academic Class	6A-4.0323
Specialization Requirements for Certification in Social Science (Grades 6-12) – Academic Class	6A-4.03321
Specialization Requirements for Certification in Industrial Arts-Technology Education (Grades 6-12) – Vocational Class	6A-4.060

PURPOSE AND EFFECT: The purpose of the proposed new rules is to adopt initial subject area certification requirements for implementation of a new certification structure. The proposed amendments to existing rules are to modify the subject name designation of certification areas. The effect is a reduction of certification subject coverages resulting in a streamlined certification structure and rules that reflect current terminology.

SUMMARY: Specializations requirements to implement a new streamlined structure for initial certification are proposed in the following areas: Exceptional Student Education (K-12), Science (6-12), Physical Education (K-12), Elementary Education (K-6), Social Science (6-12), and an Autism Endorsement. In addition, amendments are proposed to change the names of rules to reflect updated terminology and to align rules to the instruction provided in the areas of industrial arts-technology education, foreign language, and exceptional student education programs for prekindergarten students with disabilities and students with severe or profound disabilities.

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 the notice.

SPECIFIC AUTHORITY: 229.053, 231.15(1), 231.17(6)(b) FS.

LAW IMPLEMENTED: 229.053, 231.145, 231.15(1), 231.17(6)(b) FS.

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

TIME AND DATE: 9:00 a.m., March 12, 2002

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: David Ashburn, Director, Division of Professional Educators, Department of Education, 325 West Gaines Street, Room 203, Tallahassee, Florida 32399-0400, (850)487-3663

THE FULL TEXT OF THE PROPOSED RULES IS:

6A-4.0151 Specialization Requirements for Elementary Education (Grades K-6) – Academic Class.

(1) Plan One. A bachelor’s or higher degree with a major in elementary education which includes teaching reading at the K-6 level, or

(2) Plan Two. A bachelor’s or higher degree with thirty (30) semester hours in elementary education to include the areas specified below:

(a) Courses in teaching reading in grades K-6 to include each of the following:

1. Understanding the reading process and effective reading instruction.

2. Recognition and assessment of reading problems, and

3. Prescription and utilization of appropriate methods and materials to increase reading performance; and

(b) Courses in each of the areas specified below:

1. Content and methods for teaching writing and language arts in grades K-6.

2. Content and methods for teaching science for grades K-6.

3. Content and methods for teaching social science for grades K-6.

4. Content and methods for teaching health education and physical education for grades K-6.

5. Content and methods for teaching art for grades K-6.

6. Content and methods for teaching music for grades K-6.

7. Content and methods for teaching mathematics for grades K-6, and

8. Materials for use in grades K-6 such as children's literature, multi-media materials, library materials, and the computer as an instructional tool.

(3) This rule is to become effective July 1, 2002, and supercedes the provisions of Rules 6A-4.014 and 6A-4.015, FAC., as of that date.

Specific Authority 229.053, 231.15(1), 231.17(6) FS. Law Implemented 229.053, 231.145, 231.15(1), 231.17(6) FS. History--New 7-1-02.

6A-4.01792 Specialization Requirements for the Prekindergarten ~~Disabilities Handicapped~~ Endorsement – Academic Class.

(1) A bachelor's or higher degree with certification in any exceptional student education area, preschool education, primary education, prekindergarten students with disabilities/primary education, or early childhood education, and

(2) Twelve (12) semester hours in prekindergarten ~~disabilities handicapped~~ education (~~age three (3) through age five (5)~~) to include the areas specified below:

(a) Six (6) semester hours in the development and implementation of individualized educational programs for the prekindergarten child with disabilities handicaps to include formal and informal evaluation techniques; developmentally appropriate curriculum, methods, and intervention strategies; teaming approaches to facilitate inclusion in appropriate learning environments mainstreaming; and multidisciplinary approaches and techniques for serving the child and the family;

(b) Three (3) semester hours in child development to include theories of the atypical child, the stages and sequences of development, and the impact of disabilities and biomedical risk factors on learning; and

(c) Three (3) semester hours in family collaboration and support to include family systems theory and interaction; community resources; service coordination; and transition.

Specific Authority 229.053(1), 231.15(1), 231.17(6)(+) FS. Law Implemented 229.053, 231.145, 231.15, 231.17 FS. History--New 10-3-91, Amended

6A-4.01793 Specialization Requirements for ~~Endorsement in Severe or Profound Disabilities the Profoundly Handicapped Endorsement~~ – Academic Class.

(1) A bachelor's or higher degree with certification in any area of special education emotionally handicapped, hearing impaired, mentally handicapped, varying exceptionalities, or visually impaired; and

(2) Twelve (12) semester hours in the education of students with profound disabilities handicaps to include the areas specified below:

(a) ~~Coursework Three (3) semester hours~~ in atypical child development and assessment of students with profound disabilities handicaps to include use of student assessment for individual educational planning and program planning;

(b) ~~Coursework Three (3) semester hours~~ in interdisciplinary teaming to include available resources; the recognition of the role of parents, teachers, and other professionals; functional community-based curriculum; employability skills; and transition planning; and

(c) Completion of one of the areas as follows:

1. Six (6) semester hours to include:

a. ~~Coursework Three (3) semester hours~~ in nature of autism and intervention strategies for educating students who are autistic to include student characteristics, appropriate learning goals, teaching approaches, and environmental arrangements; and

b. Three (3) semester hours of supervised field-based experience with students who are autistic; or

2. Six (6) semester hours to include:

a. ~~Coursework Three (3) semester hours~~ in nature of profound mental disabilities handicaps and intervention strategies for educating students with profound mental disabilities handicaps to include student characteristics, appropriate learning goals, teaching approaches, and environmental arrangements, and

b. Three (3) semester hours of supervised field-based experience with students with profound mental disabilities handicaps; or

3. Six (6) semester hours to include:

a. ~~Coursework Three (3) semester hours~~ in nature of deaf-blindness dual sensory impairment and intervention strategies for educating students who are deaf-blind dual sensory impaired to include student characteristics, appropriate learning goals, teaching approaches, and environmental arrangements, and

b. Three (3) semester hours of supervised field-based experience with students who are deaf-blind dual sensory impaired.



Specific Authority 229.053(1), 231.15(1), 231.17(6)(+) FS. Law Implemented 229.053, 231.145, 231.15, 231.17 FS. History—New 10-3-91, Amended \_\_\_\_\_.

6A-4.01795 Specialization Requirements for Certification in Exceptional Student Education (Grades K-12) – Academic Class.

(1) Plan One. A bachelor's or higher degree with a major in exceptional student education, special education, mental disabilities, specific learning disabilities, emotional disabilities, physically impaired or varying exceptionalities; or

(2) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in exceptional student education to include the areas specified below:

(a) Foundations of special education to include educational practices and development and characteristics of children with disabilities;

(b) Assessment and evaluation to include interpretation, analysis, and application of assessment results and alternate assessment strategies;

(c) Evaluation of student progress in acquiring, generalizing, and maintaining skills related to participation in educational settings;

(d) Instructional practices in special education to include selection and implementation of instructional practices and strategies and identification of accommodations and modifications;

(e) Relevant general education and special skills curricula selection;

(f) Assessing, designing, and implementing positive behavioral supports;

(g) Language development and communication skills to include normal sequence of expressive and receptive language development and identification of communication deficits and appropriate interventions;

(h) Skills to teach interpersonal interactions to include criteria for selecting instructional procedures for teaching personal care, interpersonal skills, self-advocacy skills, and adaptive life skills;

(i) Transition process to include development of desired postschool outcomes; and

(j) Effective methods of communication, consultation, and collaboration with students, families, administrators, and other education professionals.

(3) This rule is to become effective July 1, 2002, and supercedes the provisions of Rules 6A-4.0171, 6A-4.0173, 6A-4.0174, 6A-4.0175, and 6A-4.0177, FAC., as of that date.

Specific Authority 229.053(1), 231.15(1), 231.17(6) FS. Law Implemented 229.053, 231.145, 231.15(1), 231.17(6) FS. History—New 7-1-02.

6A-4.01796 Specialization Requirements for Endorsement in Autism – Academic Class.

(1) A bachelor's or higher degree with certification in any exceptional student education area; and

(2) Twelve semester hours to include:

(a) Nature of autism (to include student characteristics, appropriate learning goals, teaching approaches, environmental arrangements, etc.);

(b) Use of assistive and instructional technology and natural, alternative and augmentative communication systems for students with autism;

(c) Behavior management and positive behavior supports for students with autism;

(d) Assessment and diagnosis of autism, and

(e) Field-based experience with students with autism

(3) This rule is to become effective July 1, 2002.

Specific Authority 229.053(1), 231.15(1), 231.17(6) FS. Law Implemented 229.053, 231.145, 231.15(1), 231.17(6) FS. History—New 7-1-02.

6A-4.0243 Specialization Requirements for Certification in Foreign Language ~~Separate Areas of Language Other than English~~ (Grades K-12) – Academic Class.

(1) Specialization requirements for the following modern languages: Chinese, French, German, Greek, Hebrew, Italian, Japanese, Portuguese, Russian, and Spanish.

(a) Plan One. A bachelor's or higher degree with an undergraduate or graduate major in one of the modern languages listed in subsection (1) of this rule, or

(b) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in one of the modern languages listed in Subsection (1) of this rule to include credit in the areas specified below:

1. History or culture of the people who speak the language as their native language,

2. Literature in the language, and

3. Applied linguistics or second language acquisition, or

(c) Plan Three. A bachelor's or higher degree with specialization requirements completed in one (1) of the modern languages as specified in paragraph (1)(a) or (b) of this rule ~~a language, other than English~~, and twenty-one (21) semester hours in ~~another~~ one of the modern languages listed in Subsection (1) of this rule to include credit in the areas specified below:

1. History or culture of the people who speak the language as their native language, and

2. Literature in the language.

(2) Specialization requirements for Latin.

(a) Plan One. A bachelor's or higher degree with an undergraduate or graduate major in Latin, or

(b) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in Latin to include credit in the areas specified below:

1. Latin vocabulary, grammar, and composition,

2. Latin literature, and

3. Roman culture, or

(c) Plan Three. A bachelor's or higher degree with specialization requirements completed in one (1) of the modern languages as specified in paragraph (1)(a) or (b) of this rule for a language, other than English, and twenty-one (21) semester hours in Latin to include credit in the areas specified below:

1. Latin vocabulary, grammar, and composition,
2. Latin literature, and
3. Roman culture.

Specific Authority 229.053(1), 231.15(1), 231.17(6)(~~3~~) FS. Law Implemented 229.053, ~~231.02~~, 231.145, 231.15(1), 231.17(6) FS. History–New 7-1-90, Amended 7-17-00, \_\_\_\_\_.

6A-4.0283 Specialization Requirements for Certification in Physical Education (Grades K-12) – Academic Class.

(1) Plan One. A bachelor's or higher degree with a teacher education major in physical education, or

(2) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in physical education to include the areas specified below:

- (a) Twelve (12) semester hours in instructional design and content of physical education.
  - (b) Motor development.
  - (c) Kinesiology.
  - (d) Administration of physical education.
  - (e) Applied exercise physiology.
  - (f) Adaptive physical education or physical education for exceptional students.
  - (g) Care and prevention of human injuries, and
  - (h) Theory and practice in coaching.
- (3) This rule is to become effective July 1, 2003, and supercedes the provisions of Rule 6A-4.028, FAC., as of that date.

Specific Authority 229.053, 231.15(1), 231.17(6) FS. Law Implemented 229.053, 231.145, 231.15(1), 231.17(6) FS. History–New 7-1-03.

6A-4.0323 Specialization Requirements for Certification in Science (Grades 6-12) – Academic Class.

(1) Plan One. A bachelor's or higher degree with a major in general science, biology, chemistry, physics, or earth-space science, or

(2) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in science to include the areas specified below:

- (a) Biology.
- (b) Chemistry.
- (c) Physics, and
- (d) Earth-space science.

(3) This rule is to become effective July 1, 2003, and supercedes Rule 6A-4.0322, FAC., as of that date.

Specific Authority 229.053, 231.15(1), 231.17(6) FS. Law Implemented 229.053, 231.145, 231.15(1), 231.17(6) FS. History–New 7-1-03.

6A-4.03321 Specialization Requirements for Certification in Social Science (Grades 6-12) – Academic Class.

(1) Plan One. A bachelor's or higher degree with a major in social science, social studies, history, political science, geography, sociology, economics, or psychology.

(2) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in social science or social studies to include:

- (a) Six (6) semester hours in United States history.
- (b) Courses in the areas specified below:

1. Western civilization or European history.
2. Asian, African, Latin American, or Middle Eastern history.
3. Economics.
4. United States federal government.
5. Geography, and
6. Sociology or psychology.

(3) This rule is to become effective July 1, 2003, and supercedes the provisions of Rule 6A-4.0332, FAC., as of that date.

Specific Authority 229.053, 231.15(1), 231.17(6) FS. Law Implemented 229.053, 231.145, 231.15(1), 231.17(6) FS. History–New 7-1-03.

6A-4.060 Specialization Requirements for Certification in Industrial Arts-Technology Education (Grades 6-12) – Vocational Class.

(1) Plan One. A bachelor's or higher degree with an undergraduate or graduate major in industrial arts or technology education, or

(2) Plan Two. A bachelor's or higher degree with thirty (30) semester hours in industrial arts or industrial technology education to include credit in four (4) of the ~~ten (10) seven (7)~~ areas specified below:

- (a) Materials and manufacturing processes technology to include credit in woods, metals, and man-made materials,
- (b) Drafting and design technology,
- (c) Energy, and power and transportation technology,
- (d) Graphics communications technology,
- (e) Electronics technology,
- (f) Construction technology, and
- (g) Transportation technology.
- (h) Biomedical technology.
- (i) Information technology, and

(j) ~~(g)~~ Industrial systems technology such as robotics, laser technology, fiber optics, or other feedback controlling systems.

Specific Authority 229.053(1), 231.15(1), 231.17(6)(~~3~~) FS. Law Implemented 229.053, ~~231.02~~, 231.145, 231.15(1), 231.17(6) FS. History–New 10-10-89, Amended 11-13-96, 7-17-00, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Betty Coxe, Deputy Commissioner for Educational Programs,  
Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Charlie Crist, Commissioner of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 15, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: The notice of rule development for Rules 6A-4.01793, 6A-4.01795, and 6A-4.01796 was published in the October 5, 2001, FAW. The notice for rules 6A-4.0151, 6A-4.0243, 6A-4.0283, 6A-4.0323, 6A-4.03321, and 6A-4.060 was published in the October 26, 2001 FAW

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLES:	RULE NOS.:
Specialization Requirements for the Endorsement in Middle Grades – Academic Class	6A-4.0232
Specialization Requirements for the Endorsement in Adaptive Physical Education – Academic Class	6A-4.0281
Specialization Requirements for Certification in School Food Service (Grades PK-12) – Specialty Class	6A-4.030

PURPOSE AND EFFECT: The purpose of this amendment is to establish an effective date of repeal for these rules in order to complete the final phase of changes in the certification structure. This action will reduce the number of subject coverages and endorsements as recommended in a comprehensive study of certification in Florida. The effect will be a streamlined certification structure with broader, more comprehensive subject areas.

SUMMARY: The final phase of implementation of a streamlined certification structure and new aligned certification tests, as required by Section 231.17, Florida Statutes, include the repeal of rules for which recommendation was made to eliminate in the design of the new structure.

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 the notice.

SPECIFIC AUTHORITY: 229.053(1), 231.15(1), 231.17(6)(b) FS.

LAW IMPLEMENTED: 229.053, 231.15(1), 231.17(6)(b) FS.

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

TIME AND DATE: 9:00 a.m., March 12, 2002

PLACE: 400 South Monroe Street, Room LL03, The Capitol, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: David Ashburn, Director, Division of Professional Educators, Department of Education, 325 West Gaines Street, Room 203, Tallahassee, Florida 32399-0400, (850)487-3663

THE FULL TEXT OF THE PROPOSED RULES IS:

6A-4.0232 Specialization Requirements for the Endorsement in Middle Grades – Academic Class.

(3) This rule is repealed effective July 1, 2002 shall take effect September 1, 1992.

Specific Authority 229.053(1), 231.15(1), 231.17(1) FS. Law Implemented 229.053, 231.145, 231.15, 231.17 FS. History–New 9-1-92, Repealed 7-1-02.

6A-4.0281 Specialization Requirements for the Endorsement in Adaptive Physical Education – Academic Class.

(3) This rule is repealed effective July 1, 2002.

Specific Authority 229.053(1), 231.15(1), 231.17(1) FS. Law Implemented 231.02, 231.145, 231.15, 231.17 FS. History–New 12-4-89, Repealed 7-1-02.

6A-4.030 Specialization Requirements for Certification in School Food Service (Grades PK-12) – Specialty Class.

(5) This rule is repealed effective July 1, 2002.

Specific Authority 229.053(1), 231.15(1), 231.17(1) FS. Law Implemented 228.195, 231.02, 231.145, 231.15, 231.17 FS. History–New 4-20-64, Amended 4-8-68, 7-7-68, Revised 8-17-74, Repromulgated 12-5-74, Amended 7-1-79, Formerly 6A-4.30, Amended 12-4-89, Repealed 7-1-02.

NAME OF PERSON ORIGINATING PROPOSED RULE: Betty Coxe, Deputy Commissioner for Educational Programs, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Charlie Crist, Commissioner of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 15, 2002

STATE BOARD OF ADMINISTRATION

RULE TITLES:	RULE NOS.:
Reimbursement Contract	19-8.010
Procedures to Determine Ineligibility for Participation in the Florida Hurricane Catastrophe Fund and to Determine Exemption from Participation in the Florida Hurricane Catastrophe Fund	19-8.012
Insurer Reporting Requirements	19-8.029

PURPOSE AND EFFECT: These rules are promulgated to implement Section 215.555, Florida Statutes, regarding the Florida Hurricane Catastrophe Fund, for the 2002-2003 contract year.

SUMMARY: Proposed amended Rule 19-8.010, F.A.C. adopts the reimbursement contract for the contract year 2002-2003. Proposed amended Rule 19-8.012, F.A.C., updates the rules

regarding exemption and ineligibility for participation in the Florida Hurricane Catastrophe Fund, and Rule 19-8.029, F.A.C., adopts forms for insurer reporting to the Florida Hurricane Catastrophe Fund for the 2002-2003 contract year.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:** The Board has prepared a statement and found the cost to be minimal.

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:** 215.555(3) FS.

**LAW IMPLEMENTED:** 215.555(2),(3),(4),(5),(6),(7) FS.

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

**TIME AND DATE:** 9:00 a.m. – 12:00 Noon, Tuesday, March 5, 2002

**PLACE:** Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, FL 32308

Any person requiring special accommodations to participate in this proceeding is asked to advise Patti Elsbernd, P. O. Box 13300, Tallahassee, FL 32317-3300, (850)413-1346, at least five (5) calendar days before such proceeding.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Jack E. Nicholson, Chief Operating Officer of the Florida Hurricane Catastrophe Fund, State Board of Administration, P. O. Box 13300, Tallahassee, FL 32317-3300, telephone (850)413-1340

**THE FULL TEXT OF THE PROPOSED RULES IS:**

19-8.010 Reimbursement Contract.

(1) through (7) No change.

(8) The reimbursement contract for the 2002-2003 contract year required by Section 215.555(4), Florida Statutes, which is called Form FHCF-2002K – “Reimbursement Contract” or “Contract” between (name of insurer) (the “Company”)/NAIC #() and The State Board of Administration of the State of Florida (“SBA”) which Administers the Florida Hurricane Catastrophe Fund (“FHCF”), is hereby adopted and incorporated by reference into this rule.

~~(9)~~(8) Copies of the reimbursement contract may be obtained from the State Board of Administration. The mailing address is P. O. Box 13300, Tallahassee, FL 32317-3300. The street address is 1801 Hermitage Blvd., Tallahassee, Florida 32308, (850)413-1346.

Specific Authority 215.555(3) FS. Law Implemented 215.555 FS. History—New 5-31-94, Amended 8-29-95, 5-19-96, 6-19-97, 5-28-98, 5-17-99, 9-13-99, 6-19-00, 6-3-01,\_\_\_\_\_.

19-8.012 Procedures to Determine Ineligibility for Participation in the Florida Hurricane Catastrophe Fund and to Determine Exemption from Participation in the Florida Hurricane Catastrophe Fund.

(1) Purpose. The purpose of this rule is to establish procedures to determine ineligibility for participation in the Florida Hurricane Catastrophe Fund (“the Fund”) and to establish procedures to determine whether an insurer may be exempted from subsections (4) and (5) of Section 215.555, Florida Statutes, because it has less than \$500,000 in aggregate exposure for covered policies.

(2) Procedures to Determine Ineligibility for Participation in the Fund.

(a) An insurer seeking ineligibility from participation in the Fund because it ~~has surrendered its certificate of authority to write insurance in Florida shall submit a written request for ineligibility stating that it will have no covered policies, as that term is defined in Section 215.555(2)(c), Florida Statutes, after May 31 of the year for which the ineligibility is sought and provide a copy of the Department of Insurance Order revoking the insurer’s authority to write insurance in Florida. The request shall be sent to the Fund’s Administrator, Paragon Reinsurance Risk Management Services, Inc., 3600 West 80th Street, Minneapolis, Minnesota 55431 does not write covered policies, as defined in Section 215.555(2)(c), Florida Statutes, shall submit a written request for a determination regarding its ineligibility for participation. The request shall be sent to the Fund’s Administrator, Paragon Reinsurance Risk Management Services, Inc., 3500 West 80th Street, Minneapolis, Minnesota 55431, and shall contain the following information:~~

(b) An insurer which is not surrendering its certificate to write insurance in Florida but which is seeking ineligibility from participation in the Fund because it does not have any covered policies, as that term is defined in Section 215.555(2)(c), Florida Statutes, shall submit a written request for a determination regarding its ineligibility for participation. The request shall be sent to the Fund’s Administrator, Paragon Reinsurance Risk Management Services, Inc., 3600 West 80th Street, Minneapolis, Minnesota 55431, and shall contain the following information:

1. A detailed explanation of any premium appearing on the insurer’s Florida Form 2 of the National Association of Insurance Commissioners annual statement for lines of business which may contain covered policies. These lines are: Fire, Allied Lines, Homeowners Multiple Peril, Commercial Multiple Peril (non-liability portion), ~~Multiple Peril Crop, Inland Marine, Farmowners Multiple Peril, Glass.~~

2. A copy of the insurer's Form 2 of the annual statement for the State of Florida for the applicable year. This form is commonly known as page 15 ~~14 for years prior to 1996 and as Page 15 for 1996.~~

3. Form FHCF-E1, "Statement related to Covered Policies as defined in Section 215.555(2)(c), Florida Statutes," rev. 8/96, signed by two executive officers attesting to the fact that the insurer writes no covered policies. Form FHCF-E1 is hereby adopted and incorporated by reference. The form may be obtained from the Fund's Administrator at the address stated in this paragraph.

~~(c)(b)~~ Upon receipt of the information required by ~~paragraphs (a) or (b) subsection (a),~~ above, the Fund's Administrator will forward copies to the State Board of Administration (Board) ~~Board~~ for review.

1. If the Board determines that additional information is needed before a decision can be made, the Fund's Administrator will obtain the information and forward it to the Board.

2. If the Board determines that the insurer writes covered policies, as defined in Section 215.555(2)(c), Florida Statutes, and in Article V~~(b)~~ of the reimbursement contract, as adopted and incorporated by reference in Rule 19-8.010, F.A.C., and must therefore participate in the Fund as required by Section 215.555(4)(a), Florida Statutes, the Board will notify the insurer that its request has been denied. All insurers determined to be participants in the Fund will be required to enter into a reimbursement contract with the Board and will be subject to all premium payments and interest thereon, as well as fees for ~~delinquent or~~ inadequate exposure data.

3. If the Board determines that the insurer does not write covered policies, as defined in Section 215.555(2)(c), Florida Statutes, and in Article V~~(b)~~ of the reimbursement contract, as adopted and incorporated by reference in Rule 19-8.010, F.A.C., the Board will notify the insurer that its request has been approved and note that the insurer must immediately notify the Board if it begins writing covered policies. The Board will provide the Fund's Administrator with a copy of any approval letter so that the Fund's Administrator can update its information and can refund any overpayment of reimbursement premium.

(3) Procedures to Determine Exemption from the Fund Due to Limited Exposure.

(a) An insurer requesting exemption from participation in the Fund because its exposure for covered policies, as defined in Section 215.555(2)(c), Florida Statutes, and in Article V~~(b)~~ of the reimbursement contract, as adopted and incorporated by reference in Rule 19-8.010, F.A.C., is less than \$500,000 in the aggregate shall submit a written request for a determination regarding such an exemption no later than June 1 of the upcoming contract year. The request shall be sent to the Fund's Administrator, Paragon Reinsurance Risk Management

Services, Inc., 3600 ~~3500~~ West 80th Street, Minneapolis, Minnesota 55431. The insurer shall submit the following information:

1. A detailed explanation of any premium appearing on the insurer's Florida Form 2 of the National Association of Insurance Commissioners annual statement for lines of business which may contain covered policies. These lines are: Fire, Allied Lines, Homeowners Multiple Peril, Commercial Multiple Peril (non-liability portion), ~~Multiple Peril Crop,~~ Inland Marine, Farmowners Multiple Peril, ~~Glass.~~

2. A copy of the insurer's Form 2 of the annual statement for the State of Florida for the applicable year. This form is commonly known as page 15. ~~14 for years prior to 1996 and as page 15 for 1996.~~

3. Form FHCF-E2, "Information regarding FHCF Covered Policies In-force at May 31, \_\_\_\_\_," rev. 8/96. Form FHCF-E2 is hereby adopted and incorporated by reference. The form may be obtained from the Fund's Administrator at the address stated in this paragraph.

4. Form FHCF-E3, "Statement related to Aggregate Exposure for Covered Policies as defined in Section 215.555(2)(c), Florida Statutes, on behalf of \_\_\_\_\_," rev. 8/96, signed by two executive officers attesting to the fact that the insurer writes no covered policies with an aggregate exposure of \$500,000 or more. Form FHCF-E3 is hereby adopted and incorporated by reference. The form may be obtained from the Fund's Administrator at the address stated in this paragraph.

~~(b)~~ Upon receipt of the information required by subsection ~~(3)(a),~~ above, the Fund's Administrator will forward copies to the Board for review.

1. If the Board determines that additional information is needed before a decision can be made, the Fund's Administrator will obtain the information and forward it to the Board.

2. If the Board determines that the insurer has an aggregate exposure of \$500,000 or more for covered policies, as defined in Section 215.555(2)(c), Florida Statutes, and in Article V~~(b)~~ of the reimbursement contract, as adopted and incorporated by reference in Rule 19-8.010, F.A.C., and must therefore participate in the Fund as required by Section 215.555(4)(a), Florida Statutes, because it does not qualify for the exemption permitted by Section 215.555(3), Florida Statutes, the Board will notify the insurer that its request has been denied. All insurers determined to be participants in the Fund will be required to enter into a reimbursement contract with the Board and will be subject to all premium payments and interest thereon, as well as fees for ~~delinquent or~~ inadequate exposure data.

3. If the Board determines that the insurer has an aggregate exposure of less than \$500,000 for covered policies, as defined in Section 215.555(2)(c), Florida Statutes, and in Article V~~(b)~~ of the reimbursement contract, as adopted and incorporated by reference in Rule 19-8.010, F.A.C., and that granting the

exemption will not adversely affect the actuarial soundness of the Fund, the Board will notify the insurer that its request has been approved and note that the insurer must immediately notify the Board if its exposure ~~during the official Atlantic Hurricane Season, which begins June 1 and ends November 30 of each year~~, becomes \$500,000 or more in the aggregate. If this occurs, the insurer will be treated as a "new company" and will be subject to the provisions of Rule 19-8.028(4)(c)5., F.A.C., if its exposure becomes \$500,000 or more during the period from June 1 through November 30 or will be subject to the provisions of Rule 19-8.028(4)(c)6., F.A.C., if its exposure becomes \$500,000 or more during the period from December 1 through May 31. If an insurer's exposure becomes \$500,000 or more in the aggregate, the insurer will be subject to the provisions of subparagraph 19-8.019(3)(e)5., F.A.C. The Board will provide the Fund's Administrator with a copy of any approval letter so that the Fund's Administrator can update its information and can refund any overpayment of reimbursement premium.

4. The exemption for minimal exposure permitted by Section 215.555(3), Florida Statutes, is optional for the insurer. An insurer with less than \$500,000 in aggregate exposure for covered policies is not required to ask for an exemption from the Fund. Such an insurer may continue to participate in the Fund if it so desires. An insurer which has been granted an exemption from the Fund may request to be reinstated in the Fund as a participating member. However, such a request must be made no later than June 1 of each contract year. No insurer which has been granted an exemption under this subsection shall be reinstated during the Atlantic Hurricane Season, which begins June 1 and ends November 30 of each year, so long as its aggregate exposure remains below \$500,000.

5. The exemptions for minimal exposure permitted by Section 215.555(3), Florida Statutes, shall not be granted by the Board if the aggregate number of anticipated exemptions adversely affects the actuarial soundness of the Fund. A decision as to adverse actuarial effect will be made by the Board annually in consultation with the Board's actuarial consultant. To determine whether an exemption adversely affects the actuarial soundness of the Fund, the Board shall take into consideration the following factors: the number of insurers participating in the Fund; the number of insurers which have requested or are requesting exemption from the Fund on the basis of limited exposure; whether the impact of excluding insurers with less than \$500,000 in exposure will significantly affect premium revenue; the currently available liquid assets of the Fund; the amount and maturity of any outstanding debt; the history of payment of reimbursement premium to the Fund; ~~the history of payment reimbursement premium to the Fund~~; the history of payment of reimbursable losses by the Fund; the history of payment of assessments under Section 215.555(6), Florida Statutes; the meteorological and actuarial likelihood that the Fund will have to pay loss

reimbursements during the current contract year; and the current market condition of the property insurance industry in Florida.

Specific Authority 215.555(3) FS. Law Implemented 215.555(2)(c),(3),(4),(5) FS. History—New 2-17-97, Amended \_\_\_\_\_.

19-8.029 Insurer Reporting Requirements.

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

(d) For the 2002/2003 contract year, the reporting shall be in accordance with the following: Form FHCF-D1A, "Florida Hurricane Catastrophe Fund 2002 Data Call," rev. 5/02; and Form FHCF-MOD, "CLASIC DATA FORMAT (tm) for Excess Insurance, Version 1.1," rev. 3/27/01. The two forms identified in the immediately preceding sentence are hereby adopted and incorporated by reference. For new companies, the company shall report its actual exposure as of December 31 of the contract year on or before March 1 of the contract year, to the Administrator on Form FHCF-D1B, "Florida Hurricane Catastrophe Fund 2002 Data Call for Newly Licensed Companies," rev. 5/02; and Form FHCF-MOD, "CLASIC DATA FORMAT (tm) for Excess Insurance, Version 1.1," rev. 3/27/01. The two forms identified in the immediately preceding sentence are hereby adopted and incorporated by reference.

(3) Loss Reimbursement Reporting Requirements.

(a) As directed by the Board, after a covered event occurs, insurers shall report all their losses for covered policies (ground-up losses, without regard for the insurer's retention) on Form FHCF-L1A, "Florida Hurricane Catastrophe Fund Interim Loss Report," rev. 10/98, which is hereby adopted and incorporated by reference. Prompt reporting in the format requested will aid the Board in determining whether to seek additional sources of funds to pay for reimbursable losses. The losses reported on Form FHCF-L1A are expected to result from a good faith effort on the part of the insurer to report as accurately as possible. Preliminary reports will not be binding. Reimbursements by the Fund will be made on the basis of Form FHCF-L1B, adopted below, and on the basis of quarterly adjustments thereafter. After the initial report of ground-up losses on Form FHCF-L1A, only insurers expecting to exceed their retentions for covered losses are required to comply with paragraph (b), below.

(b) If an insurer expects covered losses to exceed its retention, it shall report its paid and outstanding covered losses for each occurrence as of month-end by the fifteenth of the following month in accordance with the table below:

Submit Form FHCF-L1A Monthly	
For Losses as of	By
06/30/XX	07/15/XX
07/31/XX	08/15/XX
08/31/XX	09/15/XX
09/30/XX	10/15/XX
10/31/XX	11/15/XX
11/30/XX	12/15/XX

(c) Insurers shall report their annual covered losses (all losses regardless of an insurer’s retention) for each occurrence on or before December 31 of the contract year during which the covered event occurs and quarterly thereafter on the date the quarter ends on Form FHCF-L1B, “Florida Hurricane Catastrophe Fund Proof of Loss Report,” rev. ~~5/00~~ ~~4/98~~, which is hereby adopted and incorporated by reference. In reporting losses, deductibles shall be applied first to the coverages provided by the FHCF, that is, to structure and/or contents. Deductibles shall not be applied first to any coverages not provided by the FHCF such as additional living expense. For the quarterly report due on 3/31, any insurer whose losses reach or exceed 50% of its FHCF retention shall report its losses on Form FHCF-L1B. For the quarterly report due on 6/30, any insurer whose losses reach or exceed 75% of its FHCF retention shall report its losses on Form FHCF-L1B. For the quarterly reports due on 9/30 and thereafter, any insurer which anticipates that its losses will reach 100% or more of its FHCF retention shall report its losses on Form FHCF-L1B until all its losses are paid to its policyholders and the insurer has received reimbursement from the Fund. Each insurer which has recoveries from the Fund and which has reinsurance recoveries other than recoveries from the Fund shall complete Form FHCF-L1C, “Florida Hurricane Catastrophe Fund Proof of Loss Report/Reinsurance Recovery Worksheet,” rev. 5/00, which is hereby adopted and incorporated by reference. For purposes of this rule, quarterly loss reports shall be those reports submitted at each quarter end date after December 31 of the contract year in which the covered event occurs and continuing until all claims and losses resulting from loss occurrences commencing during the contract year are fully discharged, in accordance with the reporting requirements in this paragraph.

(d) As a result of reports submitted on Form FHCF-L1B and Form FHCF-L1C, reimbursements to insurers shall be adjusted in accordance with Section 215.555(4)(b)3., Florida Statutes, which prohibits an insurer’s recovery from all sources to exceed 100 percent of its losses from a covered event, and in accordance with Section 215.555(4)(d)1., Florida Statutes, which requires the Fund to pay additional amounts to insurers and insurers to return overpayments to the Fund, based on the most recent calculation of losses.

(4) All the forms adopted and incorporated by reference in this rule may be obtained from: Administrator, Florida Hurricane Catastrophe Fund, Paragon Reinsurance Risk Management Services, Inc., 3600 West 80th Street, Minneapolis, Minnesota 55431.

Specific Authority 215.555(3) FS. Law Implemented 215.555(2),(3),(4),(5),(6),(7),(15) FS. History—New 5-17-99, Amended 6-19-00, 6-3-01, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jack E. Nicholson, Chief Operating Officer, Florida Hurricane Catastrophe Fund, State Board of Administration

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: The Trustees of the State Board of Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 29, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 14, 2001

**FLORIDA PAROLE COMMISSION**

RULE TITLE: Conditional Release Definitions RULE NO.: 23-23.006

PURPOSE AND EFFECT: The purpose and effect of the proposed amendment to the rule is to define the terms “Felony Commitment” and “Prior Felony Commitment” found in Section 947.1405(2)(a), Florida Statutes.

SUMMARY: The proposed amendment to the rule clarifies definitions used in determining eligibility for Conditional Release supervision.

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: 947.07, 947.1405(9) FS.

LAW IMPLEMENTED: 947.1405(2)(a) 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: William L. Camper, General Counsel, Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450

THE FULL TEXT OF THE PROPOSED RULE IS:

23-23.006 Conditional Release Definitions.

(1) through (10) No change.

(11)(a) Felony Commitment – means the incarceration portion of a prison sentence for a felony offense resulting from a Uniform Commitment to Custody of the Department of Corrections or the incarceration portion of a prison sentence for a felony offense served in any other state or federal correctional institution. ~~Prior Felony Commitment – means an offense or offenses which resulted in an adjudication of guilt of a felony and a sentence of incarceration. Both the consummation of the criminal offense(s) and the subsequent conviction(s) and incarceration(s) must obtain at some date earlier in time than the offense(s) resulting in commitment to incarceration for the present offense of conviction.~~

(b) Prior Felony Commitment – means any felony commitment served prior to a subsequent felony commitment even though both may have resulted from the same criminal offense.

(12) through (19) No change.

Specific Authority 947.07, 947.1405(9) FS. Law Implemented 947.1405(2)(a) FS. History--New 10-20-91, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: William L. Camper  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: William L. Camper  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2001  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 19, 2001

**DEPARTMENT OF CORRECTIONS**

RULE TITLE: Youthful Offender Program Participation  
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to delete unnecessary language and to clarify the circumstances under which an inmate is ineligible to receive consideration for a sentence modification recommendation.

RULE NO.: 33-601.226

SUMMARY: The proposed rule lists specific convictions and sentences which will render an inmate ineligible for consideration of a sentence modification recommendation.

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: 958.11 FS.

LAW IMPLEMENTED: 958.11, 958.12 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: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.226 Youthful Offender Program Participation.

(1) through (2) No change.

(3) Successful participation in all phases of the youthful offender extended day program and successful completion of the offender management plan and reclassification to minimum or community custody will result in an evaluation by the ICT to determine the inmate's eligibility for a recommendation to the court for a modification of sentence at any time prior to the scheduled expiration of sentence as provided in s. 958.04(2)(d), F.S.

(a) After the youthful offender has successfully participated in the youthful offender program and completed the IMP as developed, a complete evaluation of the case shall be initiated. The evaluations shall include a review and summary of the following areas:

1. through 3. No change.

4. Work assignments ~~which would assist the youthful offender in obtaining future employment;~~

5. through 9. No change.

(b) through (c) No change.

(d) One or more of the following will render the inmate ineligible for consideration of a sentence modification to the court:

1. Conviction for murder, attempted murder, or an offense resulting in a death;

2. Conviction for sexual battery pursuant to s. 794.011, F.S.;

3. Conviction for kidnapping pursuant to s. 787.01, F.S.;

4. Conviction for carjacking pursuant to s. 812.133, F.S.;

5. Conviction for domestic violence pursuant to s. 741.28, F.S.;

6. Conviction for home invasion robbery pursuant to s. 812.135, F.S.;

7. Sentenced as a habitual offender pursuant to s. 775.084, F.S.; or

8. Currently serving mandatory portion of a sentence pursuant to s. 775.082, F.S.

Specific Authority 958.11(1) FS. Law Implemented 958.11, 958.12 FS. History--New 10-11-95, Amended 9-11-97, Formerly 33-33.013, Amended 3-13-01, Formerly 33-506.106, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jerry Vaughan

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Michael W. Moore

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 28, 2001

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE CHAPTER TITLE: Consumptive Use of Water  
RULE CHAPTER NO.: 40D-2

RULE TITLES: Publications Incorporated by Reference  
RULE NOS.: 40D-2.091

Conditions for Issuance of Permits  
40D-2.301

Standard Permit Conditions  
40D-2.381

PURPOSE AND EFFECT: The purpose of the proposed amendments is to remove several provisions in the District's water use permitting rules and the Basis of Review for Water Use Permit Application that have been determined to be invalid and where necessary, revise related rule language. The



effect of the proposed amendment to Rule 40D-2.301, F.A.C., is to delete the requirement that applicants provide reasonable assurance that they will utilize local water resources as a condition for issuance of permits. The proposed amendments to Rule 40D-2.381, F.A.C., will revise the standard permit conditions that require permittees to mitigate any adverse impacts to existing legal uses and environmental features to eliminate the requirement that such mitigation be to the satisfaction of the District. The proposed amendments to the Basis of Review will delete the technical criteria for permit issuance that address existing offsite land uses and development of local resources and also delete presumptions, including the presumptions that applicants could previously rely upon to meet certain of the District's other technical criteria.

**SUMMARY:** The proposed amendments will repeal or amend paragraph (1)(j) of Rule 40D-2.301, F.A.C., paragraphs (3)(l) and (m) of Rule 40D-2.381, F.A.C., and sections 4.2 A. 5., 4.2 B. 2., 4.2 C. 2., 4.5 2., 4.7, 4.9 and a portion of section 4.8 of the Basis of Review for Water Use Permit Application which Rule 40D-2.091, F.A.C., incorporates into the District's rules by reference. The proposed amendments will remove provisions in the District's water use permitting rules that have been determined to be invalid.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:** A Statement of Estimated Regulatory Cost is not being prepared based on the District's determination that the proposed revisions to Rules 40D-2.091, 40D-2.301, and 40D-2.381, F.A.C., will not result in a substantial increase in the costs to affected parties and there will not be significant adverse effects on competition, employment, investment or productivity.

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:** 373.044, 373.113, 373.118, 373.149, 373.171, 373.216 FS.

**LAW IMPLEMENTED:** 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243, 373.244 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:** Jack R. Pepper, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-2.091 Publications Incorporated by Reference

The "Basis of Review for Water Use Permit Application" ~~April 18, 2001~~ is hereby incorporated by reference into this Chapter and is available from the District upon request.

Specific Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.036, 373.0361, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243 FS. History--New 10-1-89, Amended 11-15-90, 2-10-93, 3-30-93, 7-29-93, 4-11-94, 7-15-98, 7-28-98, 7-22-99, 12-2-99, 8-3-00, 9-3-00, 4-18-01, \_\_\_\_\_.

40D-2.301 Conditions for Issuance of Permits.

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

~~(j) Will utilize local water resources to the greatest extent practicable;~~

(k) through (n) renumbered (j) through (m) No change.

(2) through (3) No change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.219, 373.223, 373.229 FS. History--Readopted 10-5-74, Amended 12-31-74, 2-6-78, 7-5-78, Formerly 16J-2.11, 16J-2.111, Amended 1-25-81, 10-1-89, 2-10-93, 8-3-00, \_\_\_\_\_.

40D-2.381 Standard Permit Conditions.

(1) through (3)(k) No change.

(l) The Permittee shall mitigate, ~~to the satisfaction of the District,~~ any adverse impact to existing legal uses caused by withdrawals. When adverse impacts occur or are imminent, the District may require the Permittee to mitigate the impacts. Adverse impacts include:

1. A reduction in water levels which impairs the ability of a well to produce water;

2. Significant reduction in levels or flows in water bodies such as lakes, impoundments, wetlands, springs, streams or other watercourses; or

3. Significant inducement of natural or manmade contaminants into a water supply or into a usable portion of an aquifer or water body.

(m) The Permittee shall mitigate, ~~to the satisfaction of the District,~~ any adverse impact to environmental features or offsite land uses as a result of withdrawals. When adverse impacts occur or are imminent, the District shall require the Permittee to mitigate the impacts. Adverse impacts include the following:

1. Significant reduction in levels or flows in water bodies such as lakes, impoundments, wetlands, springs, streams, or other watercourses;

2. Sinkholes or subsidence caused by reduction in water levels;

- 3. Damage to crops and other vegetation causing financial harm to the owner; and
- 4. Damage to the habitat of endangered or threatened species.
- (n) through (q) renumbered (l) through (o) No change.
- (4) No change.

Specific Authority 373.044, 373.113, 373.149, 373.171, 373.216 FS. Law Implemented 373.219, 373.223, 373.244 FS. History—New 6-7-78, Amended 9-9-80, 10-21-80, Formerly 16J-2.112, Amended 10-1-89, 2-10-93, 5-2-93,

The Basis of Review for Water Use Permit Applications is incorporated into Rule 40D-2.091.

**BASIS OF REVIEW**

The following changes are made to Chapter 4.0:

- 4.1 No change.
- 4.2 A. 1. through 4. No change.

**5. Presumption**

~~The District presumes that a withdrawal of water will not cause unacceptable environmental impacts if the withdrawal of water, combined with other withdrawals, does not lower the water table at the wetland by more than 1 foot.~~

B.1. No change.

**2. Presumption**

~~a. The District presumes that a surface water withdrawal will not cause unacceptable environmental impacts if the total annual withdrawal, combined with other surface withdrawals, does not exceed the volume contained within the top foot of water at average lake area.~~

For lakes with adopted levels, average lake area is the average of the area at maximum desirable stage and the area at low management level. (See Part C of this Manual.) For lakes without adopted levels, average lake area will be determined by District staff.

~~b. The District presumes that a surface water withdrawal will not cause unacceptable environmental impacts if the withdrawal of water, combined with other surface withdrawals, does not exceed a rate of one quarter inch per day over a 30-day period. A quarter inch lowering shall be equivalent to the volume contained in the top quarter inch of water at average lake area.~~

~~e. The District presumes that a ground water withdrawal will not cause unacceptable environmental impacts if the withdrawal of water, combined with other ground water withdrawals, does not lower the water table at the lake by more than 1 foot.~~

C.1. No change.

**2. Presumptions**

~~a. The District presumes that the withdrawal of water will not cause unacceptable environmental impacts if the withdrawal, combined with other withdrawals, does not reduce the rate of daily flow by more than 10 percent at any point in the drainage system at the time of withdrawal. The effects of~~

~~water retention in instream impoundments will be included in the determination of flow reductions. Estimated available yield will be determined based on historical flow records or best available data and existing permitted use.~~

4.3 No change.

4.4 No change.

4.5 1. No change.

**2. Presumption**

~~In addition to the significant saline water intrusion defined in the Performance Standards, above, the District presumes that proposed new quantities of ground water applied for after March 30, 1993, from confined aquifers from areas outside the Most Impacted Area (MIA) of the Eastern Tampa Bay Water Use Caution Area as identified in Figure 7.2-2 and as delineated in Section 7.2, 8.F., that cause a potentiometric surface drawdown of 0.2 feet or greater within the MIA will significantly induce saline water intrusion. Applicants may demonstrate compliance with regard to the significant saline water intrusion standard by affirmatively showing that the potentiometric surface drawdown at the MIA boundary would be less than 0.2 feet, based on site specific information, using scientifically acceptable flow modeling, or that significant saline water intrusion, as defined in the Performance Standards, Section 4.5, subsection 1, will not be caused within the MIA, using scientifically acceptable solute transport modeling. The drawdown impacts of successive withdrawal requests will be aggregated in applying this presumption to any permit issued pursuant to this rule. This presumption does not apply to surface water, surficial aquifer, and desalination sources. This presumption also does not apply to the renewal of previously permitted quantities. This provision will remain in effect for a period of two years from March 30, 1993, except that if a rule incorporating permanent standards for the Southern Groundwater Basin Water Use Caution Area is noticed for adoption during the two year period, this provision will remain in effect during the pendency of any Section 120.54(4), F.S., rule challenge and final disposition of the proposed rule by the Governing Board.~~

4.6 No change.

4.7 (Reserved)

**4.7 EXISTING OFF-SITE LAND USES**

~~A permit application shall be denied if the withdrawal of water would cause an unmitigated adverse impact on an adjacent land use that existed at the time the initial permit was approved or that exists at the time a modification is requested. If withdrawal locations remain the same but quantities are increased, only the increased amount would be considered in addressing impacts to existing legal off-site land uses. Adverse impacts on land uses include:~~

- 1. Significant reduction in water levels in an adjacent surface water body, including impoundments, to the extent that utilization of the water body is impaired;

~~2. Significant damage to crops or other types of vegetation.~~

4.8 INTERFERENCE WITH EXISTING LEGAL WITHDRAWALS

Performance Standards

A permit application shall be denied if the withdrawal of water together with other withdrawals would cause an unmitigated adverse impact on a legal water withdrawal existing at the time of the application. An adverse impact is considered to occur when the requested withdrawal would impair the withdrawal capability of an existing legal withdrawal to a degree that the existing withdrawal would require modification or replacement to obtain the water it was originally designed to obtain. If withdrawal locations remain the same but quantities are increased, only the increased amount would be considered in addressing the impacts to existing users.

If other legal uses come into existence after a permit is issued and the permit is subsequently modified, District staff will evaluate the modification such that impacts to the subsequent uses are only assessed in terms of the modified quantities.

**Presumptions**

~~The District presumes that an adverse impact does not occur if:~~

- ~~1. The Applicant's withdrawals do not lower the potentiometric surface more than 5 ft at an affected well, or~~
- ~~2. The Applicant's withdrawal does not lower the water table more than 2 feet at an affected well.~~

The evaluation of impacts will be made taking into account the type(s) of pumping equipment installed and water-level fluctuations.

Staff will not recommend approval of a requested quantity that will cause adverse impact unless the adverse impact is mitigated by the Applicant. Mitigation may include mitigation prior to withdrawals as well as mitigation after the withdrawal. It is the Applicant's responsibility to investigate and mitigate adverse impacts on presently existing legal withdrawals. Mitigation may include pumpage reduction, replacement of the impacted individual's equipment to enable greater withdrawals, or placement of wells farther away from the impacted well.

4.9 (Reserved)

4.9 DEVELOPMENT OF THE LOCAL RESOURCE

~~The local water resource shall be utilized to the maximum extent possible prior to the consideration of remote alternate sources. Applicants for water sources remote from the local area of use shall demonstrate that water sources near the demand source are not feasible. Items to be addressed in assessing this feasibility include but are not limited to:~~

- ~~1. Impacts to the water resources and associated environmental resources of the local versus remote area of withdrawal;~~
- ~~2. Economic factors, such as distribution and maintenance costs, land purchasing, condemnation, and development costs, and other costs; and~~

~~3. Use of the lowest quality of water available to fulfill all or a portion of the demand.~~

4.10 through 4.13 No change.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Karen A. Lloyd, Senior Attorney, Office of General Counsel, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Ext. 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Southwest Florida Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 18, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 1, 2002

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE CHAPTER TITLE: Regulation of Wells

RULE CHAPTER NO.: 40D-3

RULE TITLE: Special Well Construction Standards

RULE NO.: 40D-3.600

PURPOSE AND EFFECT: The purpose of the proposed rule is to prevent impacts to water wells from periodic high water use by requiring minimum casing depths for new potable water wells constructed in the area of the Dover community.

SUMMARY: A number of potable wells in the Dover area of Hillsborough County have gone dry during winter months when agricultural water use was increased to provide protection to crops from freeze events. The new requirements for minimum casing depths are intended to prevent impacts to new potable wells in the Dover area from periodic increased water use during freeze events.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: A Statement of Estimated Regulatory Cost is not being prepared based on the District's determination that the proposed revisions to Rules 40D-3.600, F.A.C., will not result in a substantial increase in the costs to affected parties and there will not be significant adverse effects on competition, employment, investment or productivity.

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: 373.044, 373.113, 373.171, 373.308 FS.

LAW IMPLEMENTED: 373.308, 373.309 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: Jack R. Pepper, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-3.600 Special Well Construction Standards.

To prevent impacts to water wells from periodic high water use, in addition to complying with the other construction requirements of this chapter, the construction of potable water wells in the area of the Dover community shall also comply with the requirements set forth below.

(1) Potable water wells constructed in the Dover area north of Interstate 4 (North Dover), as identified in paragraph (2) below, shall be cased to a minimum depth of 105 feet below land surface.

(2) The area of North Dover is as follows:

Township 28, Range 20, Sections 12 through 14, 23, 24 and those portions of 25 and 26 lying north of Interstate 4;

Township 28, Range 21, Sections 1 through 19 and those portions of 20 through 24 and 30 lying north of Interstate 4; and

Township 28, Range 22, Sections 2 through 10, 15 through 18 and that portion of 20 lying north of Interstate 4.

(3) Potable water wells constructed in the Dover area south of Interstate 4 (South Dover), as identified in paragraph (4) below, shall be cased to a minimum depth of 147 feet below land surface.

(4) The area of South Dover is as follows:

Township 28, Range 20, those portions of Sections 25 and 26 lying south of Interstate 4 and Sections 35 and 36;

Township 28, Range 21, those portions of Sections 20 through 24 and 30 lying south of Interstate 4 and Sections 25 through 29 and 31 through 36;

Township 28, Range 22, that portion of Section 20 lying south of Interstate 4;

Township 29, Range 20, Sections 1, 2, 11 through 13 and 24; Township 29, Range 21, Sections 1 through 29, 33 and 34; and Township 29, Range 22, Sections 4 through 9 and 15 through 21.

Specific Authority 373.044, 373.113, 373.171, 373.308 FS. Law Implemented 373.308, 373.309 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tony Gilboy, Well Construction Manager, Technical Services Department, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Extension 4305

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Southwest Florida Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 1, 2002

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE TITLE: Continuing Education  
RULE NO.: 61G5-32.001

PURPOSE AND EFFECT: The Board proposed to amend this rule to clarify when and how revocation of continuing education course may be approved, denied or revoked.

SUMMARY: This rule sets forth the continuing education requirements to maintain a cosmetology license and explains what courses are required. It also sets forth the criteria to be approved as a continuing education provider.

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

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

SPECIFIC AUTHORITY 455.2178, 455.2179, 455.219(3), 455.2228, 477.016, 477.019(7) FS.

LAW IMPLEMENTED 455.2178, 455.2179, 455.219(3), 455.2228, 477.019(7) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A NOTICE OF HEARING DATE WILL BE PUBLISHED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-32.001 Continuing Education.

(1) through (7)(i) No change.

(j) At any time, the Board shall request the Department revoke the provider's approval of a continuing education course if it finds that such approval is sought or was received by fraud or misrepresentation by the provider, that the course which is being provided fails to cover the information required by statute or this rule or Rule 61-6.015, F.A.C., or otherwise fails to meet the requirements specified in this rule, that the course significantly varies from the course proposal that was approved by the Board, or that the course provider has engaged in fraudulent behavior related to the provision of the course. Before the Board recommends that the Department revoke rescinding approval of a continuing education course, the Board shall give the course provider notice and an opportunity to be heard. If the Board denies or the Department revokes the rescinds its approval of a continuing education course because of the course provider's fraud or misrepresentation, then the

continuing education provider shall thereafter be barred from presenting any continuing education courses to licensees or registrants for credit unless the provider demonstrates to the Board that the provider has been sufficiently rehabilitated to be trusted to provide such courses to licensees or registrants in the future.

(k) through (8) No change.

Specific Authority 455.2178, 455.2179, 455.219(3), 455.2228, 477.016, 477.019(7) FS. Law Implemented 455.2178, 455.2179, 455.219(3), 455.2228, 477.019(7) FS. History—New 3-25-99, Amended 2-28-00, 7-27-00, 7-29-01, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Cosmetology

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Cosmetology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 6, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 18, 2001

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Funeral Directors and Embalmers**

RULE TITLE: Inspection Criteria (Funeral Establishments)      RULE NO.: 61G8-21.003

PURPOSE AND EFFECT: To clarify inspection criteria.

SUMMARY: Explicit inclusion of requirements in Sections 470.0315 and 470.0355, Florida Statutes and Rule 61G8-33.001, F.A.C., in inspection criteria.

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: 470.005(3), 470.024(10) FS.

LAW IMPLEMENTED: 470.005(3), 470.024(10) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sherry Landrum, Executive Director, Board of Funeral Directors and Embalmers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G8-21.003      Inspection      Criteria      (Funeral Establishments).

(1) No change.

(2) Compliance with Sections 470.0315 and 470.0355, Florida Statutes and Rule 61G8-33.001, Florida Administrative Code.

(2) through (7) renumbered (3) through (8) No change.

Specific Authority 470.005(3), 470.024(10) FS. Law Implemented 470.024(3),(10) FS. History—New 2-13-80, Amended 5-21-81, 9-28-83, 3-26-84, Formerly 21J-21.03, Amended 12-11-88, Formerly 21J-21.003, Amended 3-30-94, 2-20-95, 3-24-98, 6-14-00, 1-30-01, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Funeral Directors and Embalmers

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Funeral Directors and Embalmers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 17, 2001

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 14, 2001

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Funeral Directors and Embalmers**

RULE TITLES:	RULE NOS.:
Centralized Embalming Facilities	61G8-33.003
Cinerator Facilities	61G8-33.004
Removal Services	61G8-33.005
Refrigeration Facilities	61G8-33.006

PURPOSE AND EFFECT: To establish procedures relating to the identification of human remains.

SUMMARY: To specifically include the procedures relating to identification of human remains to be used at centralized embalming facilities, cinerator facilities, removal services and refrigeration facilities.

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: 470.005(1), 470.0301(2)(h), 470.0315(4) FS.

LAW IMPLEMENTED: 470.0301(2)(h), 470.0315(4), 470.025(2), 470.0315(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Sherry Landrum, Executive Director, Board of Funeral Directors and Embalmers, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750



THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-2.0126 Conduct at Examination Site.

(1) through (2) No change.

(3) Conduct which subverts or attempts to subvert the examination process includes:

(a) No change.

(b) Conduct which violates the standard of test administration, such as disrupting the examination site, inappropriately communicating with any other examinee during the administration of the examination; copying answers from another examinee or permitting one's answers to be copied by another examinee during the administration of the examination; having in one's possession during the administration of the licensing examination any appliances, tools, models, teeth, books, notes, written or printed materials or data of any kind, other than the examination materials distributed or specifically listed as approved materials for the examination room in the examinee's official Candidate Information Booklet which was mailed or presented to the examinee in advance of the examination date by the Department. In cases where the examinee is found to be in possession of items other than those distributed at the exam site or specifically listed as approved materials for the examination room in the Candidate Information Booklet, the minimum sanction shall be to declare the scores on said examination invalid.

(c) No change.

(4) No change.

Specific Authority 456.004(5), 466.004(4) FS. Law Implemented 456.017(1)(d) FS. History--New 2-7-96, Amended 5-21-96, Formerly 59Q-2.0126, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 18, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 18, 2002

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLE: Courses Required for Initial Licensure, Renewal, or Reactivation

RULE NO.: 64B5-12.019

PURPOSE AND EFFECT: The purpose of the rule amendments is to update the rule text with regard to required courses.

SUMMARY: The Board is amending this rule to update the continuing education requirements required for initial licensure, renewal or reactivation.

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: 456.031, 456.033 FS.

LAW IMPLEMENTED: 456.031, 456.033 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-12.019 Courses Required for Initial Licensure, Renewal, or Reactivation.

(1) No license shall be granted and no license shall be renewed or reactivated unless the applicant or licensee submits confirmation to the Board that he or she has successfully completed, within 24 months prior to seeking initial licensure, renewal or reactivation, a Board-approved course on Human Immunodeficiency Virus (HIV) and Acquired Immune Deficiency Syndrome (AIDS), and other infectious diseases pertinent to the practice of dentistry and dental hygiene, ~~and~~ a Board-approved course on domestic violence, and a Board approved course on prevention of medical errors.

(2) through (9) No change.

(10) To receive Board approval, courses on prevention of medical errors shall include a study of root cause analysis, error reduction and prevention, and patient safety. Every such course for the purpose of obtaining initial licensure shall have a minimum of two (2) hours dedicated to the subject areas set forth.

Specific Authority 456.031, 456.033 FS. Law Implemented 456.031, 456.033 FS. History--New 1-18-89, Amended 10-28-91, 2-1-93, Formerly 21G-12.019, Amended 6-14-94, Formerly 61F5-12.019, Amended 11-15-95, 2-10-97, Formerly 59Q-12.019, Amended 10-29-00, 8-2-01, 9-27-01, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 18, 2002  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 18, 2002

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE TITLE: Courses Required of Licensees for Renewal and Reactivation  
 RULE NO.: 64B5-12.020

PURPOSE AND EFFECT: The purpose of the rule amendments is to update the rule text with regard to courses required of licensees for renewal and reactivation.

SUMMARY: The Board is amending this rule to update the continuing education requirements required for each license renewal biennium

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: 466.004 FS.

LAW IMPLEMENTED: 456.013(6),(8), 466.0135, 466.014 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-12.020 Courses Required of Licensees for Renewal and Reactivation.

Licensed dentists and dental hygienists are required to complete the following continuing education during each license renewal biennium.

(1) No change.

(2) Instruction in laws, rules and ethics governing the practice of dentistry and dental hygiene and prevention of medical errors consisting of at least 2 hours of instruction in relevant topics including: Chapters 456 and 466, F.S., Rule Chapter 64B5, F.A.C., professional responsibility and competence; legal standards; confidentiality; professional relationships; recordkeeping; common malpractice complaints; commonly reported violations reported to the Department; a study of root cause analysis, error reduction and prevention,

and patient safety, and relevant case studies. The requirements of this paragraph may be met by completion of a correspondence course.

Specific Authority 466.004 FS. Law Implemented 456.013(6),(8), 466.0135, 466.014 FS. History--New 4-11-94, Amended 7-18-94, Formerly 61F5-12.020, 59Q-12.020, Amended 1-23-01, 6-7-01, 9-27-01, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 18, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 18, 2002

**Section III**  
**Notices of Changes, Corrections and Withdrawals**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NOS.:	RULE TITLES:
5B-36.001	Definitions
5B-36.002	Purpose
5B-36.0024	Declaration of Saint Augustine Decline Disease as a Plant Pest and Quarantine
5B-36.0028	Infested and Regulated Areas
5B-36.005	Interstate Movement

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rules, as noticed in Vol. 27, No. 42, October 19, 2001, Florida Administrative Weekly, has been withdrawn.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

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

**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. 27, No. 43, October 26, 2001, issue of the Florida Administrative Weekly:

Subparagraph (4)(a)2. is amended to read:

b. A ~~twenty-five~~ ~~thirty-three~~ ~~(33)~~ dollar fee for each registration for a subject area specialty examination or any combination of subtests for a subject area specialty examination; and each registration for the professional skills



examination; and each registration for the general knowledge examination or any combination of the general knowledge subtests.

c. A charge of one hundred (100) ~~twenty-five (125)~~ dollars in addition to the fees described in Rule 6A-4.0021(4)(a)2.b., FAC., for certification applicants taking a supplemental examination.

Paragraph (13)(a) is amended to read:

(a) The scores listed below shall be considered minimum passing scores for the following examinations of the Praxis I: Academic Skills Assessments. Passing scores on the examinations may be used to satisfy the requirement of mastery of general knowledge, including the ability to read, write, and compute. Passing scores are required on one (1) subtest from each of the general knowledge areas of reading, writing, and mathematics. The list below shows the general knowledge areas, followed by the names of the subtests and the minimum passing scale scores. A passing score on either subtest for the area will meet the requirement.

Area/Subtest	Scale Score
Reading	
Praxis I Pre-Professional Skills:	
Reading #5710 or 10710 #0740	172
Praxis I Computer-Based Academic Skills: Reading #0711	
	321
Writing	
Praxis I Pre-Professional Skills:	
Writing #5720 or 20720 #0720	171
Praxis I Computer-Based Academic Skills: Writing #0721	
	318
Mathematics	
Praxis I Pre-Professional Skills:	
Mathematics #5730 or 10730 #0730	175
Praxis I Computer-Based Academic Skills: Mathematics #0731	
	317

The publication, *Competencies and Skills Required for Teacher Certification in Florida 7th Edition*, as incorporated by reference, was amended by the addition of competencies and skills for three new certification examinations: General Knowledge, Kindergarten-Grade 6, and Exceptional Student Education K-12.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-4.00821  
 RULE TITLE: Florida Educational Leadership Examination

**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. 27, No. 43, October 26, 2001, issue of the Florida Administrative Weekly:

Sub-subparagraphs(4)(a)2.b. and c. are amended to read:

b. A fifty (50) ~~sixty (60)~~ dollar registration fee.

c A charge of one hundred (100) ~~twenty-five (125)~~ dollars in addition to the fees described in Rule 6A-4.0021(4)(a)2.b., FAC., for certification applicants taking a supplemental examination.

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE CHAPTER NO.: 9B-43  
 RULE CHAPTER TITLE: Florida Small Cities Community Development Block Grant Program

RULE NOS.:  
 9B-43.003 Definitions  
 9B-43.004 Eligible Applicants  
 9B-43.006 Application Procedures for All Categories  
 9B-43.009 Program Requirements for Housing  
 9B-43.010 Program Requirements for Neighborhood Revitalization  
 9B-43.012 Program Requirements for Economic Development  
 9B-43.013 Program requirements for Commercial Revitalization  
 9B-43.014 General Grant Administration for All Categories

**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. 27, No. 46, November 16, 2001, issue of the Florida Administrative Weekly. Minor typographical, spelling or syntax errors were corrected throughout these documents.

9B-43.003 Definitions.

(1) No change.

(2) "Administrative costs" means the payment of all reasonable costs of management, coordination, monitoring, and evaluation, and similar costs and carrying charges, related to the planning and execution of community development activities which are funded in whole or in part under the Florida Small Cities Community Development Block Grant Program. Administrative costs shall include all costs of administration, including general administration, planning and urban design, and project administration costs. Excluded from administrative costs are:

(a) Architectural, engineering and associated construction observation costs where State law or 24 C.F.R. Part 85, as effective on \_\_\_\_\_, requires sealed construction documents in order to obtain a building permit;

(b) through (c) No change.

(3) through (13) No change.

(14) "Income" means annual income as defined by the U.S. Department of Housing and Urban Development for the Section 8 Housing Assistance Payments Program in 24 C.F.R. Section 813.106, as effective on \_\_\_\_\_.

(15) through (19) No change.

(20) "Low and moderate income families" means "lower income families" and "very low-income families" as defined under 24 C.F.R.813.106, as effective on \_\_\_\_\_. A lower income family is a household whose annual income does not exceed 80 percent of the median income for the area or does not exceed 80 percent of the median income for the State, whichever is higher, as most recently determined by HUD. A very low-income family is a household whose annual income does not exceed 50 percent of the median income for the area or does not exceed 50 percent of the median income for the State, whichever is higher, as most recently determined by HUD.

(21) through (23) No change.

(24) "One hundred year floodplain" or "100 year floodplain" means the area subject to a one percent or greater chance of flooding in any given year as specified in 24 C.F.R. Section 55.2(b)(1), as effective on \_\_\_\_\_.

(29) "Program income" shall be defined in accordance with 24 C.F.R. Section 570.489(e), as effective on \_\_\_\_\_. Any program income generated by a CDBG grant, whether open or closed, shall be reported to the Department and handled as program income.

(30) through (31) No change.

(32) "Retained jobs" means the total number of permanent jobs which, without CDBG assistance, would be abolished by layoffs, plant closing, or other severe economic or natural conditions or as otherwise clarified in 24 C.F.R. Part 570.483(b)(4), as effective on \_\_\_\_\_.

(33) "Section 3" means Section 3 of the Housing and Community Development Act of 1968, as amended, and 24 C.F.R. Part 135, as effective on \_\_\_\_\_, relating to employment and other economic opportunities for lower income persons.

(34) through (38) No change.

9B-43.004 Eligible Applicants.

(1) No change.

(2) Individual Applicants with activities outside their jurisdiction. An eligible applicant's activities may extend beyond its jurisdiction, provided the areas outside its jurisdiction are eligible. The applicant must have legal authority to provide such services or undertake such activities and be supported by a signed interlocal agreement executed by both eligible local governments.

(a) Pursuant to 24 C.F.R. 570.486(b), as effective on \_\_\_\_\_, an eligible individual applicant may apply to undertake a portion of an eligible Neighborhood Revitalization activity in an otherwise eligible location outside its jurisdiction

or service areas, if it can provide written documentation that the activities are required by an engineer or required by a state or federal agency having regulatory authority over the activities. Any benefit to persons outside the jurisdiction or service area must not be a Direct Benefit and may only be incidental to the like activity undertaken within the jurisdiction or service area. Indirect benefit to persons outside the jurisdiction or service area shall not be used to establish activity eligibility or for scoring purposes. All service area residents shall reside within the jurisdiction of the local government submitting the individual application.

(b) through (c) No change.

(3) through (7) No change.

9B-43.006 Application Procedures.

(1) No change.

(2) Rejection Criteria. All applications shall meet the following minimum requirements as outlined in Section 290.0475, F.S., to qualify for scoring and shall be rejected if they fail to satisfy these requirements:

(a) through (b) No change.

(c) No change.

1. Activities shall be considered to benefit low and moderate income persons, when at least 51 percent of those who benefit are low and moderate income persons as determined pursuant to 24 C.F.R. Section 570.483(b), as effective on \_\_\_\_\_; or

2. Aid in the prevention or elimination of slums or blight as determined pursuant to 24 C.F.R. Section 570.483(c), as effective on \_\_\_\_\_; or

3. Meet urgent community development needs where there is a serious and immediate threat to the health and welfare of the community, which are of recent origin or recently became urgent and where other financial resources are not available as determined pursuant to 24 C.F.R. Section 570.483(d), as effective on \_\_\_\_\_.

(d) Activity Eligibility. Proposed activities shall be eligible in accordance with Title I of the Housing and Community Development Act of 1974, as amended, (42 USC Sections 5301-5320), 24 C.F.R. Section 570.482, as effective on \_\_\_\_\_, the State Operating Instructions published by HUD, and this rule. In addition, all activities funded under a Community Development Block Grant must be in conformance with the adopted local comprehensive plan. If any activity is determined not to be eligible for funding pursuant to 24 C.F.R. Section 570.482, as effective on \_\_\_\_\_, at any time prior to the effective date of a grant, the Department shall reduce the amount of the grant award by the amount requested for the activity. The application will be rescored after deduction of the amount deemed ineligible and any complementary activities associated with the activities deemed ineligible.

(e) through (4) No change.

(5) Architectural and Engineering Costs. The maximum percentage of contracted block grant funds that may be spent on architectural and engineering costs by an eligible local government shall be based on the total eligible grant activities which require architecture and engineering and shall not exceed the Rural Development (RD) Rural Utility Service (RUS) fee schedule in Florida RUS Bulletin 1780-9, hereby incorporated into this rule by reference, effective as of. If more than one design professional is needed for an activity or activities (i.e., a landscape architect in addition to an engineer for sidewalk construction in a commercial revitalization project), the local government shall not exceed the appropriate RD/RUS fee curve for each activity covered by each design professional negotiated separately. For projects involving both Table I and II activities, engineering costs shall be pro-rated appropriately. For each additional engineering service as defined in Rule 9B-43.003(3), F.A.C., and for preliminary engineering, the local government shall negotiate a reasonable fee for the service following procurement procedures in 24 C.F.R. 85.36. Preliminary engineering costs not to exceed one-half of one percent of the estimated construction cost may be paid with CDBG funds over and above the amounts included in the RD/RUS fee schedule. If "readiness to proceed" points are part of the final application score, then CDBG grant funds for engineering costs shall not include preliminary engineering and shall not exceed \$10,000 plus the percentage in the fee schedule for Table I-A, Table II-A, or a prorated amount of both tables for projects involving activities included in both tables.

(6) Past Performance for All Categories.

(a) through (b) No change.

1. No change.

2. A penalty of 5 points per low and moderate income household not served or business facade not addressed as geographically displayed on the original application maps (as modified, if necessary, during the completeness process) in the neighborhood revitalization or the commercial revitalization categories up to a maximum of 50 points. All direct benefit proposed in the application (i.e., water hook-ups) must be completed to avoid this penalty per house or facade. No penalty shall be assessed for failure to provide a water or sewer hook up if the hook up is not possible because the home is vacant or became damaged or destroyed after application submission and there are no other homes in the service area identified in the application as unmet need which can qualify for a hookup to replace any home not hooked up.

3. No change.

(7) through (10) No change.

(11) Documenting LMI Benefit.

(a) HUD Census Data – LMI benefit may be documented by using HUD-provided "CDBG Program Listing from the current Census Special Tab Tape, Percent of Low and Moderate Income Persons, State of Florida" where the service

area geographically corresponds with block groups, census tracts, or local government geographical limits. The printed version of this data may be obtained from the Department at 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

(b) through (f) No change.

9B-43.009 Program Requirements for Housing.

(1) through (2) No change.

(3) Low and Moderate Income Benefit.

(a) Selection of beneficiaries or housing units need not take place during the application process, but may take place at any time during the grant application or implementation process. All beneficiaries must be low and moderate income persons pursuant to 24 C.F.R. Section 570.482, as effective on \_\_\_\_\_.

(b) Activities involving rehabilitation or acquisition of property to provide housing shall be considered to directly benefit low and moderate income persons only to the extent that such housing shall, upon completion, be occupied by low and moderate income persons, and for rental units the units must be occupied by low and moderate income persons at affordable rents pursuant to 24 C.F.R. 570.489(b)(3), as effective on \_\_\_\_\_.

(4) No change.

(5) The applicant shall adopt and implement procedures to fulfill regulatory and statutory requirements relating to Lead-Based Paint pursuant to 24 C.F.R. 570.487, 24 C.F.R. 36 and 37, all as effective on \_\_\_\_\_, and Section 302 of the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. Section 1251 et seq.). The recipient is required to:

(a) through (f) No change.

(6) Upon completion of the rehabilitation program, all housing units addressed in any way with CDBG funds must be in compliance with the local housing code (if any), and the HUD Section 8, Housing Quality Standards detailed in 24 C.F.R. Section 882.109, as effective on \_\_\_\_\_. If the construction activity is limited to water hookups, sewer hookups, the abandonment of wells, or the abandonment of septic systems with no internal or external modifications to the housing unit, this requirement does not apply.

(7) No change.

9B-43.010 Program Requirements for Neighborhood Revitalization.

(1) through (2) No change.

(3) Service Area Requirements.

(a) An activity conducted in a service area will be considered to benefit low and moderate income persons when at least 51 percent of the residents of that service area are low and moderate income persons. Such a service area must be the entire geographic area to benefit from the activity; no more and no less. All activities shall be evaluated based on 24 C.F.R. 570.483(b), as effective on \_\_\_\_\_.

(b) through (d) No change.

(e) Area benefit activities as defined in 24 C.F.R. 570.483(b)(1)(i), as effective on \_\_\_\_\_, addressing the needs of elderly, handicapped or homeless beneficiaries are presumed to provide 51 percent low and moderate income benefit for scoring purposes unless a survey of the service area of such activity documents a higher percentage of benefit.

(f) No change.

(4) No change.

9B-43.012 Program Requirements for Economic Development.

(1) Eligible Activities

(a) through (d) No change.

(e) Activities designed to provide job training and placement and/or other employment support services on behalf of the participating party as outlined in 24 C.F.R. 570.482(d)(2), as effective on \_\_\_\_\_.

(2) Prohibited Uses of Funds.

(a) through (e) No change.

(f) Funds cannot be used for a loan to a non-public entity which is determined not to be appropriate as defined in 24 C.F.R. 570.482(e), as effective on \_\_\_\_\_.

(g) No change.

(3) Eligibility Requirements.

(a) No change.

1. through 2. No change.

3. The local government shall provide to the Department a financial underwriting analysis and other participating party documentation not required at the time of application. The underwriting analysis must meet the requirements of 24 C.F.R. Section 570.482(e), as effective on \_\_\_\_\_, and Appendix A. The underwriting analysis must be prepared by a certified public accountant, a commercial lending underwriter, a financial professional employed by the local government or the participating party, or some other financial or economic development professional, and shall verify:

a. through f. No change.

4. through 5. No change.

(b) Determining Eligibility for Infrastructure Projects.

1. No change.

2. Applications shall also document that the entity proposing to create jobs is financially viable based on accepted industry standards ~~and document the statistical basis upon which the job creation estimate is calculated.~~

3. through 4. No change.

(c) No change.

(d) Job Creation or Retention. The number of jobs proposed to be created or retained shall be such that the cost in CDBG funds per job is consistent with 24 C.F.R. 570.482(f)(2) and (f)(4), as effective on \_\_\_\_\_. Applications which do not meet the cost-per-job requirements shall be assessed a 251-point reduction of their program impact score.

(e) No change.

(f) Compliance With National Objectives.

1. In determining whether an activity will actually benefit low and moderate income persons, the net effect of the completed activity shall be considered. In the economic development category, each activity shall meet a national objective pursuant to 24 C.F.R. Section 570.483(b)(4), as effective on \_\_\_\_\_.

2.a. through b. No change.

c. Where job creation is the method of meeting a national objective for construction of a public improvement or facility, all jobs created or retained as a direct result of the construction of the public improvement or facility shall be considered. However, if the costs per job and the time period specified in 24 C.F.R. Section 570.482(2)(i), as effective on \_\_\_\_\_, are attained, only those jobs created by businesses included in the application must be counted for the purpose of meeting a national objective.

3. No change.

4. If a national objective is attained under the provisions of 24 C.F.R. 570.483(b)(4)(iv) or (v), as effective on \_\_\_\_\_, demographic and/or census documentation must be provided with the application.

(4) Public improvement activities are also subject to the requirements of 24 C.F.R. Section 570.483(e)(1), as effective on \_\_\_\_\_. Activities to address the needs of those beneficiaries listed in 24 C.F.R. 570.483(b)(2)(ii)(A), as effective on \_\_\_\_\_, will be presumed to meet the national objective of benefit to low and moderate income persons if they are directly related to the job creation or retention activities.

(5) through (7) No change.

9B-43.013 Program Requirements for Commercial Revitalization.

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

(e) Correction of architectural barriers to handicap access in public buildings located in the Community Redevelopment Area pursuant to the requirements of 24 C.F.R. Part 8, as effective on \_\_\_\_\_.

(2) through (5) No change.

9B-43.014 General Grant Administration of All Categories.

(1) Procurement Procedures. Grant funds shall be used to procure commodities and services only in accordance with written procurement procedures adopted by the recipient and shall comply with the provisions of 24 C.F.R. Section 85.36, as effective on \_\_\_\_\_, and for covered professional services contracts, Section 287.055, F.S., (Consultants Competitive Negotiation Act).

(a) No change.

(b) The Department must provide written permission prior to the recipient awarding any contract exceeding \$25,000 procured as a result of inadequate competition, a sole source or a non-competitive procurement. For contracts below \$25,000, the recipient's files must document the justification for such procurement which complies with 24 C.F.R. Section 85.36 (b) (4), as effective on \_\_\_\_\_.

(c) through (e) No change.

(f) Construction Contracts.

1. through 2. No change.

3. All contracts in excess of \$100,000 covered by Section 3 regulations shall contain the language required in 24 C.F.R. 135.38, as effective on \_\_\_\_\_.

(g) No change.

(2) No change.

(3) Escrow Accounts. Recipients may draw down CDBG funds and deposit them into an interest bearing escrow account for housing rehabilitation. An escrow account may be established when direct grants or loans are made to owners of private property for the purpose of housing rehabilitation. Escrow accounts shall only be used pursuant to 24 C.F.R. Part 570.511, as effective on \_\_\_\_\_.

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

(e) Time Extensions to Contracts. Any proposed amendment extending the termination date of the contract must be for an extension of six months or one year not to exceed one year.

(f) No change.

(5) No change.

(6) Performance.

(a) No change.

1. No change.

2. Recipients shall also submit such reports as may be necessary, pursuant to 24 C.F.R. 570.905, "Reports to be Submitted by the Recipient"; 570.906(b), "Performance Report," both as effective on \_\_\_\_\_, and other applicable laws governing the CDBG program as outlined in the contract assurances or as may be further required by the Department to document program compliance.

(b) through (d) No change.

1. Initiate actions as prescribed in 24 C.F.R. 570.910(b), "Corrective and Remedial Actions" and 570.911, "Reduction, Withdrawal, or adjustment of Grant or other appropriate action," both as effective on \_\_\_\_\_.

2. If at any time after the effective date of a grant award agreement, the Department determines that an activity to be funded is not eligible pursuant to 24 C.F.R. Part 570, as effective on \_\_\_\_\_, the Department may unilaterally modify the contract to delete the ineligible activity and deobligate any unencumbered funds.

(e) No change.

(7) Audit requirements.

(a) through (f) No change.

(g) If audit requirements are not documented at the time of site visit, because a required audit was not performed, the Department shall find that the local government has inadequate administrative capacity and reject its application. If a required audit was performed but not submitted to the Department, the application will be considered but any funded CDBG contract agreement will contain special conditions limiting expenditure of funds until any audit issues are resolved.

(h) No change.

(8) through (10) No change.

(11) No change.

(a) through (b) No change.

(c) The funds are to be expended pursuant to the provisions of 24 C.F.R. Part 570, as effective on \_\_\_\_\_, Sections 290.046-.049, Florida Statutes, and this rule.

(12) Conflict of Interest. If CDBG funds are to be expended to assist or benefit any person listed in 24 C.F.R. Section 570.489(h)(3), as effective on \_\_\_\_\_, who is subject to a conflict described in 24 C.F.R. Section 570.489(h)(2), as effective on \_\_\_\_\_, a waiver of that conflict shall first be requested pursuant to 24 C.F.R. Section 570.489(h)(4), as effective on \_\_\_\_\_. Should CDBG funds be expended prior to the Department's approval of the waiver of the conflict of interest, the funds expended will not be considered an eligible expense and shall be subject to repayment.

Additionally, changes were made to the application manuals which are incorporated into the rule by reference.

In all (Neighborhood Revitalization, Economic Development, Housing, and Commercial Revitalization) applications, the following changes were made:

1. The "WAGES" points category has been revised to "Workforce Development Initiatives" and maximum points will be awarded for both training and hiring program clients.

2. For applicants with at least four employees, the minority employment score calculation has been simplified to using the proportion of the applicant's minority employment percentage to its county's minority percentage.

3. One outdated Special Designation category was removed and three new categories added.

In the Neighborhood Revitalization, Housing, and Commercial Revitalization applications, the following change was made:

1. A single category for leverage replaces separate categories. Leverage calculations will be rounded to two decimals. Some qualifying requirements for leverage have been eliminated.

In the Neighborhood Revitalization application, the changes are:

1. Land donated for the project qualifies as leverage; a ratio of CDBG funds to leveraged funds has been established.

2. Application workshop attendance points (10) have been deleted and used to increase Local Mitigation Strategy (5) and Special Designation (5) points.

3. Health and Safety points requirements have been reduced.

4. Service area maps must be coded to identify whether a surveyed home is low and moderate income, very low income, or above those categories.

5. Two average cost calculations will be calculated using total grant amount requested.

6. Qualifying requirements for special designation points were reduced.

7. Two qualifying requirements for Local Mitigation Strategy (LMS) points were deleted and a requirement regarding the project be in LMS plan was added.

In the Economic Development application, the changes are:

1. For loans, the investment ratio must be calculated separately for each participating party. Also, information regarding the identity and location of any collateral must be provided, and each principal must personally guarantee a CDBG loan to a for-profit business.

2. If Special Designation points are claimed, a map showing location of activities within the Special Designation area must be submitted.

3. Cost documentation requirements have been revised to identify what information is needed when the project involves both CDBG and non-CDBG funds, when the participating party is a developer and when CDBG funds will be used for non-infrastructure activities.

4. Initial participating party commitments have been revised to include the source of any borrowed funds, to provide an income verification form for each worker in a created job, specify requirements for developers who are participating parties, and a commitment to hire a Temporary Assistance to Needy Families program client.

5. Projects which will retain jobs may be funded if certain criteria are met.

6. For developer projects, a draft lease agreement which requires prospective tenants to provide the same job creation documentation as other types of participating parties must be submitted within 60 days after the local government receives the award and offer to contract letter.

7. For developer projects, CDBG funds may be used only to fund required infrastructure undertaken by the local government.

In the Housing application, the changes are:

1. Threshold amounts for "average cost per housing unit" points were increased to account for new federal requirements.

2. Application workshop attendance points (10) have been deleted and put into code enforcement efforts.

3. Code enforcement effort points were revised by reducing the "citation" score to 5 points and the "compliance" score to 15 points per house.

In the Commercial Revitalization application, the changes are:

1. Service area maps must be coded to identify whether a surveyed home is low and moderate income, very low income, or income above those categories.

For further information, contact Ms. Libby Lane, Community Program Administrator, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, or call (850)922-1881.

**STATE BOARD OF ADMINISTRATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
19-7.011	Rate of Return Calculation
19-7.012	Pool Participation
19-7.013	Reporting Procedures
19-7.015	Allocation of Earnings
19-7.016	Close of Business

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to proposed amended rules referenced above, in accordance with subparagraph 120.54(3)(d)1., F.S. These rules were published in the Vol. 27, No. 49, which is the December 7, 2001, issue of the Florida Administrative Weekly.

1) In Rule 19-7.011, F.A.C., the citation in law implemented is changed from 218.407(4) to 218.409(4).

2) In Rule 19-7.012, F.A.C., the second sentence is deleted.

3) In Rule 19-7.013, F.A.C., the first sentence shall now read as follows: "The State Board of Administration shall forward to each Pool participant a monthly statement containing each account's activity including deposits, withdrawals, balances, earnings and investment services charges."

4) In Rule 19-7.015, F.A.C., Section 215.515, F.S., is added to the law implemented in the history note.

5) In Rule 19-7.016, F.A.C., the first non-deleted sentence shall now read as follows: "Any requests for funds to be returned or notification of funds to be wired for investment after 11:00 a.m. may be included in the following day's business."

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
61H1-31.001	Fees

**NOTICE OF CHANGE**

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule published in Vol. 27, No. 51, December 21,

2001, issue of the Florida Administrative Weekly. The Board has approved these changes in response to comments from the Joint Administrative Procedures Committee.

Paragraph (1) shall now read as follows:

(1) For the applicant to sit for the Uniform CPA Examination, as a first time candidate or for candidates transferring partial credits from another state, thirty-five dollars (\$35.00) and sixty dollars (\$60.00) ~~fifty dollars (\$50.00)~~ per part; sixty dollars (\$60.00) ~~fifty dollars (\$50.00)~~ per part for extended/conditioned candidates. The Department will defer the fee until the next examination if the applicant is unable to sit for the examination due to illness, death in the immediate family, military service, or jury duty provided the applicant's illness is supported by a notarized statement of a physician, or absence, by reason of military service is supported by a copy of military order or a letter from the Commanding Officer or death in immediate family is supported by a notarized statement by the applicant and a copy of the death certificate or obituary, or jury duty is supported by evidence from the appropriate court. Such request must be made in writing within sixty (60) days from the last day of the examination.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha Willis, Executive Director, Board of Accountancy, 240 N. W. 76 Drive, Suite 1, Gainesville, Florida 32607

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-17.013  
RULE TITLE: Dental Practice Management Services

**AMENDED NOTICE OF CHANGE**

The Board of Dentistry hereby gives notice of this Amended Notice of Change which was recently published in the February 1, 2002 issue of the Florida Administrative Weekly, Vol. 28, No. 5. The rule was originally published in the November 30, 2001, issue of the Florida Administrative Weekly, Vol. 27, No. 48. Subsection (2) of this rule shall now read as follows:

(2) No dentist shall enter into any agreement with a nondentist which directs, controls, or interferes with the dentist's clinical judgment, or which controls the use of any dental equipment or material while such is being used for the provision of dental services. Nor shall any dentist enter into an agreement which permits, any entity which itself is not a licensed dentist to practice dentistry, or to offer dentistry services to the public through the licensed dentist. The clinical judgment of the licensed dentist must be exercised solely for the benefit of his/her patients, and shall be free from any compromising control, influences, obligations, or loyalties. To

direct, control, or interfere with a dentist's clinical judgment shall not be construed to include those matters specifically excluded by subsection 466.0285(1)(c), F.S.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-9.014  
RULE TITLE: Standards for Telemedicine Prescribing Practice

**NOTICE OF ADDITIONAL PUBLIC HEARING**

The Board of Medicine hereby gives notice of an additional public hearing on the above-referenced rule to be held on February 15, 2002, 11:00 a.m., or as soon thereafter as can be heard, in Ft. Lauderdale, Florida. The rule was originally published in Vol. 27, No. 39, of the September 28, 2001, Florida Administrative Weekly. The public hearing is being held in response to written requests following publication of the Notice of Change in the December 14, 2001, Vol. 27, No. 50, FAW. For specific information regarding the location of this hearing, contact the Board office, (850)245-4131.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NOS.: 64B8-13.004, 64B8-13.005, 64B8-13.006  
RULE TITLES: Requirements for Reactivation of an Inactive License, Continuing Education for Biennial Renewal, HIV/AIDS Education or End-of-Life Care

**NOTICE OF ADDITIONAL PUBLIC HEARING**

The Board of Medicine hereby gives notice of an additional public hearing on the above-referenced rules to be held on February 15, 2002 at 11:00 a.m., or as soon thereafter as can be heard, in Ft. Lauderdale, Florida. The rule was originally published in Vol. 27, No. 39, of the September 28, 2001,

Florida Administrative Weekly. For specific information regarding the location of this hearing, contact the Board office at (850)245-4131.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

RULE NO.: 65-29.001  
 RULE TITLE: Financial Penalties for a Provider's Failure to Comply With a Requirement for Corrective Action

**NOTICE OF CHANGE**

Notice is hereby given that proposed Rule No. 65-29.001, F.A.C., has been changed in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 27, No. 21, May 25, 2001, issue of the Florida Administrative Weekly. When adopted the rule will read as follows:

**THE FULL TEXT OF THE PROPOSED RULE IS:**

65-29.001 Financial Penalties for a Provider's Failure to Comply With a Requirement for Corrective Action.

(1) Purpose. The purpose of this rule is to implement the provisions of Section 402.73(7), F.S., and to provide procedures for the imposition of financial penalties upon providers that fail to comply with a department request for corrective action.

(2) Definitions. For the purpose of this rule, the following definitions shall apply:

(a) "Corrective Action" means acts of remediation the provider is required to make in response to department findings of unacceptable performance, nonperformance, or noncompliance to the terms and conditions of a contract.

(b) "Corrective Action Plan" means the mutually agreed upon plan prepared by the provider and approved by the department by which corrective action will be accomplished.

(c) "Department" means the Florida Department of Children and Families.

(d) "Extenuating Circumstances" means conditions beyond the control of either party that may form a basis for reasonable forgiveness of certain contract requirements. By their nature such conditions are unique necessitating the

determination of their existence on a case by case basis and precluding the application of such a determination to more than a single instance during the term of any contract.

(e) "Findings of Fact" means the conclusions reached by the department upon factual issues.

(f) "Notice of Intent to Impose a Financial Penalty" means a written notice issued by the department to the provider making the provider aware that a financial penalty is pending if the provider does not successfully complete the required corrective action plan within the time specified the corrective action plan.

(g) "Provider" means an organization or individual providing services to or on behalf of the department or its clients.

(h) "Unacceptable Performance" means provider action(s), or lack thereof, that fails to satisfy the requirements of the contract.

(3) Penalty Provision. All contracts entered into by the department for services shall contain a notice that penalties may be imposed for failure to implement or to make acceptable progress on corrective action plans developed as a result of noncompliance, non-performance, or unacceptable performance with the terms and conditions of a contract. Such provisions shall also contain the following:

(a) A statement that corrective action plans may be required for noncompliance, nonperformance, or unacceptable performance and penalties may be imposed for failure to comply with a department approved corrective action plan

(b) The increments of penalty imposition that shall apply, unless the department determines that extenuating circumstances exist, shall be based upon the severity of the noncompliance, nonperformance, or unacceptable performance that generated the need for corrective action plan. The penalty, if imposed shall not exceed ten percent (10%) of the total contract payments during the period in which the corrective action plan has not been implemented or in which acceptable progress toward implementation has not been made. Noncompliance that is determined to have a direct effect on client health and safety shall result in the imposition of a ten percent (10%) penalty of the total contract payments during the period in which the corrective action plan has not been implemented or in which acceptable progress toward implementation has not been made. Noncompliance involving the provision of service not having a direct effect on client health and safety shall result in the imposition of a five percent (5%) penalty. Noncompliance as a result of unacceptable performance of administrative tasks shall result in the imposition of a two percent (2%) penalty.

(c) The deadline for payment of a penalty.

(d) The potential deduction of a financial penalty from the department's payments to a provider.



(4) Process. If at any time(s) during the effective contract period, the department gives notice to the provider that its delivery of services is unacceptable or is not in compliance with the terms and conditions of the contract, the department shall request corrective action, in accordance with Section 120.695, F.S. The department's request for corrective action shall identify the incident(s) of noncompliance or unacceptable performance, and be submitted to the provider in writing. The provider, in turn, must timely submit a corrective action plan upon receipt of the department's request. The provider's failure to timely submit a corrective action plan that is determined acceptable to the department shall be grounds for termination of the contract.

(5) Source of Funds Available for Payment of Financial Penalty. A provider shall not pay a financial penalty with funds intended to be used, or which are budgeted, to provide services to clients. The provider shall not reduce the amount or quality of services being delivered to clients as a result of the imposition of a financial penalty pursuant to this rule.

(6) Notice of Intent to Impose a Penalty and Notice of Preliminary Findings of Fact. The department shall give the provider a written notice of its intent to impose a financial penalty, which shall include the following information:

(a) The factual basis upon which the department determined that a corrective action plan was needed, and

(b) A description of the corrective action, which was agreed upon between the provider and the department and which was not implemented or satisfactorily accomplished; and

(c) The amount of the penalty sought to be imposed.

(7) Contesting a Penalty. Within twenty-one (21) calendar days of receipt of written notice described in paragraph 6, the provider may file written exceptions to the Preliminary Findings of Fact. If no exceptions are timely filed, the department shall adopt such Preliminary Findings of Fact in its Final Order Imposing a Financial Penalty.

(8) The District Administrator or Regional Director will, in consultation with the Office of the General Counsel, resolve any issues raised by exceptions, if filed, after which the Department may issue a Final Order. The Final Order, if issued, shall require that the penalty be imposed prospectively and be applied to the next invoice submitted. The final order shall require the application of the penalty on all subsequent invoices until the required corrective actions have been implemented. Said Final Order shall be reviewable pursuant to Chapter 120, F.S.

(9) Failure to Pay a Financial Penalty. The department shall deduct the amount of financial penalty from funds that would otherwise be due a provider. This deduction shall not exceed ten percent (10%) of the invoice amount that would otherwise be due such provider for the period in which the corrective action plan has not been implemented or in which acceptable progress toward implementation has not been made.

A provider's failure to include such deductions in a request for payment shall constitute grounds for the department to reject the provider's request for payment.

(10) The remedies identified in this rule do not limit or restrict the department's application of any other remedy available to it in the contract or under law. Furthermore, the remedies described in this rule may be cumulative and may be assessed upon each separate failure in order to enforce provider compliance.

Specific Authority 402.73(7) FS. Law Implemented 402.73(7) FS. History--New \_\_\_\_\_.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE TITLE:

On-Line Retailer Responsibilities

RULE NO.:

53ER02-5

SUMMARY OF THE RULE: This emergency rule replaces 53ER01-57, F.A.C., and reflects amendments made in response to comments received from the Joint Administrative Procedures Committee. The rule sets forth provisions regarding the responsibilities of an on-line Lottery retailer.

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:

#### 53ER02-5 On-Line Retailer Responsibilities.

(1) The Lottery shall contract with specified retailers to sell on-line lottery tickets from on-line terminals provided to retailers by the Lottery or its vendors. Retailers shall be trained in the operation of the on-line terminal prior to their on-line terminal being activated to sell on-line tickets.

(2) All equipment provided to the retailer by the Lottery or its vendors shall remain the property of the Lottery or its vendors, and retailers shall acquire no interest whatsoever in the equipment.

(3) There are two types of on-line terminals that may be provided to a retailer by the Lottery; one type requires a dedicated data line and the other type operates on a standard telephone line.

(a) If the on-line terminal provided by the Lottery to the retailer is the type that requires a dedicated data line, prior to its installation the retailer shall provide a grounded electrical circuit dedicated for use with the on-line terminal. The circuit must meet the following electrical requirements: 115 volts AC, single phase; 60 HZ nominal, with a 15-ampere breaker. The

circuit shall have a dedicated quadruple three-prong electrical outlet located within six unobstructed feet of the terminal. The circuit must remain operational twenty-four hours a day.

(b) If the on-line terminal provided by the Lottery to the retailer is the type that operates on a standard telephone line, prior to its installation the retailer shall provide a grounded duplex three-prong electrical outlet located within six unobstructed feet of the terminal. Retailer shall also provide a standard single business line and an RJ11 telephone jack within six unobstructed feet of the terminal. Retailer may use the telephone line for other purposes when not in use by the on-line terminal.

(4) Retailers shall locate a telephone within six unobstructed feet of the on-line terminal.

(5) Retailers shall provide a minimum amount of space as determined by the Lottery at the location of the on-line terminal for proper ventilation, maintenance, and material loading and removing.

(6) If the on-line terminal installed for use by the retailer is of the type that requires a dedicated data line, retailer shall pay a weekly service charge to the Lottery. The current service charge is \$10.00 per week and may be amended from time to time. Promotional terminals and second terminals installed for a promotional event or other special event or to accommodate sales volume will not be assessed a service charge.

(7) Retailers shall pay all electrical utility charges in connection with operation of the on-line terminal.

(8) Retailers shall use due diligence and care when operating the on-line terminal and shall immediately notify the Lottery's designated VENDOR HOTLINE of any phone line or on-line terminal malfunction, such as the issuance of an invalid ticket, the inability to cancel a ticket or the non-issuance of a ticket.

(9) Upon display of proper identification, retailers shall provide access to Lottery or vendor personnel for service.

(10) Retailers shall be responsible for the physical security of the on-line terminal.

(11) The Lottery is authorized to recover the cost of any damage to on-line terminals in excess of normal wear and tear.

(12) Retailers shall not attempt to perform any mechanical or electrical maintenance or repairs on the on-line terminal except as authorized by the Lottery or its vendors.

(13) Retailers shall change ribbons, replenish ticket stock, and clear paper jams as required on the on-line terminal.

(14) Retailers shall provide a space for the play station provided by the Lottery at a location approved by the Lottery. Retailers shall maintain an adequate supply of pencils, play slips, claim forms, and brochures for use by players as provided by the Lottery or authorized vendor. Material not authorized by the Lottery shall not be displayed at or dispensed from the play station.

(15) A retailer shall destroy all original tickets that it validates and pays or cancels. The term "destroy" shall include, but not be limited to, tearing, shredding, or defacing by stamping "Paid."

(16) This emergency rule replaces Emergency Rule 53ER01-57, Florida Administrative Code.

Specific Authority 24.105(2), 24.109(1), 24.112(1) FS. Law Implemented 24.112(1) FS. History--New 1-25-02, Replaces 53ER01-57 F.A.C.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: January 25, 2002

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Florida Land Sales, Condominiums and Mobile Homes**

RULE TITLES:	RULE NOS.:
Procedures for Operation	61BER02-1
Claims Procedure	61BER02-2
Approved Forms	61BER02-3

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY AND WELFARE: Chapter 723, F.S., was amended during the 2001 Legislative Session to create the Florida Mobile Home Relocation Corporation and the Florida Mobile Home Relocation Trust Fund to provide payments to mobile home owners who are evicted due to a change in the use of the land comprising their mobile home park. The statute provides payment of actual moving expenses of a mobile home up to \$5,000 for a single section home or \$10,000 for a multi-section home. Additionally, in the event a mobile home owner who is evicted for change in the use of the land comprising the mobile home park abandons his or her home and transfers the title to the park owner, he or she is entitled to one-fourth of the \$5,000 or \$10,000 payment.

As a result of the new statute, a board of directors was appointed to administer the trust fund and ensure that people who are displaced will receive their payment for moving expenses or for abandonment of their homes as expeditiously as possible. Numerous inquiries have already been made and a public workshop was held on January 16, 2002, in Clearwater, Florida, to receive public input on proposed rules. The need for a quick payment procedure is great due to the fact that many people who are forced to move or leave their homes due to a change in the use of the land cannot afford to pay to have their homes moved. In the case of a home owner who must abandon his or her home, the payment is needed immediately to make a deposit on a new home or to find other means of housing. Since the need for these funds reaching the people who are forced to move is critical, emergency rules must be adopted to ensure payment with as little delay as possible.

REASONS FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The process set forth in these rules recognizes the need for immediate payment. The statute provides only 15 days for approval of payment once a properly submitted application is received by the corporation. The proposed process takes this into consideration and allows for rapid approval of complete applications and provides forms to make the process more user friendly. Any delay in implementing this program will result in some home owners losing their homes by not having funds to move their mobile homes to a new location. The funds in the trust account are limited and are expected to run dry before all mobile home owners who seek reimbursement receive payments. The proposed rules provide a process for these people to achieve priority in the event additional funds for the payment of claims become available in the future.

SUMMARY OF THE RULE: The emergency rules provide procedures for operation of the corporation as well as a claims procedure and approved forms to implement the claims procedure. The proposed rules will allow for the timely review and payment of claims.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULES IS: Robert S. Cohen, General Counsel, Florida Mobile Home Relocation Corporation, P. O. Box 14125, Tallahassee, FL 32317-4125, (888)862-7010 (Toll Free).

THE FULL TEXT OF THE EMERGENCY RULES IS:

61BER02-1 Procedures for Operation.

(1) The Florida Mobile Home Relocation Corporation board of directors, one of whom serves as chair, shall conduct the corporation's business at meetings held as frequently as deemed necessary by the board. All such meetings shall be noticed in the Florida Administrative Weekly, as well as the principal publications of the largest nonprofit association representing mobile home owners in this state and the largest nonprofit association representing the manufactured housing industry in this state, who comprise the members of the corporation board of directors. Such notice shall be published at least 14 days prior to the date scheduled for the meeting of the board of directors, except in the case of emergency meetings of the board of directors, in which case the notice may be published less than 14 days prior to the date of the meeting. The board of directors may hold meetings by telephone conference call, or other electronic means, by providing 48 hours written notice via facsimile to the largest nonprofit association representing mobile home owners in this state, the largest nonprofit association representing the manufactured housing industry in this state and to other interested parties who have provided notice to the corporation of their interest in receiving public notice of corporation

business to review applications for payment of relocation expenses so as to meet the timetable set forth in s. 723.0612(4), F.S.

(2) The board of directors may employ or retain attorneys, accountants or administrative personnel to perform the administrative and financial transactions and responsibilities of the corporation and to perform any other necessary duties not prohibited by law. The board of directors is not required to engage in a competitive solicitation or bidding process for goods and services needed by the board to perform its functions.

(3) Members of the board of directors may be reimbursed by the corporation for actual and necessary expenses incurred by them as members in accordance with state guidelines as approved by the department. Members of the board of directors are not entitled to any additional compensation for their services.

(4) The corporation shall establish, by rule, an address for receipt of mail and any official notices required by Section 723.0612, F.S. The initial address for receipt of such mail or notices shall be Florida Mobile Home Relocation Corporation, Post Office Box 14125, Tallahassee, Florida 32317-4125.

(5) The corporation is authorized to open accounts with financial institutions or credit unions to conduct the financial affairs of the corporation.

(6) The corporation shall implement procedures, in conjunction with the department, for the transfer of funds from the Florida Mobile Home Relocation Trust Fund to the corporation for the payment of claims for relocation expenses approved by the board of directors.

Proposed Effective Date is February 1, 2002.

Specific Authority 723.0611(3) FS. Law Implemented 723.0611, 723.0612 FS. History—New 2-1-02.

61BER02-2 Claims Procedure.

(1) In order to receive payment from the corporation, the mobile home owner shall submit to the corporation, with a copy to the park owner, an Application for Payment of Relocation Expenses, FMHRC Form 1001, which includes a copy of the notice of eviction due to change in use of the land comprising the mobile home park and a copy of the signed contract with a moving or towing contractor that includes an itemization of the costs of taking down, moving and setting up the mobile home in a new location. Any application received that does not contain complete information and all of the required documentation shall be returned by the corporation to the applicant along with a notice of the deficiencies in the application. Only completed applications will receive a date stamp. In the event the applicant resubmits the application with the required documentation, the application will then receive a date stamp assigning its priority.

(2) Any claims made pursuant to this rule shall be prioritized as follows: The mail will be collected from the post office box address of the corporation every Monday, Wednesday and Friday, state and federal holidays excluded. Any completed applications received will be date stamped. Priority of payment of claims for relocation expenses will be based upon the date the completed application is date stamped.

(3) The corporation must approve payment within 15 days after receipt of the completed application, or payment is deemed approved. Once the mobile home has been moved to its new location, the corporation shall forward to the park owner a copy of the approval along with an invoice for payment of \$2,000 for a single-section mobile home or \$2,500 for a multi-section mobile home.

(4) If funds are available and the completed application is approved, the following shall occur:

(a) In the event the mobile home has not yet been moved to a new location, the corporation shall issue a voucher to the moving or towing contractor in the amount of the contract price for relocation of the mobile home. The amount of the voucher shall be as set forth in s. 723.0612(1), F.S. The moving or towing contractor may redeem the voucher from the corporation following completion of the relocation of the mobile home and upon approval of the relocation by the mobile home owner that the work performed was satisfactory. Within 30 days of receipt of the voucher from and proof of the satisfactory completion of the relocation by the moving or towing contractor, the corporation shall pay the amount set forth on the voucher.

(b) In the event the home owner has already moved the mobile home to a new location, the corporation shall issue a voucher to the home owner whose application was previously approved by the corporation in accordance with this rule. The amount of the voucher shall be as set forth in s. 723.0612(1), F.S. The home owner may redeem the voucher upon submitting proof of the relocation of the mobile home in the form of a receipt or invoice marked "paid" by the moving or towing contractor. Within 30 days of receipt of the voucher and proof of the relocation by the moving or towing contractor, as set forth herein, the corporation shall pay the amount set forth on the voucher.

(5) In the event a mobile home owner who has been evicted for change the use of the land chooses to abandon the mobile home pursuant to s. 723.0612(7), F.S., the home owner may collect an amount equal to one-fourth of the maximum allowable moving expenses from the corporation so long as the mobile home owner delivers to the park owner the current title to the mobile home properly endorsed by the owner of record with valid releases of all liens shown on the title. The mobile home owner who seeks payment under this section shall submit to the corporation an Application for Payment for Abandoned Home, FMHRC Form 1002, which includes a copy of the notice of eviction due to change in the use of the land

comprising the mobile home park and a copy of the current title to the mobile home duly endorsed to the park owner by the owner of record and valid releases of all liens shown on the title. Upon approval of the application by the corporation, the corporation shall forward to the park owner a copy of the approval along with an invoice for the payment of one-fourth of the maximum allowable moving expenses.

(6) In the event the funds for payment of relocation expenses or the payment for abandonment of the mobile home have been exhausted due to the payment of previous claims and expenses of the corporation, the mobile home owner who has properly completed the application and attached the required documentation will receive a certificate showing the time and date of approval of payment to a claimant. Should sufficient funds become available, the corporation shall pay the claimant whose unpaid claim is the earliest by time and date of approval.

Proposed Effective Date is February 1, 2002.

Specific Authority 723.0611(3) FS. Law Implemented 723.061, 723.06116, 723.0612 FS. History--New 2-1-02.

61BER02-3 Approved Forms.

The corporation adopts the forms below as suggested forms for use by Mobile home owners and park owners:

(1) Application for Payment of Relocation Expenses, FMHRC Form 1001, incorporated by reference herein and effective 2-1-2002.

(2) Application for Payment for Abandoned Mobile Home, FMHRC Form 1002, incorporated by reference herein and effective 2-1-2002.

(3) Contractor Voucher for Payment for Mobile Home Relocation, FMHRC Form 1003, incorporated by reference herein and effective 2-1-2002.

(4) Home Owner Voucher for Payment for Mobile Home Relocation, FMHRC Form 1004, incorporated by reference herein and effective 2-1-2002.

(5) Certificate for Payment When Funds Become Available, FMHRC Form 1005, incorporated by reference herein and effective 2-1-2002.

All forms referenced in these rules may be obtained by writing to the Florida Mobile Home Relocation Corporation, Post Office Box 14125, Tallahassee, Florida 32317-4125.

Proposed Effective Date is February 1, 2002.

Specific Authority 723.0611(3) FS. Law Implemented 723.061, 723.0611, 723.06116, 723.0612 FS. History--New 2-1-02.

**THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.**

**EFFECTIVE DATE: February 1, 2002**

## Section V

### Petitions and Dispositions Regarding Rule Variance or Waiver

#### DEPARTMENT OF INSURANCE

NOTICE IS HEREBY GIVEN that the Department of Insurance and Treasurer has taken action on a petition for variance and/or waiver received from Florida Rural Electric Self-Insurers Fund (FRESIF), on October 29, 2001 by issuing a Final Order. Notice of receipt of this petition was published in the Florida Administrative Weekly, Vol. 27, No., 47, dated November 21, 2001. No public comment was received. The petition requested an emergency variance and/or waiver from Rule 4-190.061, Florida Administrative Code, which pertains to the retention limit for workers compensation self-insurers. On November 28, 2001, FRESIF voluntarily withdrew the emergency nature of its request and on January 29, 2002, the Department of Insurance and Treasurer issued a Final Order granting a variance and/or waiver to FRESIF in DOI Case #43639-01-CO.

For a copy of the Final Order write, or call: S. Marc Herskovitz, Senior Attorney, Division of Legal Services, Department of Insurance and Treasurer, Room 612, Larson Building, Tallahassee, Florida 32399-0333, Telephone (850)413-4122.

#### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Petition for Emergency Waiver received on December 17, 2001, from the Apalachee Regional Planning Council with regards to the Town of Altha has been withdrawn. The petition was assigned the number DCA01-WAI-241.

A copy of the withdrawal may be obtained from: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

#### DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation received a Petition for Waiver from Lamar East Florida on January 17, 2002, seeking a waiver of the provisions of Rule 14-10.007, Florida Administrative Code. Rule 14-10.007, Florida Administrative Code, allows a nonconforming outdoor advertising sign to continue to exist so long as it is not destroyed, abandoned, or discontinued. Lamar East Florida requests that the Department waive the requirements of this rule with respect to nine outdoor advertising signs located in Volusia County and six outdoor advertising signs located in Brevard County.

Comments on this Petition for Waiver should be filed with the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458, within 14 days of the publication of this notice.

A copy of the Petition for Waiver may be obtained from the Clerk of Agency Proceedings. For additional information, contact Robert M. Burdick, Assistant General Counsel, at (850)414-5265.

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation received a Petition for Waiver from Clear Channel Outdoor – Melbourne on January 17, 2002, seeking a waiver of the provisions of Rule 14-10.007, Florida Administrative Code. Rule 14-10.007, Florida Administrative Code, allows a nonconforming outdoor advertising sign to continue to exist so long as it is not destroyed, abandoned, or discontinued. Clear Channel Outdoor – Melbourne requests that the Department waive the requirements of this rule with respect to five outdoor advertising signs located in Volusia County and two outdoor advertising signs located in Brevard County.

Comments on this Petition for Waiver should be filed with the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458, within 14 days of the publication of this notice.

A copy of the Petition for Waiver may be obtained from: Clerk of Agency Proceedings. For additional information, contact Robert M. Burdick, Assistant General Counsel, (850)414-5265.

#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles hereby gives notice that the Petition for Variance of Rule 15A-10.028, F.A.C., dated November 8, 2001, from Tri-County Human Services, Inc., Polk County, was denied by the Department on January 18, 2002. A second Petition for Variance of Rule 15A-10.028, F.A.C., dated November 8, 2001, from Tri-County Human Services, Inc., Hardee and Highlands Counties, was approved by the Department on January 18, 2002. The petitioner was seeking waivers to refer clients to that organization's treatment component.

A copy of the order may be obtained from: Bureau of Driver Education and DUI Programs, Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room B214, MS 88, Tallahassee, Florida 32399-0571.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Board of Funeral Directors and Embalmers issued a Final Order on December 6, 2001 in response to a Petition for a Waiver filed on September 14, 2001 by Felicia Kemp. Petitioner sought a waiver of Rules 61G8-18.001 and 61G8-18.002, Florida Administrative Code, with respect to intern training programs and concurrent internships. The Petition was first published in Vol. 27, No. 40 of the October 5, 2001 issue of the Florida Administrative Weekly. The Board voted to GRANT Petitioner's request since Petitioner established she met the burden of Section 120.542(2), Florida Statutes.

For a copy of the Final Order contact: Sherry Landrum, Executive Director, Northwood Centre, 1940 N. Monroe Street, Tallahassee, FL 32399-0750.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection granted a petition from AmeriSteel Corporation, for an emergency temporary variance from the 90-day storage limit for hazardous waste set forth in 40 Code of Federal Regulations (CFR) 262.34 (as adopted by reference in Rule 62-730.020, Florida Administrative Code) (F.A.C.)

Copies of the order may be received from Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Blvd, MS 35, Tallahassee, FL 32399. The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection granted a petition from Miami Dade Aviation Department, for a variance from the land disposal restrictions set forth in 40 Code of Federal Regulations (CFR) 268.44 (as adopted by reference in Rule 62-730.183, Florida Administrative Code) (F.A.C.) Copies of the order may be received from Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Blvd, MS 35, Tallahassee, FL 32399. The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

On December 28, 2001, the Department approved the petition from Christa Bergman, pursuant to Section 120.542, F.S. (2001), seeking a waiver of the \$500 ATRP deductible required by Rule 62-789.800, F.A.C.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF HEALTH**

The Board of Psychology hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed by Joanne M. McGee, Ph.D. The Board reviewed the petition at its telephone conference call meeting held on November 16, 2001. The Board's Final Order, filed in this cause on December 5, 2001, finds that under the specific facts of the petition, the Petitioner is not entitled to the exemption from licensure provided by Section 490.014(2)(e), F.S., in that the Petitioner's proposed activities are not the kind that are contemplated by the statute.

A copy of the Petition and the Board's Final Order may be obtained by contacting: Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

The Board of Psychology hereby gives notice that it has issued an Order on the Petition for Waiver or Variance filed by Jodi S. Moskowitz, Ph.D. The Board considered the Petition at its November 16, 2001, telephone conference call meeting. The Board's Order, filed on December 5, 2001, grants the petition for waiver or variance finding that the Petitioner established that the purpose of the underlying psychology licensure statute will have been met and that she would suffer a substantial hardship or violations of the principles of fairness as a result of the application of paragraph 64B19-11.001(2)(d), F.A.C.

A copy of the Board's Order may be obtained by contacting: Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3755

**FLORIDA HOUSING FINANCE CORPORATION**

NOTICE IS HEREBY GIVEN that on January 28, 2002, Florida Housing Finance Corporation received a Petition for Waiver of subsection 67-48.002(32), F.A.C., from Park Villas Associates, Ltd. ("Petition"). The Petition is seeking a variance from subsection 67-48.002(32), F.A.C., which provides that the name of the developer as identified in an Application, may not change until the construction of the Development is complete.

A copy of the Petition can be obtained from: Sheila A. Freaney, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.,

Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN that on January 28, 2002, Florida Housing Finance Corporation (“Florida Housing”) received a Petition for Waiver of paragraph 67-47.140(4)(j), F.A.C., (“Petition”) from Davis Financial Corporation (“Petitioner”). The Petition seeks relief from the requirement to close on all financing within ninety (90) days of the firm commitment.

A copy of the Petition can be obtained from Sheila A. Freaney, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN that on January 28, 2002, Florida Housing Finance Corporation received a Petition for Waiver of subsection 67-48.002(32), Florida Administrative Code, from Cedar Grove Apartments, Ltd. (“Petition”). The Petition is seeking a variance from subsection 67-48.002(32), F.A.C., which provides that the name of the developer as identified in an Application, may not change until the construction of the Development is complete.

A copy of the Petition can be obtained from Sheila A. Freaney, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

## Section VI

### Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Department of Veterans’ Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement

- Department of Revenue
- Department of Education
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: February 27, 2002, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

PURPOSE: Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director’s reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Department of Veterans’ Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department’s mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Information Resource Commission will take action on matters duly presented on its agenda, which may include administrative procedures matters, adoption of rules, approval of agency plans for the use of information technology resources, adoption of policies for the use of such resources, and other matters under the commission’s authority pursuant to law.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation And Recreation Lands (CARL) and other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

**CABINET AIDES BRIEFING:** On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

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#### DEPARTMENT OF STATE

The **Department of State** announces a public meeting of the Florida State Historical Records Advisory Board which is open to the public.

**DATES AND TIMES:** February 26-27, 2002, 1:00 p.m. – 5:00 p.m.; February 26, 2002 until complete February 27, 2002, 8:30 a.m.

**PLACE:** Edison-Ford Winter Estates, 2350 McGregor Boulevard, Fort Myers, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss the long-range plan of the Board and possible grant funding opportunities.

For further information contact: Mr. Jim Berberich, Coordinator, Florida State Historical Records Advisory Board, Department of State, Bureau of Archives and Records Management, R. A. Gray Building, Tallahassee, Florida 32399-0250, (850)245-6700, Suncom 205-6700.

Pursuant to Section 286.26, Florida Statutes, any person requiring special accommodations due to a disability or physical impairment should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

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#### DEPARTMENT OF LEGAL AFFAIRS

The Legislative Advocacy Committee of the Florida **Commission on the Status of Women** will hold a telephone conference on:

**DATE AND TIME:** Friday, February 22, 2002, 11:00 a.m.

**PLACE:** Please call (850)414-3300 for instructions on participation

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida **Department of Agriculture and Consumer Services** announces a meeting of the Citrus Production Research Advisory Committee.

DATES AND TIME: Tuesday, March 12, 2002; Tuesday, March 28, 2002, 9:00 a.m.

PLACE: Citrus REC – Lake Alfred, 700 Experiment Station Road, Lake Alfred, Florida 33850-2299

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the Research Council to review citrus research projects, pre proposals for the year 2002-2003, decide which will move to the full proposal step address other issues as needed.

If special accommodations are needed to attend this meeting because of a disability, please contact Tony Fendrick, (850)487-3153.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: February 20, 2002, 11:30 a.m. – 1:30 p.m.

PLACE: Courtyard by Marriott, Conference Room A, 1810 Apalachee Parkway, Tallahassee, Florida, (850)222-8822.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Propane Education, Safety and Research Council and representatives of the DACS Marketing Division to discuss current and proposed Council programs and budget issues.

Additional information may be obtained by writing: Vicki O’Neil, Bureau Chief, Bureau of LP Gas Inspections, Suite N, 3125 Conner Blvd., Tallahassee, FL 32399-1650 or by calling Vicki O’Neil, (850)921-8001.

Pursuant to 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 in advance by contacting Ms. O’Neil at the number above.

The **Department of Agriculture and Consumer Services** announces a meeting of the Florida Aquaculture Review Council.

DATE AND TIME: March 4, 2002, 1:00 p.m.

PLACE: Division of Aquaculture, Conference Room, 5th Floor, 1203 Governor’s Square Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the growth of aquaculture in Florida.

A copy of the agenda can be obtained by contacting: Karen Metcalf, 1203 Governor’s Square Boulevard, Tallahassee, FL 32301, (850)488-4033.

If special accommodations are needed to attend this meeting because of disability, please contact Karen Metcalf as soon as possible.

**DEPARTMENT OF EDUCATION**

NOTICE OF CHANGE – The **Department of Education** announces the following meetings of the Occupational Access and Opportunity Commission and to which all persons are invited and to which all interested individuals are encouraged to attend.

Occupational Access and Opportunity Commission

DATE AND TIME: Thursday, February 14, 2002, 9:00 a.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Commission.

DATE AND TIME: Friday, February 15, 2002, 9:00 a.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Commission.

Both of the above meetings will be held at:

PLACE: DVRS Headquarters, Building A, 2002 Old Saint Augustine Road, Tallahassee, Florida 32301

The above meetings of the Occupational Access and Opportunity Commission replace the previously advertised Executive Committee meeting of February 14, 2002 and the OAOC Planning Workshops of February 15-16, 2002.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact V. Virginia Rhoden, (850)488-0059, Ext. 207, at least seven days before the meeting.

The **Department of Education** announces the following meeting of the Occupational Access and Opportunity Corporation and to which all persons are invited and to which all interested individuals are encouraged to attend.

Occupational Access and Opportunity Corporation

DATE AND TIME: February 14, 2002, 1:00 p.m. – Adjournment

PLACE: DVRS Headquarters, Building A, 2002 Old Saint Augustine Road, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Occupational Access and Opportunity Corporation.

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact V. Virginia Rhoden, (850)488-0059, Ext. 207, at least seven days before the meeting.

The **Department of Education** announces the following meetings of the Occupational Access and Opportunity Commission’s Committees and/or Workgroups and to which all persons are invited and to which all interested individuals are encouraged to attend. All of the following meetings will be held at:

FIELD SERVICES COMMITTEE

DATE AND TIME: February 13, 2002, 9:00 a.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Field Services Committee.

COMPLIANCE AND OVERSIGHT COMMITTEE

DATE AND TIME: February 13, 2002, 9:00 a.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Compliance and Oversight Committee.

GOVERNMENT AND CUSTOMER RELATIONS COMMITTEE

DATE AND TIME: February 13, 2002, 1:00 p.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Government and Customer Relations Committee.

BUDGET, POLICY AND PLANNING COMMITTEE

DATE AND TIME: February 13, 2002, 1:00 p.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Budget, Policy and Planning Committee.

EXECUTIVE COMMITTEE

DATE AND TIME: February 14, 2002, 9:00 a.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee.

OAOC PLANNING WORKSHOP

DATES AND TIMES: February 15, 2002, 9:00 a.m. – Adjournment; February 16, 2002, 9:00 a.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To work on the planning and development of the OAOC's Five-Year Plan.

RFP WORKGROUP

DATE AND TIME: February 25, 2002, 9:00 a.m. – Adjournment

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the RFP Workgroup.

PLACE: DVRS Headquarters, Building A, 2002 Old Saint Augustine Road, Tallahassee, Florida 32301

In accordance with the Americans with Disabilities Act, persons needing special accommodations to participate in the meeting should contact V. Virginia Rhoden, (850)488-0059, Ext. 207, at least seven days before the meeting.

The Florida **Department of Education** (DOE) announces a meeting of the Partnership for School Safety and Security to which all persons are invited.

DATES AND TIMES: February 21, 2002, 10:00 a.m. – 5:00 p.m.; February 22, 2002, 9:00 a.m. – 2:00 p.m.

PLACE: Florida Department of Education, Turlington Building, Room 1706, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Partnership for School Safety and Security Members appointed by Governor Jeb Bush in October 2000.

The Partnership for School Safety and Security welcomes participation from any interested members of the public.

Any persons requiring special accommodation at this meeting because of a disability or physical impairment should contact Lorraine H. Allen, Office of Safe Schools, (850)414-1830, at least five calendar days prior to the meeting.

Additional information may be obtained by writing: Department of Education, Office of Safe Schools, Room 301, 325 West Gaines Street, Tallahassee, Florida 32399 or by telephoning Lorraine H. Allen, (850)414-1830.

The State of Florida, **Education Practices Commission** announces a Teacher Hearing Panel to which all persons are invited.

DATE AND TIME: Teacher Hearing Panel, February 22, 2002, 8:30 a.m. or as soon thereafter as can be heard

PLACE: The Embassy Suites Tampa Airport/Westshore, 555 North Westshore Boulevard, Tampa, Florida 33609, (813)875-1555

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Teacher Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this hearing, 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.

Additional information may be obtained by writing: Education Practices Commission, Room 224, Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards, (850)488-0547, at least five calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **University of Florida** announces the following meeting to which all person are invited.

DATE AND TIME: February 11, 2002, 9:00 a.m. – 12:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Art in State Buildings – Spring 2002 Agenda, BR 101 – Southwest Recreational Center, Finalists Meeting, Four artists will be presenting.

DATE AND TIME: February 12, 2002, 2:00 p.m. – 5:00 p.m.  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Art in State Buildings – Spring 2002 Agenda, BR 180 – WUFT TV/FM Weimer Hall Addition, Finalists Meeting, Five artists will be presenting.  
 PLACE: University of Florida, Fine Arts Building B, First Floor, Conference Room, Gainesville, FL

The **Florida Atlantic University**, Lab School, District 72, School Advisory Board announces a meeting to which all persons are invited:

DATE AND TIME: Friday, Wednesday, February 20, 2002, 5:00 p.m.

PLACE: Alexander D. Henderson University, Developmental Research School, on the campus of Florida Atlantic University, 777 Glades Road, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: University School Business.

A copy of the agenda may be obtained by contacting: Dr. Gregory F. Aloia, Florida Atlantic University, College of Education, 777 Glades Road, Boca Raton, Florida 33458, (561)297-3564.

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 Ms. Paula Behul, (561)297-3004. If you are hearing or speech impaired, please contact the agency by calling TDD via TDD, (561)297-2130.

#### DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** (DCA) announces a public hearing and work group meeting to which all interested parties are invited.

DATE AND TIME: February 20, 2002, 1:00 p.m.

PLACE: Florida Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: To begin preparation of the State of Florida Annual Action Plan for Federal Fiscal Year 2002 and to receive input or comments from the public and/or interested parties.

PLAN SUMMARY: The Federal Fiscal Year 2002 Annual Action Plan outlines the manner in which the State of Florida will administer programs funded by the U.S. Department of Housing and Urban Development for the current grant year period. Grant programs included in the Plan are the Florida Small Cities Community Development Block Grant (CDBG), Emergency Shelter Grant (ESG), Home Investment Partnership (HOME) and Housing Opportunities for Persons with Aids (HOPWA). The Plan contains specific elements on the state's method for distributing Federal Fiscal Year 2002 funds to eligible applicants for the programs mentioned above. The Annual Action Plan also contains the amount of funds

allocated to each program and the citation for the federal and state rules and regulations that govern the administration of the programs.

ACTION TO BE TAKEN: At this public hearing, the Department will receive comments from persons interested in program activities covered by the Plan and provide information to work group members that will be responsible for drafting the Plan.

A copy of the agenda may be obtained by appearing in person at the agency headquarters or by writing or calling: Florida Small Cities, CDBG Program, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-3644 or (850)922-1887. Written comments are encouraged and may be submitted at the hearing or mailed to the address listed above no later than March 20, 2002.

Any person requiring a special accommodation at this hearing because of a disability, physical impairment or English language deficiency should contact the Department of Community Affairs, (850)487-3644, at least five calendar days prior to the hearing. If you are hearing impaired, please contact the Department using the Florida Dual Party Relay System at 1(800)922-8771 (TDD).

The **Department of Community Affairs, Division of Emergency Management** announces a series of Public Meetings of the Emergency Management Preparedness and Assistance Competitive Grant Review Committee to which all persons are invited.

DATES AND TIME: March 27-29, 2002, 8:30 a.m. – 5:00 p.m.

PLACE: Emergency Operations Center, Media Briefing Room, 2575 Shumard Oak Boulevard, Tallahassee Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: Programmatic staff will give an oral presentation to the review committee of their narrative reviews for the proposed projects for applications submitted under the 2002-2003 Emergency Management Preparedness and Assistance Competitive Grant cycle.

Any person requiring special accommodation at the meeting because of a disability or physical impairment should contact Dianne Smith, Grants Specialist V, Division of Emergency Management, Bureau of Compliance Planning and Support; 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9966 or Suncom 293-9966, at least seven days before the date of the meeting. 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).

The **Department of Community Affairs, Division of Emergency Management** announces a series of Public Meetings of the Emergency Management Preparedness and Assistance Competitive Grant Review Committee to which all persons are invited.

**DATES AND TIME:** April 11-12, 2002, 8:30 a.m. – 5:00 p.m.  
**PLACE:** Emergency Operations Center, Media Briefing Room, 2575 Shumard Oak Boulevard, Tallahassee Florida 32399-2100

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Review, discuss and make final recommendations on preliminary scores for applications submitted under the 2002-2003 Emergency Management Preparedness and Assistance Competitive Grant cycle.

Any person requiring special accommodation at the meeting because of a disability or physical impairment should contact Dianne Smith, Grants Specialist V, Division of Emergency Management, Bureau of Compliance Planning and Support, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9966 or Suncom 293-9966, at least seven days before the date of the meeting. 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).

The **Florida Communities Trust** announces a Public Meeting of the Governing Body to which all persons are invited.

**DATE AND TIME:** February 28, 2002, 1:00 p.m. – conclusion  
**PLACE:** Kelley Training Center, Room 305, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Score and rank Project 01-132-FF1, City of Daytona Beach/Daytona Beach Historic Pier and Boardwalk, and approve funding procedure for contingent-funded projects from the Florida Forever Program, FF1 application cycle; extend grant contracts for certain funded projects; approve project plans for certain funded projects; other business that the governing board deems necessary.

**ACTION TO BE TAKEN:** Consideration of above-stated business. To obtain a copy of the agenda, contact the Trust, (850)922-2207.

If any person desires to appeal any decision with respect to any matter considered at the meeting, such person will need a record of the proceeding and may need to insure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

Persons requiring a special accommodation for a disability or physical impairment should contact Florida Communities Trust, (850)922-2207, Suncom 292-2207, at least five days prior to the meeting. If hearing or speech impaired, contact

Florida Communities Trust using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF TRANSPORTATION**

The **Florida Transportation Commission** announces a public meeting to which all persons are invited:

**DATE AND TIME:** February 18, 2002, 8:00 a.m. – 5:00 p.m.  
**PLACE:** Department of Transportation, Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** 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** announces a public meeting to which all persons are invited:

**DATE AND TIME:** February 25, 2002, 8:30 a.m. – 5:00 p.m.  
**PLACE:** Turnbull Center, 555 West Pensacola Street, Tallahassee, FL 32306

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Strategic Intermodal System Steering Committee Meeting.

A copy of the agenda may be obtained by writing: Florida Department of Transportation, 605 Suwannee Street, MS #28, Tallahassee, Florida 32399-0450 or by calling Renee Cross, (850)414-4816.

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 meetings by contacting Renee Cross, (850)414-4816.

The **Department of Transportation**, District 1 announces a public hearing to which all persons are invited:

**DATE AND TIME:** Thursday, March 7, 2002, 7:00 p.m.  
**PLACE:** Municipal Auditorium, 801 North Tamiami Trail, Sarasota, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of proposed improvements to US 301 (North Washington Blvd.) in Sarasota County, Financial Project Identification Number 198040 1 21 01, Federal Project Identification

Number 3013 046 P. The limits of the project are from Wood Street to south of University Parkway, a distance of about 3.8 miles.

Anyone needing project or public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to the address given below or call Antone 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: Dick Combs, District Environmental Manager, Florida Department of Transportation, District 1, Post Office Box 1249, Bartow, Florida 33831.

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The Florida **Department of Transportation**, District 5 announces a public hearing to which all persons are invited.

DATE AND TIME: March 7, 2002, 7:00 p.m.

PLACE: Lake George Ranger District, US Forest Service, Conference Room, 17147 East Highway 40, Silver Springs, Florida 34488

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of State Project Number 238770-2-21-01, Federal-Aid Number 3812 010P, otherwise known as SR 19 Bridge Replacement over Juniper Creek Project in Marion County. The limits of the project corridor are from approximately 3000 feet southeast of the bridge to approximately 2000 feet northeast of the bridge, Marion County, Florida.

Anyone needing project or public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to the address given below or call (386)943-5398. 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: Tianjia Tang, Ph.D., Project Manager, Florida Department of Transportation, 719 South Woodland Boulevard, DeLand, Florida 32720.

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### FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** and the **Florida Parole Commission Qualifications Committee** announces that a public meeting will be held by telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, February 19, 2002, 9:00 a.m.

PLACE: (To hear the telephone conference you may call (850)487-8587, Suncom 277-8587)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To approve the advertisement for a Parole Commissioner vacancy, which will occur as a result of the expiration of the term of a sitting Commissioner.

Any person who decides to appeal a decision of the Florida Parole Commission or the Florida Parole Commission Qualifications Committee 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, Attention: Mr. Frank Trueblood, Building C, 2601 Blair Stone Road, Tallahassee, Florida 32399-2450, (850)488-3417, Suncom 278-3417.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the agency by sending the notice no later than five working days prior to the proceeding to the address given on the notice.

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### PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

DOCKET NO.: 010949-EI – Request for Rate Increase by Gulf Power Company.

DATES AND TIME: Monday, February 25, 2002, 9:30 a.m., (EST) through Friday, March 1, 2002. (The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.)

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of this hearing will be for the Commission to permit parties to present testimony and exhibits relative to the determination of Gulf Power Company's request for rate increase and to address any motions or other matters that may be pending at the time of the hearing. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on February 8, 2002. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at the hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. If you are hearing or speech impaired, please contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

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NOTICE OF RESCHEDCULING – The Florida **Public Service Commission** announces that the hearing to be held in Docket No. 990649A-TP – Investigation into pricing of unbundled network elements (BellSouth Track) at 9:30 a.m., January 30-31, 2002, has been cancelled. The hearing has been rescheduled for the following:

DATES AND TIME: March 11-13, 2002, 9:30 a.m.

PLACE: The Betty Easley Conference Center, Commission Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the investigation into pricing of unbundled network elements (BellSouth track), and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified in Order No. PSC-02-0117-PHO-TP. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C. Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

#### EXECUTIVE OFFICE OF THE GOVERNOR

The **Florida Black Business Support Corporation** announces meetings of its board of directors, loan, audit and development committees to which all interested persons are invited.

DATE AND TIMES: February 14, 2002, 9:00 a.m. – 10:30 a.m. – Audit, Loan/Investment, Development Committee meetings; 1:30 p.m. – 3:30 p.m. – Board of Director's meeting

PLACE: DoubleTree Hotel, 101 S. Adams St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To plan and discuss the Board's business plan to identify areas for future Board priorities, loan, audit and development committees discussion/review/approval of related issues and approve actions taken by the Chairman and/or Executive Director under delegated authority.

A copy of the agenda may be obtained by contacting: The Florida Black Business Support Corporation, 1713 South Gadsden Street, Tallahassee, FL 32301, (850)487-4850.

If a person decides to take an appeal with respect to any matter considered at these meetings, he/she will need a record of the proceedings and, for such purpose, he/she may need to ensure that verbatim record of the proceedings is made, which record should include the testimony and evidence upon which the appeal is to be based.

If an accommodation is needed for a disability in order to attend these meeting, please notify the FBBSC Office, (850)487-4850, at least seven (7) days prior to the meetings.

The **Executive Office of the Governor** announces a meeting of the Florida Black Business Investment Board to which all interested persons are invited.

DATE AND TIME: February 14, 2002, 11:00 a.m. – 12:30 p.m.

PLACE: DoubleTree Hotel, 101 S. Adams St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To further discuss the Board's business plan to identify areas for future Board priorities, loan, audit, and development committees discussion/review/approval of related issues, and approve actions taken by the Chairman and/or Executive Director under delegated authority.

A copy of the agenda may be obtained by contacting: The Florida Black Business Investment Board, 1711 South Gadsden Street, Tallahassee, FL 32301, (850)487-4850.

If a person decides to take an appeal with respect to any matter considered at these meetings, he/she will need a record of the proceedings and, for such purpose, he/she may need to ensure that verbatim record of the proceedings is made, which record should include the testimony and evidence upon which the appeal is to be based.

If an accommodation is needed for a disability in order to attend these meeting, please notify the FBBIB Office, (850)487-4850, at least seven (7) days prior to the meetings. If you are hearing or speech impaired, please contact the Office of the Governor by using the Citizen Service Office, (850)488-4441.

The **Governor's Office of Tourism, Trade and Economic Development** announces a public meeting to which all persons are invited.

MEETING: The Florida Trade Data Center Board Meeting

DATE AND TIME: Friday, February 15, 2002, 2:00 p.m. – 3:00 p.m.

PLACE: Room 2001, The Capitol, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of Tourism, Trade and Economic Development will convene a meeting of the Board of Directors of the Florida Trade Data Center to discuss general corporate activity.

For further information contact: Mary Helen Blakeslee, Office of Tourism, Trade and Economic Development, The Capitol, Suite 2001, Tallahassee, FL 32399-0001, (850)487-2568.

Any person requiring a special accommodation at this meeting because of a disability should contact Jan Russo, (850)487-2568, no later than 48 hours prior to the meeting.

Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

The **Governor's Office of Tourism, Trade and Economic Development** announces a public meeting to which all persons are invited.

MEETING: The Brownfield Areas Loan Guarantee Council  
DATE AND TIME: Tuesday, February 19, 2002, 1:00 p.m. – 2:00 p.m.

PLACE: Room 2001, The Capitol, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of Tourism, Trade and Economic Development will convene the Brownfield Areas Loan Guarantee Council to consider an application for a Brownfield Area Loan Guarantee. For further information contact: Mary Helen Blakeslee, Office of Tourism, Trade and Economic Development, The Capitol, Suite 2001, Tallahassee, FL 32399-0001, (850)487-2568.

Any person requiring a special accommodation at this meeting because of a disability should contact Jan Russo, (850)487-2568, no later than 48 hours prior to the meeting. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Should any person decide to appeal any decision with respect to any matter considered at the above-mentioned meeting, such person may need to ensure that a verbatim record of the proceedings is made to include testimony and evidence upon which the appeal is to be based.

### REGIONAL PLANNING COUNCILS

The **Southwest Florida Regional Planning Council** announces a public hearing to which all persons are invited:

DATE AND TIME: February 14, 2002, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council, Conference Room, 4th Floor, 4980 Bayline Drive, North Fort Myers, FL 33917

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop of the Regional Planning Council.

A copy of the proposed agenda may be obtained by writing: Mr. Wayne E. Daltry, Executive Director, Southwest Florida Regional Planning Council, Post Office Box 3455, North Fort Myers, FL 33918-3455.

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

All Council Subcommittee meetings will immediately follow the Council meeting.

Any person requiring special accommodation due to disability or physical impairment should contact Mr. Wayne Daltry, (941)656-7720, at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Daltry using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Region IX, **Local Emergency Planning Committee (LEPC)** announces a public meeting to which all persons are invited:

DATE AND TIME: February 28, 2002, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council, 4th Floor, 4980 Bayline Drive, North Fort Myers, FL 33917

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and implement provisions of the Emergency Planning and Community Right to Know Act. An LEPC Subcommittee meeting will be held immediately following the LEPC meeting.

A copy of the agenda may be obtained by contacting: Executive Director, Wayne E. Daltry, Southwest Florida Regional Planning Council, Post Office Box 3455, North Fort Myers, FL 33918-3455.

The District XI, **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 20, 2002, 10:00 a.m.

PLACE: Fire Fighters Memorial Hall, Fire Tower Building, 8000 N. W. 21st Street, Miami, Florida 33122-1605

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY 2001/02.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, Suite 140, 3440 Hollywood Blvd., Hollywood, FL 33021 or by calling (954)985-4416 in Broward, Suncom 473-4416 and 1(800)985-4416, for area codes 305, 561 and 407.

The **City of Miami Beach** announces a public meeting to which all persons are invited to observe.

DATE AND TIME: Tuesday, February 26, 2002, 6:30 p.m. – 9:30 p.m.

PLACE: South Pointe Elementary School, Cafeteria, 1050 4th Street, Miami Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A workshop for invited participants to discuss a plan for the revitalization of the 5th Street Corridor. Subjects to be discussed are Environment, Parks, Infrastructure and Transportation.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, Suite 140, 3440 Hollywood Boulevard, Hollywood, Florida 33021.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (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.

The **South Florida Regional Planning Council** announces a public meeting of the State Road 7/US 441 Collaborative Steering Committee to which all persons are invited.

DATE AND TIME: Thursday, February 28, 2002, 1:00 p.m. – 4:00 p.m.

PLACE: City of Coral Springs City Hall, 9551 West Sample Road, P. O. Box 754501, Coral Springs, Florida 33075

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the State Road 7/ U.S. 441 Collaborative Steering Committee to continue to develop their organizational structure as well as exploring future actions.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, Suite 140, 3440 Hollywood Boulevard, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by The State Road 7/U.S. 441 Collaborative Steering Committee with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (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.

The **South Florida Regional Planning Council**, Institute for Community Collaboration announces a public meeting of the South Miami Dade Watershed Study Advisory Committee to which all persons are invited.

DATE AND TIME: Thursday, March 7, 2002, 10:00 a.m. – 4:00 p.m.

PLACE: Miami Dade Water and Sewer Department, Conference Room C, 5th Floor, Douglas Building, 3071 Southwest 38th Avenue, Miami, Florida 33146

GENERAL SUBJECT MATTER TO BE CONSIDERED: Sixth meeting of the South Miami-Dade Watershed Study Advisory Committee to continue the process of gathering information and discussing the consultant selection process.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the South Miami-Dade Watershed Study Advisory Committee with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (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, Division of Workers' Compensation**, Special Disability Trust Fund Advisory Sub-Committee announces a telephonic meeting to which the public is invited.

DATE AND TIME: Friday, March 1, 2002, 2:00 p.m. – 3:00 p.m.

PLACE: Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to discuss cases with request for settlement approval for \$500,000 or more.

Persons wishing to attend the phone conference must call Carolyn Walker, on or before Tuesday, February 26, 2002, (850)488-4896. For further information regarding the meeting, please contact Carolyn Walker, (850)488-4896.

Persons with a disability or handicap requiring reasonable accommodations should contact Carolyn Walker by telephone at least two business days in advance to make appropriate arrangements. If you are hearing or speech impaired, please contact Carolyn Walker using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

**WATER MANAGEMENT DISTRICTS**

The **St. Johns River Water Management District** announces a Southern Region Recreation Advisory Council Meeting to which all persons are invited. The meeting is scheduled for:

MEETING: Southern Region Recreation Advisory Council

DATE AND TIME: Thursday, February 21, 2002, 6:00 p.m. – 8:00 p.m.

PLACE: Brevard County Government Complex, Building C, Third Floor, Atlantic Room, 2725 Judge Fran Jamieson Way, Viera, Florida 32940, (407)633-2046

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss recreation on District lands in the Southern Region.



If any person decides to appeal any decision with respect to any matter considered at the above listed meeting such person may need to ensure that a verbatim record of the proceeding is made to include testimony and evidence upon which the appeal is to be based.

If, due to disability, you require a special accommodation to participate in this public meeting, contact Linda Lorenzen, (386)329-4262 or (386)329-4450 (TDD) at least five work days before the date of the meeting.

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meetings to which all interested persons are invited:

**HELICOPTER OVERFLIGHT**

DATE AND TIMES: Tuesday, February 19, 2002, 9:00 a.m. – briefing; 9:30 a.m. – overflight

PLACE: SWFWMD, Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overflight of the Southern Water Use Caution Area/Peace River.

**POWER PLANT FACILITY TOUR**

DATE AND TIME: Tuesday, February 21, 2002, 8:15 a.m.

PLACE: Lakeland City Hall, 3rd Floor, Commission Chambers, 228 South Massachusetts Avenue, Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tour of McIntosh power plant facility.

The Southwest Florida Water Management District announces that meeting communications among member of the Peace River Basin Board pursuant to Section 373.0693, F.S., will be conducted via communications media technology to which all persons are invited.

DATE AND TIME: Beginning on or after Friday, February 15, 2002, 9:00 a.m. through Wednesday, April 10, 2002, 5:00 p.m.

PLACE: Interested persons may access these communications via the internet at the following access point: "Peace River Basin Board Web Discussion Panel" (the public may access ongoing communications among Board members). Website address: <http://www.swfwmd.state.fl.us> (Discussion Panels)

This internet address will be accessible to view communications among the Board members 24 hours a day using non-District computers, and during normal business hours at: The Southwest Florida Water Management District's Service Offices listed below: Brooksville District Headquarters, Information Center, Building 1, Contact Person: Warren Lick or Help Desk Staff; Bartow Service Office – Bartow Lobby; Contact Person: Angie Mintz; Sarasota Service Office – Sarasota Lobby; Contact Person: BonnieLee McGuire; Tampa Service Office – Tampa Data Center, Building 2, Contact Person: Tracia Talia; Access is also available at most public libraries.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To expand the ability of interested Peace River Basin Board members to communicate with each other regarding Basin issues in discussion-type sessions within which no votes would be taken.

Any person requiring reasonable accommodation to access the web discussion panel should notify the district in advance.

A copy of the agenda or a list of public libraries may be obtained by writing: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604-6899 or by calling Pam Wright at 1(800)423-1476 or (352)796-7211, Extension 4615 or for additional information regarding access to these proceedings or to obtain documents posted at the internet site including a record of these discussions if any member of the public decides to appeal any action (s. 286.0105, F.S.)

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), Extension 4604, TTD only 1(800)231-6103 (Florida only), Fax (352)752-6874.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATES AND TIME: Every Monday, February 11, 25, 2002; March 4, 11, 18, 25, 2002; April 1, 8, 15, 22, 29, 2002; May 6, 13, 20, 2002; June 3, 10, 17, 24, 2002; July 1, 8, 15, 22, 29, 2002; August 5, 12, 19, 26, 2002; September 9, 16, 23, 30, 2002; October 7, 14, 21, 28, 2002; November 4, 18, 25, 2002; December 2, 9, 16, 23, 30, 2002, 10:30 a.m. (Call Prior to Meeting Date to Confirm That Meeting Will Be Held on That Date (561)682-2769)

PLACE: South Florida Water Management, Storch Room, 3rd Floor, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission Meeting – Sub-Committee Meeting.

A copy of the agenda may be obtained at the (1) District Website <http://www.swfwmd.gov/agenda.html> or (2) by writing: South Florida Water Management District, Mail Stop 2130, Post Office Box 24680, West Palm Beach, FL 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 the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Julio Fanjul, (561)682-2769 or Paula Moree, (561)682-6447, District Headquarters, 3301 Gun Club Road, Mail Stop Code 6115, West Palm Beach, FL 33406.

The **South Florida Water Management District** announces a public meeting of the Lake Belt Mitigation Committee, which may be conducted by means of or in conjunction with communications technology, specifically by telephonic conference, to which all interested parties are invited:

DATE AND TIME: February 15, 2002, 10:00 a.m.

PLACE: South Florida Water Management District, Headquarters, 3-B Conference Room, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee, created pursuant to Section 373.41492, Florida Statutes, to consider annual report for 2001 and other related committee business.

A copy of the agenda or draft annual report may be obtained by writing: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680.

Appeals from any Lake Belt Mitigation Committee decision require a record of the proceedings. Affected persons are advised 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 the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

For more information, contact: Project Manager, Jim Jackson, (561)682-6334.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Thursday, February 28, 2002, 6:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide information to the public and to hear the public's views regarding the draft Project Management Plan for the Comprehensive Everglades Restoration Plan's (CERP) North Palm Beach County – Part 1 Project.

A copy of the agenda may be obtained by calling: Michael Voich, South Florida Water Management District or Paul Moczynski, United States Army Corps of Engineers at the numbers listed below.

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 the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact Michael Voich, SFWMD, (561)682-6754 or Paul Moczynski, USACE, (904)232-3846.

The Big Cypress Basin, **South Florida Water Management District** announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference, to which all interested persons are invited.

DATE AND TIME: February 15, 2002, 9:00 a.m.

PLACE: Big Cypress Basin, Mary Ellen Hawkins Building, 6089 Janes Lane, Naples, Florida (The above address shall be the designated access point for public attendance of the meeting.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and discussion of the Big Cypress Basin Director's salary and pay grade.

A copy of the agenda may be obtained by writing: Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109 or by calling Ann Christian, (941)597-1505.

Appeals from any Big Cypress Basin Board decision require a record of the proceedings. Although Basin Board meetings 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 Ann Christian, (941)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements. If you are hearing or speech impaired, please contact the Big Cypress Basin by calling (561)697-2574.

Those persons who desire more information, or those wishing to submit written or physical evidence may contact Ann Christian, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (941)597-1505.

#### REGIONAL UTILITY AUTHORITIES

The **Tampa Bay Water** announces the following Regular Board Meeting to which all persons are invited:

DATE AND TIME: Monday, February 25, 2002, 10:00 a.m.

PLACE: Tampa Bay Water, Suite 211-A, 2535 Landmark Drive, Clearwater, Florida 33761

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

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 MANAGEMENT SERVICES

The **State Retirement Commission** announces public hearings to which all persons are invited.

DATES AND TIME: February 18-19, 2002, 8:30 a.m.

PLACE: Department of Management Services, Suite 301, 4050 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by writing: State Retirement Commission, Department of Management Services, Suite 260, 4050 Esplanade Way, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

A party who decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based.

Persons requiring accommodation because of a physical, visual, auditory or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

The **Department of Management Services, State Technology Office**, Wireless 911 Board announces the following meeting schedule information:

DATES AND TIME: February 5-6, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: The Edgewater Hotel, Naples, Florida

DATES AND TIME: February 21-22, 2002, 9:00 a.m. – 5:00 p.m. (Preparation of 2001 Report to the Governor)

PLACE: University of Florida Hotel, Gainesville, Florida

DATES AND TIME: March 12-13, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Jupiter Beach Resort, Jupiter Beach, Florida

DATES AND TIME: April 16-17, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Tampa Waterside Hotel, Tampa, Florida

MEETING INFORMATION: Florida 911 Coordinator's Meeting in conjunction with the APCO and NENA Meeting (2 or more wireless board members should attend these meetings)  
DATES AND TIME: May 6-10, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Radisson Hotel at Port Canaveral, Cocoa Beach, Florida

DATES AND TIME: May 14-15, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Vero Beach Disney, Vero Beach, Florida

DATES AND TIME: June 11-12, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: World Golf Village, St. Augustine, Florida

DATES AND TIME: July 16-17, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Hyatt Regency at Miami Convention Center, Miami, Florida

MEETING INFORMATION: Florida 911 Database Meeting (2 or more wireless board members should attend this meeting)

DATES AND TIME: July 25-26, 2002, 8:30 a.m. – 5:00 p.m.

PLACE: Holiday Inn at Baymeadows, Jacksonville, Florida

DATES AND TIME: August 13-14, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Saddlebrook Resort, Wesley Chapel, Florida

DATES AND TIME: September 17-18, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Sand Destin Resort, Destin, Florida

DATES AND TIME: October 8-9, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Pending

MEETING INFORMATION: In conjunction with the Fall 911 Coordinator's Meeting (2 or more board members should attend the 911 Coordinator's Meeting)

DATES AND TIME: November 12-13, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Wyndham Hotel, Ft. Lauderdale, Florida

DATES AND TIME: December 10-11, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Peabody Hotel, Orlando, Florida

NOTICE IS HEREBY GIVEN that the **Digital Divide Council** will hold a one-day meeting to which all persons are invited.

DATE AND TIME: Friday, February 15, 2002, 9:00 a.m. – 4:00 p.m.

PLACE: Room 116, Knott Building, Tallahassee, Florida. Conference call capability will be available. The dial up number is (850)921-2470.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The primary purpose of the meeting will be to continue work on the statutory mandates set out for the Council in Section 445.049, Florida Statutes.

The Council will also be holding a conference call meeting on  
DATE AND TIME: Friday, February 8, 2002, 2:00 p.m. – 4:00 p.m.

PLACE: The conference call dial up number will be the same as the one provided above for the February 15, 2002 meeting.  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To officially discuss progress in the development of its annual report due to the Legislature on March 1, 2002.

The dial up number and any additional information as to these meetings will also be provided on the Digital Divide website at [http://www.myflorida.com/myflorida/sciencetechnology/learn/digital\\_divide/index.html](http://www.myflorida.com/myflorida/sciencetechnology/learn/digital_divide/index.html)

For additional information, please contact: Stacey McMillian, State Technology Office, Suite 335, Carlton Building, 501 South Calhoun Street, Tallahassee, Florida 32399, (850)410-4777.

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 Council at least 48 hours before the meeting by contacting Stacey McMillian at the above stated number.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The Florida **Mobile Home Relocation Corporation** announces a meeting of its Board of Directors.

**DATE AND TIME:** Monday, February 18, 2002, 11:00 a.m.  
**PLACE:** Room 42, Senate Office Building, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Official business of the Florida Mobile Home Relocation Corporation including operational procedures, implementation of emergency rules, approval and payment of claims and such other business as may come before the board. A schedule for the next meeting will also be determined.

Additional information may be obtained by contacting: Robert S. Cohen, General Counsel, Florida Mobile Home Relocation Corporation, Post Office Box 14125, Tallahassee, Florida 32317-4125, 1(888)862-7010.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Robert S. Cohen, General Counsel, 1(888)862-7010, at least five calendar days prior to the meeting.

The Florida **Board of Professional Engineers** announces a public meeting of the Educational Advisory and Application Review Committee which all persons are invited.

**DATE AND TIME:** Tuesday, February 19, 2002, 1:00 p.m. – conclusion of meeting  
**PLACE:** The Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819-8114

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such

purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Natalie Lowe, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public meeting to conduct the business of the Board, including committee business which all persons are invited.

**DATES AND TIME:** Wednesday, February 20, 2002; Thursday, February 21, 2002, 8:30 a.m., if the business of the Board is not concluded

**PLACE:** The Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819-8114

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Business of the Board.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, Suite 200, 2507 Callaway Road, Tallahassee, Florida 32303.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Natalie Lowe, (850)521-0500.

The Florida **Board of Veterinary Medicine** announces the following meeting to which all parties are invited to attend.

**DATE AND TIME:** March 12, 2002, 8:00 a.m.  
**PLACE:** Embassy Suites, 1100 S. E. 17th Street, Fort Lauderdale, FL 33316, (954)527-2700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General 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 which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Bureau of Mine Reclamation, **Department of Environmental Protection** announces the Annual Committee Meeting of the Nonmandatory Land Reclamation Committee to which all persons are invited:

DATE AND TIME: February 15, 2002, 9:30 a.m.

PLACE: Southwest Florida Water Management District, Bartow Office, Board Room, 170 Centry Boulevard, Bartow, Florida 33830, (850)487-3894

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to present Reclamation Applications for fiscal year 2002-2003 funding to the committee for consideration and to discuss strategies to encourage participation in the reimbursement program.

For further information or to obtain a copy of the agenda, contact: Barbara Owens, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310-3760, (850)488-8217.

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 Bureau of Personnel Services, (850)488-2996. If you are hearing or speech impaired, please contact the Florida Relay Service by calling 1(800)955-8771 (TDD).

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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The **Department of Environmental Protection** will be holding a public meeting on:

DATE: February 20, 2002

PLACE: Orlando Public Library, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to convene laboratories, environmental contractors and the public sector to discuss the technical issue of MDLs and PQLs in Chapter 62-777, F.A.C.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, February 22, 2002, 1:00 p.m.

PLACE: Department of Environmental Protection, Conference Room A, 1st Floor, Douglas Building, 3900 Commonwealth Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is discussion by the Evaluation Committee of responses to the Department of Environmental Protection solicitation (DRAM 01-01/2002) to procure vendor services for an Integrated Management System project. Evaluation Committee members will share and discuss information obtained from reference checks and review of respondent proposals, in preparation for independent scoring of the proposals.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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The Florida **Department of Environmental Protection, Division of Recreation and Parks** announces a public workshop to which all persons are invited.

DATE AND TIME: Wednesday, February 27, 2002, 7:00 p.m. (CST)

PLACE: Gulf Coast Community College, Student Union East, Room 243, 5230 West Highway 98, Panama City, Florida 32401

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive comments from the public regarding management and land uses for Camp Helen State Park before the development of a new management plan for the park.

A copy of the agenda may be obtained by writing: Florida Department of Environmental Protection, Division of Recreation and Parks, Office of Park Planning, 3900 Commonwealth Boulevard, Mail Station #525, Tallahassee, Florida 32399-3000.

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 calling Eric Kiefer, Park Manager, Camp Helen State Park, (850)233-5059. If you are hearing or speech impaired, please contact the agency by calling 1(800)342-1335.

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#### DEPARTMENT OF HEALTH

The **Board of Chiropractic Medicine**, Probable Cause Panel will hold a duly noticed meeting to which all persons are invited to attend.

DATE AND TIME: Thursday, February 28, 2002, 9:00 a.m.

PLACE: Department of Health, Tallahassee at Meet Me Number (850)921-6610

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 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: Joe Baker, Jr., Board of Chiropractic Medicine, Executive Director, 4052 Bald Cypress Way, BIN #C07, Tallahassee, FL 32399-3257.

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The **Board of Clinical Laboratory Personnel**, Rules Committee will hold a duly noticed meeting and conference call, to which all persons are invited to attend.

DATE AND TIME: Thursday, February 21, 2002, 1:00 p.m.

PLACE: Crowne Plaza Hotel, 950 N. W. LeJeune Road, Miami, FL 33126, (305)446-9000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Rule Chapter 64B3, Florida Administrative Code.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 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 includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Board of Clinical Laboratory Personnel, Executive Director, 4052 Bald Cypress Way, BIN #C02, Tallahassee, FL 32399-3252.

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The **Board of Clinical Laboratory Personnel** will hold a duly noticed meeting and conference call, to which all persons are invited to attend.

DATE AND TIME: Friday, February 22, 2002, 9:00 a.m.

PLACE: Crowne Plaza Hotel, 950 N. W. LeJeune Road, Miami, FL 33126, (305)446-9000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board, (850)245-4355, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 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 includes the testimony and evidence from which the appeal is to be issued.

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Board of Clinical Laboratory Personnel, Executive Director, 4052 Bald Cypress Way, BIN #C02, Tallahassee, FL 32399-3252.

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The Florida **Board of Dentistry** will hold the following meetings to which all persons are invited:

DATES AND TIMES: Friday, March 1, 2002, Committees, 9:00 a.m.; General Business meeting to follow and reconvening Saturday, March 2, 2002, 8:00 a.m.

PLACE: The Sofitel Hotel, 5800 Blue Lagoon Drive, Miami, FL 33126, (305)264-4888

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399-3256 or you may call (850)245-4474. 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)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Barber using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The Florida **Board of Medicine**, New Board Member Orientation announces a meeting to which all persons are invited.

DATE AND TIME: February 15, 2002, 9:00 a.m.

PLACE: Please contact the Board Office at (850)245-4131

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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 which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, 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 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 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.

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The Florida **Board of Medicine**, Rules/Legislative Committee announces a meeting to which all persons are invited.

DATE AND TIME: February 15, 2002, immediately following New Board Member Orientation

PLACE: Please contact the Board Office at (850)245-4131

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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 which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, 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 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 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.

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The **Department of Health, Board of Physical Therapy Practice** announces a conference call meeting to which all persons are invited:

DATE AND TIME: March 7, 2002, 9:30 a.m. or soon thereafter

PLACE: Call: (850)488-5776, Suncom 278-5776

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

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.

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The Florida **Department of Health**, Office of Rural Health announces a meeting of the Critical Access Hospitals Advisory Team to which all persons are invited.

DATE AND TIME: February 21, 2002, 9:30 a.m. (EST)

PLACE: Southwood Office Complex, Room 320N, 4025 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss activities and policy related to the Medicare Rural Hospital Flexibility Grant Program.

A copy of the agenda may be obtained by writing: Office of Rural Health, 4052 Bald Cypress Way, BIN #C-15, Tallahassee, FL 32399-1735 or by calling Bob Pannell, (850)245-4340, Ext. 2705.

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 Bob Pannell, (850)245-4340, Ext. 2705. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

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#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Florida **Department of Children and Family Services** announces the District 8, Charlotte County Community Alliance will meet at 12:00 p.m. on the following dates:

DATES AND TIME: February 20, 2002; March 6, 2002; April 3, 2002; May 1, 2002; June 5, 2002; July 3, 2002; August 7, 2002; September 4, 2002; October 2, 2002; November 6, 2002, December 4, 2002, 12:00 Noon

PLACE: Charlotte County Courthouse, Court Administration, Conference Room, 2nd Floor, 350 E. Marion Avenue, Punta Gorda, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Board meetings to discuss community-based care issues, including preparing Charlotte County's Invitation to Negotiate.

A copy of the agenda may be obtained by contacting: Department of Children and Family Services, Community-Based Care Unit, 2nd Floor, 2295 Victoria Avenue, Fort Myers, Florida 33901, one week prior to each meeting. All persons are invited.

In accordance with the Americans With Disabilities Act, persons needing an accommodation to participate in the meetings or needing additional information should contact the Community-Based Care Unit, (941)338-1343.

The **Behavioral Health Services Integration Workgroup** announces a meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 20, 2002, 10:00 a.m. – 3:00 p.m.

PLACE: Department of Children and Family Services, Meeting Room A, Building 6, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700

In accordance with the Americans with Disabilities Act, persons needing an accommodation to participate in this meeting should contact Sandra Charles, prior to the meeting at the de la Parte Institute, University of South Florida, 13301 Bruce B. Downs Boulevard, Tampa, FL 33612-3807, (813)974-2751 or call via the Florida Relay Service, (813)974-4522 (TDD).

A copy of the agenda may be obtained by calling (813)974-2751.

**FLORIDA HOUSING FINANCE CORPORATION**

The **Florida Housing Finance Corporation**, Predevelopment Loan Program announces a Review Committee meeting to which all interested parties are invited:

DATE AND TIME: Tuesday, February 26, 2002, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, 5th Floor, Formal Conference Room, 227 North Bronough Street, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct discussions and reviews and make decisions in reference to the confirmation, rejection, approval or request for revision of PLP 2000 Applications and/or Development Plans. Prior to the meeting, interested parties are advised to confirm the meeting date and time by calling Florida Housing, (850)488-4197 or checking Florida Housing's website at [www.floridahousing.org](http://www.floridahousing.org).

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Debbie L. Moran, (850)488-4197, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Corporation using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he/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 be made, which record includes the testimony and evidence upon which the appeal is to be based.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

The **Fish and Wildlife Conservation Commission** announces a public meeting of the Stone Crab Advisory and Appeals Board to which all interested persons are invited.

DATES AND TIMES: February 12, 2002, 8:00 a.m. – 5:00 p.m.; February 13, 2002, 8:00 a.m. – 12:00 Noon

PLACE: Hilton Longboat Key Beachfront Resort, 4711 Gulf of Mexico Drive, Longboat Key, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting of the Stone Crab Advisory and Appeals Board is to hear scheduled appeals of initial stone crab trap certificate allocations.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

For further information, contact Juli Dodson, Suite 201, 2590 Executive Center Circle, East, Tallahassee, Florida 32301, (850)922-4340.

The Florida **Fish and Wildlife Conservation Commission** has scheduled a public meeting.

DATES AND TIMES: March 6, 2002, 9:00 a.m.; March 22, 2002, 1:00 p.m.

PLACE: Bryant Building, 620 South Meridian Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss selection of an executive director; actions may include but are not limited to deciding on a list of the top applicants and making a final selection from the list.

A copy of the proposed agenda may be obtained: Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.



If any person decides to challenge any decision with respect to any matter considered at the above meeting, a record of the proceeding will be needed. For this purpose, you may need to ensure that a verbatim record of the proceeding is made which includes testimony and evidence upon which the challenge is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the workshop or meeting is asked to advise the Commission at least 5 calendar days prior by calling Cindy Hoffman, ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

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

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### FLORIDA COMMERCIAL SPACE FINANCING CORPORATION

The **Florida Commercial Space Financing Corporation** (FCSFC) announces a Board of Directors meeting and teleconference to which the public is invited.

DATE AND TIME: February 11, 2002, 10:00 a.m. – 12:00 Noon

PLACE: Department of Transportation, Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida 32399. The number to call for dial-in participation is 1(800)939-8909, participant code #665956.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors will meet to review general board business, ratification of agreements, financings, guarantees, budgets, procedures and to consider other proposed matters related to the business of the Corporation.

For more information, contact Ms. Judy Blanchard, (321)267-2877. To obtain a copy of the agenda write: The Florida Commercial Space Financing Corporation, Florida/NASA Business Incubation Center, Suite 129, 1311 N. Highway U.S. 1, Titusville, FL 32796.

Any person requiring special accommodations at this meeting because of disability or physical impairment should contact the Florida Commercial Space Financing Corporation.

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, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

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### COUNCIL FOR EDUCATION POLICY, RESEARCH AND IMPROVEMENT

The **Council for Education Policy, Research and Improvement** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Tuesday, February 12, 2002, 9:00 a.m. – 5:00 p.m.

PLACE: Flagler College, 74 King Street, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council will discuss community college proposals to offer selected baccalaureate degrees and address its ongoing planning and research responsibilities.

For further information contact: Dr. William B. Proctor, Executive Director, Council for Education Policy, Research and Improvement, Tallahassee, Florida 32399-1400, (850)488-7894.

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### CRIMINAL JUSTICE STANDARDS AND TRAINING COMMISSION

The **Criminal Justice Standards and Training Regional Council**, Region X announces a meeting to which all interested persons are invited.

DATE AND TIME: Tuesday, February 12, 2002, 9:45 a.m.

PLACE: Charlotte County Sheriff's Office, 7474 Utilities Road, Punta Gorda, Florida 33982

#### AGENDA

- Review the minutes from the last meeting.
  - Review budget expenditures and classes offered.
  - Review the Region's needs for future planning.
  - Additional submissions for Training Council discussion.
  - FDLE Report from Mr. Tim Day
  - Other items of interest
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### TAMPA BAY ESTUARY PROGRAM

The **Tampa Bay Estuary Program** announces scheduling of a Management Board Meeting to which all persons are invited.

DATE AND TIME: Friday, February 15, 2002, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, Suite 219, 9455 Koger Boulevard, St. Petersburg, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Action will be taken on items related to the annual TBEP Audit Report, FY/02 Draft Annual Workplan and acceptance of new grant funding.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Management Board to any matter considered at the above cited meeting, he will

need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

**NOTICE OF RESCHEDULING – The Tampa Bay Estuary Program** announces scheduling of a Policy Board Meeting to which all persons are invited.

**DATE AND TIME:** Friday, February 15, 2002, 2:00 p.m.  
**PLACE:** Tampa Bay Regional Planning Council, Suite 219, 9455 Koger Boulevard, St. Petersburg, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Action will be taken on items related to the annual TBEP Audit Report, FY/02 Draft Annual Workplan and acceptance of new grant funding.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Policy Board to any matter considered at the above cited meeting, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

**FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION**

The **Florida Automobile Joint Underwriting Association** announces a public meeting to which all persons are invited:

**CLAIM REVIEW COMMITTEE**  
**DATES AND TIME:** Tuesday and Wednesday, April 2-3, 2002, 9:00 a.m. – 5:00 p.m.

**PLACE:** Sheraton Orlando North, Maitland, Florida  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Review Servicing Carrier performance of claim handling, discuss draft of committee report of last review, discuss pending litigation and any other matters that may come before the committee.

Additional information may be obtained from: Lisa Blackwell Stoutamire, FAJUA, 1113 East Tennessee Street, Suite 401, Tallahassee, FL 32308, (850)681-2003, fajua@aol.com.

**Section VII**  
**Notices of Petitions and Dispositions**  
**Regarding Declaratory Statements**

**DEPARTMENT OF BANKING AND FINANCE**

**NOTICE IS HEREBY GIVEN THAT** the Florida Department of Banking and Finance has received a Petition for Declaratory Statement from Michael Johnson, Attorney for Associated Pharmacies, Incorporated. The petition seeks the agency's

opinion as to whether the Company's Certificates of Membership and Participation are securities pursuant to Chapter 517, Florida Statutes.

A copy of the petition may be obtained by contacting: Peter Fisher, Assistant General Counsel, Department of Banking and Finance, Suite 526, 101 East Gaines Street, Tallahassee, Florida 32399-0350.

**DEPARTMENT OF HEALTH**

**NOTICE IS HEREBY GIVEN THAT** the Board of Occupational Therapy Practice has **GRANTED** a request for declaratory statement on November 5, 2001, in response to the Petition filed by Lisa J. Cartwright on or about October 31, 2001. The Final Order was given the number DOH-02-0111-DS-MQA.

Petitioner requested a declaratory statement from the Board with regard to Section 468.203(4), Florida Statutes. The Board determined that it is appropriate for petitioner to evaluate and treat female patients with pelvic floor disorders including incontinence and pain syndromes.

A copy of the Petition and Order may be obtained by writing: Kaye Howerton, Board Executive Directory, Board of Occupational Therapy Practice, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255.

**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

**NONE**

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

**DEPARTMENT OF EDUCATION**

**NOTICE TO PROFESSIONAL CONSULTANTS**

The University of Florida, Board of Trustees, announces that continuing Campus Professional Services for the Project types listed below are required in the following disciplines: seven (7) Architects, seven (7) Mechanical/Electrical/Plumbing/Fire Protection Engineers, two (2) Structural Engineers, two (2) Civil Engineers, two (2) Surveyors, and one (1) Agricultural Engineer.

Project No.: UFMP-01, Annual Campus Service Renovation and Construction Projects. Typical projects may include new construction, renovation, remodeling, reroofing and other building maintenance, equipment installation, pre-engineered metal buildings, greenhouses, pole barns, asbestos abatement, and fire code corrections. Areas requiring renovation or remodeling may include animal research or holding areas, research laboratories, classrooms, library and media centers, offices and related functions, outpatient clinics, reception and waiting areas, lobbies and corridors, atriums, courtyards and plazas, modular and pre-engineered buildings, apartments, dormitories, and associated roadways, sitework, sidewalks, and landscaping. Projects could be located at US IFAS research facilities throughout the State of Florida. The maximum pre-project construction cost is \$1,000,000. These are open-ended contracts, each for a period of one year with an option to renew for two additional one-year periods. Contract numbers will be as described above.

The selection firms will provide design in the appropriate discipline, construction documents and construction administration services for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$250,000, and will be provided as a part of Basic Services.

**INSTRUCTIONS**

Firms desiring to apply for consideration shall submit a letter of application. The letter of application should have attached:

1. A completed "Professional Qualifications Supplement," the latest project specific version available from the website: [www.facilities.ufl.edu](http://www.facilities.ufl.edu). Applications on any other form will

not be considered. A "PQS Instruction" document, Project Fact Sheet, along with instructions for registering as an applicant are also included on the website.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. Requested data should be bound in the order listed above and on the Professional Qualification Statement. Applications, which do not comply with the above instructions, may be disqualified. Application materials will not be returned. The plans and specification for the University of Florida 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 the project for a period of 36 months from the date of their being placed on the convicted vendor list.

Seven (7) bound copies of the required proposal must be received at the University of Florida Purchasing Division, to the attention of A. J. Sontag, Building 365, Elmore Hall, Radio Road, Post Office Box 115250, Gainesville, FL 32611, no later than the deadline of 3:00 p.m. (Local Time), Friday, March 1, 2002. Facsimile (FAX) submittals are not acceptable and will not be considered. The schedule of the selection process is as follows:

Pre-bid conference (non-mandatory): February 21, 2002, 1:30 p.m. (EST), 226 Stadium

Applications due: March 1, 2002, 3:00 p.m. (EST), address listed above

Shortlist meeting: March 15, 2002, 8:00 a.m. (EST), 226 Stadium

Final Interviews: April 1-5, 2002, 8:00 a.m. – 5:00 p.m. (EST), 226 Stadium

Selection Deliberations/Scoring: April 5, 2002, 12:30 p.m. (EST), 226

Further information may be obtained by contacting: Selection Committee Chairman A. Miles Albertson, Associate Director, UF Facilities Planning and Construction, Health Science Center Office, Room DG-23, Box 100003, Gainesville, FL 32610, Fax (352)392-5247, Phone (352)392-2206, email: [ama@ufl.edu](mailto:ama@ufl.edu), web address [www.facilities.ufl.edu](http://www.facilities.ufl.edu).

**NOTICE TO CONSTRUCTION MANAGERS**

Florida State University announces that construction management services will be required for the project listed below:

Project No.: BR-220

Project and Location: Mike Long Track Improvements  
Florida State University  
Tallahassee, Florida

The project involves reconfiguration of the track and the installation of a new track surface. In effect, the track will be enlarged, adjusting the turning radii of the curves on one or both sides as necessary to maximize running and training purposes. In doing this, the entire track is expected to require resurfacing. This project will also include widening the lanes, the installation of new lights on the eastern half of the track, the installation of a new timing system and the installation of new boundary fencing.

The estimated construction cost is \$1,372,163.

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Document phase. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts, ensuring the inclusion of Minority Business Enterprises (MBEs). Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract.

Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; qualification of the firm's personnel, staff and consultants; and ability to meet the minority business enterprise participation requirements. Finalists will be provided with a copy of the building program and the latest documentation prepared by the project architect/engineer, a description of the final interview requirements and a copy of the standard State University System's construction management agreement. The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and the completed Board of Regents "Construction Manager Qualifications Supplement." Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals which do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The Board of Regents Construction Manager Qualifications Supplement forms and the Project Fact Sheet may be obtained on line at [www.vpfa.fsu.edu/fpc](http://www.vpfa.fsu.edu/fpc) or by contacting: Lynetta Mills, Facilities Planning and Construction, 109 Mendenhall Maintenance Building A, Florida State University, Tallahassee, Florida 32306-4152, (850)644-2843, (850)644-8351 Facsimile.

For further information on the project, contact: James M. Reynolds, Project Manager, at the address and phone listed above.

Five (5) bound copies of the required proposal data shall be submitted. Submittals must be received in the FSU Facilities Planning and Construction Office, by 2:00 p.m. (Local Time), Wednesday, March 20, 2002. Facsimile (FAX) submittals are not acceptable and will not be considered.

**NOTICE TO PROFESSIONAL CONSULTANTS**

The University of South Florida announces that continuing professional services are required for the following discipline: Mechanical, Electrical and Plumbing Engineer (Minimum of 1) (Tampa and Lakeland Campuses).

Projects included in the scope of this agreement will be specific projects for renovations, alterations, and additions that have a basic construction budget estimated to be \$1,000,000 or less, or studies for which the fee for professional services is \$100,000 or less. Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the upcoming fiscal year, July 1, 2002 to June 30, 2003. Award of contract is for an initial period of one (1) year with an Owner's option to renew for one (1) additional year.

The consultant receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

Firms desiring to provide professional services shall submit a letter of interest specifying the discipline for which they are applying and a completed State University System "Professional Qualifications Supplement" form. Proposals must not exceed 40 pages, including the "Professional Qualifications Supplement" and letter of interest. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

Attach to each letter of interest:

1. The State University System "Professional Qualifications Supplement," dated September, 1999 completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; minority participation; volume of work; and distance from project.

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 \$25,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The State University System "Professional Qualifications Supplement," descriptive project information, and selection criteria may be obtained by contacting: Vanessa Poole, Contracts Administrator, University of South Florida, Facilities Planning and Construction, 4202 East Fowler Avenue FPC110, Tampa, Florida 33620-7550, (813)974-0891, (813)974-2625 or Fax (813)974-3542.

All Interested firms are invited and encouraged to attend a Pre-submittal Meeting to be held at 9:00 a.m. (Eastern Standard Time), Wednesday, February 27, 2002, at the University of South Florida, Tampa Campus, Facilities Planning and Construction, Conference Room FPC109, 4202

East Fowler Avenue, Tampa, Florida, to review the scope and requirements of this project. Requests for meetings by individual firms will not be granted.

It shall be noted that no verbal communication shall take place between the shortlisted applicants and the University of South Florida. Requests for any project information must be in writing to the above address.

Six (6) bound copies of the above required proposal data shall be submitted to: Emil Dacanay, Professional Engineer, University of South Florida, Facilities Planning and Construction, 4202 East Fowler Avenue FPC110, Tampa, Florida 33620-7550. Applications that do not comply with the above instructions may be disqualified. Application material will not be returned.

Submittals must be received at the above campus address by 2:00 p.m. (Eastern Standard Time), Tuesday, March 12, 2002. Facsimile (FAX) submittals are not acceptable and will not be considered. The Selection Committee may reject all proposals and stop the selection process at any time.

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#### CONSTRUCTION MANAGEMENT SERVICES

PROJECT NUMBER: FSDB 20020003

PROJECT NAME: McLane Hall Renovation

PROJECT LOCATION: The Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799.

The Florida School for the Deaf and the Blind (FSDB) requests qualifications from construction management firms to provide Construction Management at Risk Services for the renovation of McLane Hall, a two-story, 21,167 SF masonry dormitory facility. The construction budget for this project is \$3,200,000. The facility will be renovated in two (2) separate phases.

Applicant must be a licensed general contractor in the State of Florida at the time of application. Further, if a corporation, the applicant must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Section 255.29(3), F.S., and the procedures and criteria established by the Division of Building Construction.

Firms interested in being considered for this project must submit four (4) copies of their application with a table of contents and tabbed sections in the following order:

1. A letter of interest detailing the firm's qualifications to meet the above referenced selection criteria.
2. A current Experience Questionnaire and Contractor's Financial Statement, form DBC5085.
3. Resumes of proposed staff and staff organization.
4. Any examples of project reporting manuals, schedules, past experience and examples of similar projects completed by the firm.

5. A description of the applicant's plan for Minority Business Enterprise and Women-Owned Business Enterprise.
6. References from prior clients received within the last five years.

Submit four (4) copies of application to the: The Florida School for the Deaf and the Blind, Attn. Rich Elmore, Project Manager, Facilities Department, 207 North San Marco Avenue, Building 27, St. Augustine, FL 32084-2799.

For further information, contact Rich Elmore, Project Manager, (904)827-2358.

Response Due Date: March 11, 2002, no later than 3:00 p.m.

Firms will be short-listed on March 19, 2002. Following the short-list selection, a Pre-interview workshop will be held on March 27, 2002, 10:00 a.m., for all short-listed firms. Interviews will be conducted on April 10, 2002. A final selection will be made after the interviews have taken place.

The results of the short-list and final selection will be posted at FSDB, 207 N. San Marco Ave., Building 27, St. Augustine, FL and can be viewed during regular working days between the hours of 7:00 a.m. through 4:00 p.m. beginning 24 hours after each selection. Any protest of the selections must be made within 72 hours of the postings. Failure to file a protest within 72 hours (not including Saturday, Sunday or a legal holiday) after posting shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Final selection results will also be posted in the Florida Administrative Weekly.

**PUBLIC ANNOUNCEMENT OF  
A/E SELECTION RESULTS**

The Florida School for the Deaf and the Blind announces its intention to negotiate, in accordance with the Consultants Competitive Negotiation Act, for the following:

**PROJECT NUMBER:** FSDB 20020003

**PROJECT NAME:** McLane Hall Renovation

1. Ebert Norman Brady Architects
2. Smith\*McCrary Architects Inc.
3. Akel Logan Shafer Architects/Planners
4. Saxelbye Architects, Inc.

**INVITATION TO BID**

The Purchasing Office will receive Competitive sealed bids until the time and date shown for the following:

**Date and Time:** Bid Opening Date: February 26, 2002, 2:00 p.m.

**Location of Bid Opening:** School District of Desoto County, 530 LaSolona Avenue, Arcadia, Florida 34266

**Bid Number:** SBDC #0102-1

**Bid Title:** "Memorial Elementary School Dishwasher"

Bid blanks, conditions and specifications may be obtained from the School District of DeSoto County, Purchasing Office, 530 LaSolona Avenue, Arcadia, Florida 34266. You may

telephone Margaret Henderson, (863)494-4222, Ext. 122. We reserve the right to reject any or all bids. No facsimile or telegraphic submission will be accepted.

**NOTICE TO PROFESSIONAL CONSULTANTS  
FOR SELECTION OF CONSULTANT PROFESSIONAL  
SERVICES ON THE BASIS OF QUALIFICATIONS**

Facilities Planning and Construction announces that consultant services are required for a project entitled Comprehensive Facilities Evaluation (Duval County School Board Project Number M-88290) for Duval County Public Schools. The work required is described in the following paragraph.

**Services Requested**

Duval County Public Schools requests proposals from professional engineering firms with expertise in comprehensive educational facility assessment services of facilities supporting K through 12 and computer database creation as described herein. The assessment services include: identify current facility material condition deficiencies, recommend corrections for all deficiencies, provide cost estimates for corrections and forecast future capital renewal costs. All observed material condition data shall be provided in an electronic database format specifically intended for use in facility management. Only current 'off the shelf' software is acceptable. Minor modifications to the software are acceptable to support interface with Duval County Public Schools existing computerized maintenance management system. If you are interested and qualified, contact the DCPS project manager for the detailed requirements and selection criteria.

**Facilities to be assessed**

The assessment will include 160 existing facilities, which occupy an estimated 14,500,000 square feet.

**Qualifications are to be sent to:** Duval County Public Schools  
Facilities Planning and Construction  
1701 Prudential Drive  
5th Floor  
Jacksonville, FL 32207-8182

**DCPS PROJECT Manager:** Bill Molloy  
**PHONE NO.:** (904)390-2279  
**RESPONSE DUE DATE:** March 12, 2002  
**MBE GOALS:** 20% overall participation

Firms must be properly registered at the time of application to practice their profession in the State of Florida. Representative samples of related work may be submitted in a separate binder. Facsimile (FAX) submittals are not acceptable and will not be considered. Applications that do not comply with these instructions or those that do not include the requested data may not be considered. All information received will be maintained

with the project file and will not be returned. Selections will be made in accordance with SREF, 1999, Florida Administrative Code.

**INVITATION TO BID (ITB)  
FOR A MECHANICAL CONTRACTOR**

Sealed bids will be received by Duval County Public Schools, Division of Facilities Services, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in Room 513D, 5th Floor, School Board Building.

**BIDS ARE DUE ON OR BEFORE MARCH 12, 2002  
AND WILL BE ACCEPTED UNTIL 2:00 p.m., (Local Time)  
REPLACEMENT OF MECHANICAL SYSTEMS AND  
ELECTRICAL SYSTEM IMPROVEMENTS AT CENTRAL  
ADMINISTRATION BULDING DCPS PROJECT NOS.  
M81460/M88700**

**REMOVE AND REPLACE CHILLER, ELIMINATE BOILER, REPLACE AIR DISTRIBUTION SYSTEM, AND PROVIDE NEW DDC CONTROL SYSTEM. UPGRADE ELECTRICAL SERVICE, MAIN SWITCHGEAR AND DISTRIBUTION SYSTEM FOR THE ENTIRE BUILDING.**

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on Wednesday, March 6, 2002, Room 307 at 10:00 a.m. Failure to attend the pre-bid conference shall result in disqualification of that firm's bid. Attendees will be required to sign an attendance register.

All bidders must have a current CMC license and subcontractors shall be licensed contractors in their respective trades and registered corporations as required by the laws of the State of Florida.

Contract documents for bidding may be obtained for a refundable fee of \$50.00 at the office of:

Sunbelt Engineering, Inc.  
5711 Richard Street, Suite two  
Jacksonville, FL 32216  
Phone: (904)737-5700

DCSB Point of Contact: Bruce Ackerman, (904)390-2220  
MBE Participation Goal: 10% Overall Participation

The Bid Award Recommendation will be posted on the First Floor, Bulletin Board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, FL 32207-8182.

The Duval County School Readiness Coalition is seeking professional services to assist the Coalition in developing a Request for Proposal ("RFP") for an Early Childhood Curriculum and Training program and evaluating the proposals which the Coalition receives pursuant to the RFP. The

Coalition's goal is to have selected the successful proposer and implemented the new Curriculum and training program by July 1, 2002.

The Duval County School Readiness Coalition is a Florida not-for-profit corporation established pursuant to the Florida School Readiness Act, Section 411.01, Florida Statutes.

The Coalition seeks to create a seamless system of school readiness services to better prepare children for entry into kindergarten, with an emphasis on children who may be at risk for future school failure. Our Coalition's major focus is on Early Literacy. The Coalition recognizes the primacy of parents as their children's first teachers as the importance of children entering the education system ready to learn. Our mission is increase our children's chances for educational success by participating in quality school readiness programs that can better prepare them for school.

The Coalition has developed a plan, which facilitates the stated goals of the School Readiness Act, Section 411.01, Florida Statutes. Our Plan calls for the development of a core curriculum, combined with planned staff training, technical support and evaluation of performance outcomes of participating children.

We are requesting professional services to develop a quality RFP for a curriculum and training program focusing on early literacy. Our RFP will be sent February 22, 2002. We would also like your assistance in evaluating the proposals and selecting a provider. Our selection process will be completed by March 22, 2002. If you are interested, please respond by letter and include your cost for service and the qualifications and expertise you bring to our process. Mail to: Susan Main, Duval County School Readiness, 7968 Quailwood Dr., Jacksonville, Florida 32256. If you have any questions, please call (904)620-0750 or email at [MainDCSR@bellsouth.net](mailto:MainDCSR@bellsouth.net).

School Readiness Coalition of Martin County, Inc. announces the following Request for Proposal to which all persons are invited to bid.

**TIME:** Proposal available after January 23, 2002

**PLACE:** Martin County

**PURPOSE:** The School Readiness Coalition of Martin County, Inc. is soliciting proposals for school readiness services, to include subsidized child care, and related services for the fiscal year beginning July 1, 2002 and culminating June 30, 2003. Services will be funded through federal, state and local allocations. Providers must meet state and federal criteria for subsidized child care, Project Safety Net, and other support services. School readiness legislation requires specific services including: Eligibility/Enrollment and Provider Payments; Child Care Providers Quality Assurance; Parent and Child Care Provider Assistance; Family Support Services; Parental

Involvement; Health Screening and Diagnostic Services; Nutrition Services; Recruitment and Program Development; Parent Eligibility Including Voucher/Certificate Management; Child Development Credential Program; Child Care Provider Training; and Community and Consumer Education Regarding School Readiness Issues.

Any single agency, or multi-agency collaborations with a lead agency, is encouraged to submit a proposal. Letters of intent are due in the Coalition office by February 22, 2002. A pre-submission meeting will be held on March 12, 2002, 10:00 a.m., in the Conference Room, 742 Colorado Avenue, Stuart, FL. For more information, please contact the School Readiness Coalition of Martin County, Inc., 742 Colorado Avenue, Stuart, Florida 34994 or by phone (561)288-5758. Deadline date for submission of final proposals will be April 2, 2002, by 3:00 p.m.

The successful bidders contract for approximately \$3 million will commence on July 1, 2002.

This RFP may be viewed electronically at: [www.martin.fl.us/GOVT/srcmc](http://www.martin.fl.us/GOVT/srcmc).

**REGIONAL TRANSPORTATION AUTHORITIES**

**REQUEST FOR PROPOSAL NO. 01-707**

Tri-County Commuter Rail Authority (TCRA), an agency of the State of Florida, operates a 71 mile commuter railroad with eighteen (18) stations in Miami-Dade, Broward, and Palm Beach Counties.

THE PURPOSE of this Request for Proposal (RFP) is to enter into an Agreement with a qualified General Counsel to provide legal services for Tri-County Commuter Rail Authority (TCRA). The Agreement between TCRA and the General Counsel shall be considered a personal service contract. TCRA General Counsel services shall be performed, managed and supervised by a designated General Counsel Representative and such partners, associates and employees of General Counsel assigned by the designated General Counsel's Representative to TCRA matters.

A REQUEST FOR DOCUMENTS should be directed to: Mr. Robert Becker at Tri-Rail, 800 N. W. 33 Street, Suite 100, Pompano Beach, Florida 33064, (954)788-7909. The cost of the solicitation document is Two Hundred Fifty Dollars (\$250.00) non-refundable. Checks or money orders made payable to Tri-Rail should be forwarded to Mr. Becker at the address above. Solicitation documents will be available on or about February 1, 2002.

A PRE-PROPOSAL CONFERENCE will be held in the Tri-Rail Board Room at the address above on February 19, 2002 at 2:00 p.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 recommended.

RECEIPT OF SEALED PROPOSALS: All proposals must be received in a sealed envelope no later than 5:00 p.m., March 15, 2002, at the TCRA office in Pompano Beach.

TCRA reserves the right to postpone, to accept, or reject any and all proposals in whole or in part. All Proposers must certify that they are not on the State of Florida Comptroller General's List of Ineligible Bidders. All proposals must remain in effect for One Hundred Eighty (180) days from the RFP submission due date.

DBE PARTICIPATION: TCRA solicits and encourages Disadvantaged Business Enterprise (DBE) participation. DBEs will be afforded full consideration of their responses and will not be subject to discrimination.

**AREA AGENCY ON AGING OF PASCO-PINELLAS**

Notice of Request for Proposal/Bidders Conference

Contingent upon the availability of funds, the Area Agency on Aging of Pasco-Pinellas, Inc. for Planning and Service Area 5 will be contracting and is soliciting sealed proposals for Lead Agency Designation beginning October 1, 2002 under the Community Care for the Elderly Program, Chapter 430, Florida Statutes. Proposals are being solicited for Lead Agency Designation in Pasco and Pinellas Counties. Proposals may be obtained from Elizabeth Laubach (727)570-9696, Ext. 208, at the Area Agency on Aging Office beginning February 6, 2002 or at the bidder's conference on February 13, 2002, 1:30 p.m., Area Agency on Aging for Pasco-Pinellas, Inc., Conference Room, 9455 Koger Blvd., St. Petersburg, FL 33702. Sealed proposals are due by 3:00 p.m., March 18, 2002, with openings immediately following.

**HILLSBOROUGH COUNTY WORKFORCE BOARD**

Notice of Request for Proposal

RFP Document Number:	WTS 01-2002
Title:	Welfare Transition Services
Description:	The Hillsborough County Workforce Board, Inc. is issuing this Request for Proposal (RFP) to solicit agencies with the expertise and capacity to design, administer and deliver various Welfare Transition Services (WTS) in Hillsborough County.



Submittal Deadline: March 1, 2002  
 Contact: Man M. Le  
 Director of Procurement  
 9250 Bay Plaza Blvd., Suite 320  
 Tampa, FL 33619  
 (813)744-5547, Ext. 238  
 (813)744-5764 Fax

Notice of Request for Proposal

RFP Document  
 Number: WTW 02-2002  
 Title: Welfare-to-Work Services  
 Description: The Hillsborough County Workforce Board, Inc. is issuing this Request for Proposal (RFP) to solicit agencies with the expertise and capacity to design, administer and deliver various Welfare-to-Work (WtW) services in Hillsborough County.

Submittal Deadline: March 1, 2002  
 Contact: Man M. Le  
 Director of Procurement  
 9250 Bay Plaza Blvd., Suite 320  
 Tampa, FL 33619  
 (813)744-5547, Ext. 238  
 (813)744-5764 Fax

**Section XII  
 Miscellaneous**

**DEPARTMENT OF BANKING AND FINANCE**

**NOTICE OF FILINGS**

Notice is hereby given that the Department of Banking and Finance, Division of Banking, has received the following application and/or other notices. 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 Section 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., March 1, 2002):

**APPLICATION FOR AUTHORITY  
 TO ORGANIZE A TRUST COMPANY**

Applicant and Proposed Location: Legacy Trust Company, 822 Highway A1A North, Veranda, Building C, 1st Floor, Ponte Vedra, Florida 32082

Correspondent: Richard P. Hunt, 324 South Hyde Park Avenue, Suite 202, Tampa, Florida 33606  
 Received: January 29, 2002

**EXPANDED FIELD OF MEMBERSHIP**

Name and Address of Applicant: Tropical Financial Credit Union, Post Office Box 025400, Miami, Florida 33102-5400  
 Expansion Includes: Persons who live or work in Palm Beach County, Florida.

Received: January 25, 2002

Name and Address of Applicant: Central Florida Postal Credit Union, 301 East Michigan, Orlando, Florida 32806

Expansion Includes: All employees of Monarch Vision Center.

Received: January 28, 2002

**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 Nissan North America, Inc., intends to allow the relocation of Bill Seidle's Nissan, Inc., as a dealership for the sale of Nissan motor vehicles, from its present location at 2900 N. W. 36th Street, Miami, FL 33142, to a proposed location at 10500 N. W. 12th Street, Miami (Dade County), Florida, on or after May 1, 2002.

The name and address of the dealer operator(s) and principal investor(s) of Bill Seidle's Nissan are dealer operator(s): William D. Seidle, 640 Sable Palm Road, Miami, FL 33137 and Michael A. Seidle, 1001 Bella Vista Avenue, principal investor(s): William D. Seidle, 640 Sable Palm Road, Miami, FL 33137, Michael A. Seidle, 1001 Bella Vista Avenue, Coral Gables, FL 33156 and Betty Seidle, 640 Sable Palm Road, Miami, FL 33137.

The notice indicates 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: Mr. Andrew C. Delbrueck, Market Representation Manager, Nissan North America, Inc., P. O. Box 23017, Jacksonville, FL 32241-3017.

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.

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, Focus Inc., d/b/a Independence Motorcycle Co., intends to allow the establishment of Daytona Chopper, as a dealership for the sale of Hardtail Express, Custom Express, and Freedom Express at 1533 Ridgewood Ave., Holly Hill (Volusia County), Florida 32117, on or after February 28, 2002.

The name and address of the dealer operator(s) and principal investor(s) of Daytona Chopper are dealer operator: Joseph Mendes, 1400 Columbia Dr., Holly Hill, FL 32117; principal investor(s): Joseph Mendes, 1400 Columbia Drive, Holly Hill, FL 32117.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: 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. Don Medoff, President, Focus Inc., d/b/a Independence Motorcycle Co., P. O. Box 27374, Tucson, AZ 85726-7337.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, American Performance Cycle (APC), intends to allow the establishment of East Coast Choppers, as a dealership for the sale of Big Boy,

Big Boy SRWD, Spirit SR, Spirit SRWD and Spirit SROD motorcycles, at 1100 W. Oakland Park Blvd., Ft. Lauderdale (Broward County), Florida 33311, on or after February 24, 2002.

The name and address of the dealer operator(s) and principal investor(s) of East Coast Choppers are dealer operator(s) and principal investor(s): Tony Montenegro, 1100 W. Oakland Park Blvd., Ft. Lauderdale, FL 33311.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: 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. Michael E. Sample, President, American Performance Cycle, 6895 Speedway Blvd., Z101, Las Vegas, NV 89115.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for 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 Daimler Chrysler Motors Company, LLC, intends to allow the relocation of Metro Chrysler-Plymouth-Jeep, Inc. d/b/a Courtesy Chrysler-Jeep of Sanford, as a dealership for the sale of new Chrysler and Jeep motor vehicles, from its present location at 4113 North South Orlando Drive, Sanford, FL 32773, to a proposed location at the north side of Rinehart Road and 0.3 miles north of County Road 46A. The legal description of this property is as follows: The west 17 1/2 chains of the east 22 1/2 chains of the north 1/2 of the southwest 1/4 of section 32, township 19 south, range 30 east, lying north of Rinehart Road, said land lying and being situate in (Seminole County), Florida on or after May 1, 2002.

The name and address of the dealer operator(s) and principal investor(s) of Metro Chrysler-Plymouth-Jeep, Inc., d/b/a Courtesy Chrysler-Jeep of Sanford are dealer operator:

Mr. Jack Salzman, 4113 S. Orlando Avenue, Sanford, FL 32773; principal investor(s): AutoNation, Inc., Mr. Michael Maroone, 110 S. E. 6th Street, Ft. Lauderdale, FL 33301.

The notice indicates 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: Mr. J. J. Browne, Zone Manager, Daimler Chrysler Motors Corporation, 10300 Boggy Creek Rd., Suite 110, Orlando, FL 32824.

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.

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, Autokam Ltd. L.L.C., intends to allow the establishment of Repo Direct Auto Sale, Inc., as a dealership for the sale of Xaili vehicle, at 2425 Pembroke Road, Hollywood (Broward County), Florida 33020, on or after January 9, 2002.

The name and address of the dealer operator(s) and principal investor(s) of Repo Direct Auto Sale, Inc. are dealer operator(s) and principal investor(s): Eran Zmora and Revital Solomor, 801 S. W. 89th Terrace, Plantation, FL 33326, Yizhak Toledano, 3760 S. W. 51st Street, Hollywood, FL 33312.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: 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. David L. Shelburg, Sr., CEO, Autokam Ltd., L.L.C., 7150 E. Camelback Road, Suite 444, Scottsdale, AZ 85251.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, American Performance Cycle (APC), intends to allow the establishment of Steve's Cycles, as a dealership for the sale of Big Boy, Big Boy SRWD, Spirit SR, Spirit SRWD and Spirit SROD motorcycles, at 4120 Pine Tree Place, Cocoa (Brevard County), Florida 32926, on or after February 1, 2002.

The name and address of the dealer operator(s) and principal investor(s) of Steve's Cycles are dealer operator and principal investor(s): Steve Foley, 4120 Pine Tree Place, Cocoa, FL 32926.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: 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. Michael E. Sample, President, American Performance Cycle, 6895 Speedway Blvd., Z101, Las Vegas, NV 89115.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**AGENCY FOR HEALTH CARE ADMINISTRATION****NOTICE OF LITIGATION**

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on January 18, 2002, concerning certificate of need decisions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine substantial interest of person. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S., as well as Sections 28-5.111 and 28-5.207, F.A.C. In deference to rights of substantially affected person, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

**CON# INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)**

- 9474 Denial, addition of 20 acute care beds, Okaloosa County, Fort Walton Beach Medical Center, Inc. d/b/a Fort Walton Beach Medical Center, (PRH) same as applicant
- 9475 Approval, establish a hospice program, Leon County, Covenant Hospice, Inc., (PRH) Big Bend Hospice, Inc.
- 9477 Denial, addition of 18 acute care beds, Marion County, Marion Community Hospital, Inc. d/b/a Ocala Regional Medical Center, (PRH) same as applicant
- 9478 Approval, establish a 91 bed acute care hospital, Hernando County, Hernando HMA, Inc. d/b/a Brooksville Regional Hospital, (PRH) HCA Health Services of Florida, Inc. d/b/a Oak Hill Hospital
- 9479 Denial, addition of 15 acute care beds, Lake County, Leesburg Regional Medical Center, Inc., (PRH) same as applicant
- 9481 Approval, addition of 10 Level II Neonatal Intensive Care Unit beds, Duval County, St. Vincent's Medical, Inc., (PRH) Memorial Healthcare Group, Inc. d/b/a Memorial Hospital Jacksonville
- 9484 Denial, establish a 170 bed acute care hospital, Duval County, St. Vincent's Medical Center, Inc., (PRH) same as applicant
- 9484P Partial approval, establish a 135 bed hospital, Duval County, St. Vincent's Medical Center, Inc., (PRH) Memorial Healthcare Group, Inc. d/b/a Memorial Hospital Jacksonville
- 9485 Denial, addition of 25 acute care beds, Duval County, Baptist Medical Center of the Beaches, Inc. d/b/a Baptist Medical Center Beaches, (PRH) same as applicant
- 9489 Denial, establish a 20 bed comprehensive medical rehabilitation unit, Pasco County, East Pasco Medical Center, Inc., (PRH) same as applicant
- 9490 Denial, establish a 40 bed freestanding comprehensive medical rehabilitation hospital, Hillsborough County, Continental Medical of Palm Beach, Inc., (PRH) same as applicant
- 9491 Denial, establish a 60 bed comprehensive medical rehabilitation hospital, Hillsborough County, Genesis Rehabilitation Hospital, Inc., (PRH) same as applicant
- 9492 Approval, establish a 5 Level III Neonatal Intensive Care Unit, Hillsborough County, University Community Hospital, Inc., (PRH) St. Joseph's Hospital, Inc.
- 9493 Denial, addition of 5 Level III Neonatal Intensive Care beds, Hillsborough County, St. Joseph's Hospital, Inc., (PRH) same as applicant
- 9494 Denial, addition of 50 general acute care beds, Brevard County, Wuesthoff Memorial Hospital, Inc., (PRH) same as applicant
- 9495 Denial, addition of 50 general acute care beds to CON 8740, Brevard County, Wuesthoff Memorial Hospital, Inc., (PRH) same as applicant
- 9496 Denial, establish a 60 bed acute care hospital through delicensure of 30 acute care beds at South Seminole and the addition of 30 beds in Oviedo, Seminole County, Orlando Regional Healthcare System, Inc., (PRH) same as applicant
- 9497 Denial, establish a 60 bed hospital through delicensure of 50 acute care beds at Winter Park and 10 beds at Apopka Campus, Seminole County, Adventist Health System/Sunbelt, Inc. d/b/a Florida Hospital
- 9498 Denial, establish a hospice program, Brevard County, Vitas Healthcare Corporation of Central Florida, (PRH) same as applicant
- 9499 Approval, establish a 40 bed long term care hospital, Sarasota County, Healthsouth LTAC of Sarasota, Inc., (PRH) Select Specialty Hospital – Sarasota, Inc.
- 9500 Denial, establish a 40 bed long term care hospital, Sarasota County, Select Specialty Hospital – Sarasota, Inc., (PRH) same as applicant
- 9504 Denial, addition of 28 comprehensive medical rehabilitation beds, Indian River County, Healthsouth-Treasure Coast, Inc. d/b/a Healthsouth Treasure Coast Rehabilitation Hospital, (PRH) same as applicant
- 9506 Denial, establish a 20 bed comprehensive medical rehabilitation unit, Martin County, Martin Memorial Medical Center, Inc., (PRH) same as applicant

- 9507 Approval, establish a 28 bed comprehensive medical rehabilitation unit, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) Pinecrest Rehabilitation Hospital, Inc. d/b/a Pinecrest Rehabilitation Hospital
- 9507 Approval, establish a 28 bed comprehensive medical rehabilitation unit, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) Martin Memorial Medical Center, Inc.
- 9507 Approval, addition of 28 comprehensive medical rehabilitation beds, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) Lawnwood Medical Center, Inc. d/b/a Lawnwood Regional Medical Center
- 9507 Approval, addition of 28 comprehensive medical rehabilitation beds, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) Columbia/JFK Medical Center Limited Partnership d/b/a JFK Medical Center
- 9508 Denial, addition of 20 comprehensive medical rehabilitation, Palm Beach County, Columbia/JFK Medical Center Limited Partnership d/b/a JFK Medical Center, (PRH) same as applicant
- 9509 Denial, addition of 8 comprehensive medical rehabilitation beds, St. Lucie County, Lawnwood Medical Center, Inc. d/b/a Lawnwood Regional Medical Center, (PRH) same as applicant
- 9510 Denial establish an adult open heart surgery program, Indian River County, Indian River Memorial Hospital, Inc. d/b/a Indian River Memorial Hospital, (PRH) same as applicant
- 9511 Denial, establish an adult open heart surgery program, Martin County, Martin Memorial Medical Center, Inc., (PRH) same as applicant
- 9512 Denial, establish an adult open heart surgery program, Palm Beach County, Bethesda Healthcare System, Inc., (PRH) same as applicant
- 9513 Denial, establish an adult open heart surgery program, Palm Beach County, Boca Raton Community Hospital, Inc., (PRH) same as applicant
- 9514 Denial, addition of 5 Level II Neonatal Intensive Care Unit through the delicensure of 5 Level II Neonatal Intensive Care beds, Palm Beach County, Columbia Palms West Hospital, L.P. d/b/a Palms West Hospital, (PRH) same as applicant
- 9515 Denial, addition of 7 Level II Neonatal Intensive Care Unit beds, Palm Beach County, Tenet St. Mary's, Inc. d/b/a St. Mary's Medical Center, (PRH) same as applicant
- 9516 Denial, addition of 10 Level III Neonatal Intensive Care Unit beds, Palm Beach County, Tenet St. Mary's, Inc. d/b/a St. Mary's Medical Center, (PRH) same as applicant
- 9517 Denial, transfer of 29 acute care beds, Martin County, Martin Memorial Medical Center, Inc., (PRH) same as applicant

- 9518 Denial, addition of 7 acute care beds, Palm Beach County, Wellington Regional Medical Center, Inc. d/b/a Wellington Regional Medical Center, (PRH) same as applicant
- 9520 Denial, establish a 100 bed acute care hospital, Broward County, South Broward Hospital District, (PRH) same as applicant
- 9523 Withdrawal, transfer 60 additional skilled nursing beds, Walton County, Walton County Convalescent Center Operations, L.L.C.
- 9524 Denial, convert 4 adult psychiatric beds to 4 child/adolescent beds, Indian River County, Indian River Memorial Hospital, Inc. d/b/a Indian River Memorial Hospital, (PRH) same as applicant

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**CERTIFICATE OF NEED  
EXEMPTIONS**

The Agency For Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

- |  |             |                       |
|--|-------------|-----------------------|
| County: Pasco  | Decision: A | District: 5           |
| ID #: 0100040A   |             | Issue Date: 1/29/2002 |
| Facility/Project: Community Hospital of New Port Richey                                      |             |                       |
| Applicant: New Port Richey Hospital, Inc.  |             |                       |
| Project Description: Amended to include the reduction in total licensed capacity by 13 beds. |             |                       |
| Proposed Project Cost: \$0   |             |                       |
| County: Broward  | Decision: A | District: 10          |
| ID #: 0100041  |             | Issue Date: 1/15/2002 |
| Facility/Project: North Broward Medical Center   |             |                       |
| Applicant: North Broward Hospital District   |             |                       |
| Project Description: Convert 18 HBSNU beds to 18 acute care beds                             |             |                       |
| Proposed Project Cost: \$0   |             |                       |
| County: Broward  | Decision: A | District: 10          |
| ID #: 0100042  |             | Issue Date: 1/28/2002 |
| Facility/Project: Broward General Medical Center   |             |                       |
| Applicant: North Broward Hospital District   |             |                       |
| Project Description: Convert 20 HBSNU beds to 20 acute care beds                             |             |                       |
| Proposed Project Cost: \$0   |             |                       |
| County: Hillsborough   | Decision: A | District: 6           |
| ID #: 0100043  |             | Issue Date: 1/28/2002 |
| Facility/Project: University Community Hospital  |             |                       |
| Applicant: University Community Hospital, Inc.   |             |                       |
| Project Description: Convert 7 HBSNU beds to 7 acute care beds                               |             |                       |
| Proposed Project Cost: \$25,000  |             |                       |
| AHCA Purchase Order Number S5900J00496.  |             |                       |
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**DEPARTMENT OF HEALTH**

On January 22, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Samuel B. Wahba, RPh., license number PS 0027213. Samuel B. Wahba's last known address is 4465 Lavender Drive, Palm Harbor, Florida 34685. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to 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.

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On January 22, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Angela Nell Chalk, R.N. Chalk holds license number RN 9165553. Chalk's last known address is 1640-03 Oviedo Grove Circle, Oviedo, Florida 32765. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to 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.

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On January 22, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Ruth Leroy, R.N. Leroy holds license number RN 1660812. Leroy's last known address is 800 Cove Cay Drive, 5-G, Clearwater, Florida 33760. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the

public health, safety and welfare pursuant to 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.

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On January 17, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Margaret Gardocki Crowley, R.N. Crowley holds license number RN 467192. Crowley's last known address is 23 Sea Lore Lane, Key West, Florida 33040. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to 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.

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On January 17, 2002, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Arthur T. Bruggisser., license number DN 1834. Bruggisser's last known address is 8150 Cleary Boulevard, #1516, Plantation, Florida 33324. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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On January 23, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of William Callerame, L.P.N. Callerame holds license number PN 720991. Callerame's last known address is 12495 Cumberland Drive, Largo, Florida 33773. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to 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.

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On January 28, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Lorie Cordero, R.N. Cordero holds license number RN 2114332. Cordero's last known address is 3308 Alamar Street, Lutz, Florida 33549. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to 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.

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On January 28, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Felix Delgado, L.P.N. Delgado holds license number PN 1055521. Delgado's last known address is 1100 Northwest 69th Terrace, Margate, Florida 33063. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to 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.

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On January 28, 2002, John O. Agwunobi, M.D. Secretary of the Department of Health, issued an Order of Emergency Suspension, with regard to the license of Donna Gootgeld, R.N. Gootgeld holds license number RN 3357832. Gootgeld's last known address is 3741 N 55th Ave., Hollywood, Florida 33308. This Emergency Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to 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.

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**FISH AND WILDLIFE CONSERVATION  
COMMISSION**

**NOTICE OF OPPORTUNITY TO REQUEST AN  
EVIDENTIARY PROCEEDING FOR PERSONS  
SUBSTANTIALLY AFFECTED BY THE  
RECLASSIFICATION OF THE RED-COCKADED  
WOODPECKER**

RULE NO.: 68A-27.004(1)(a)21., F.A.C.

PURPOSE AND EFFECT: In January 2002, the Florida Fish and Wildlife Conservation Commission (FWCC) found that the reclassification of the red-cockaded woodpecker (*Picoides borealis*), from a Threatened Species to a Species of Special Concern, is warranted based upon a biological status report, peer review and public comment. Depending upon further resource management planning actions, the species may be eligible for reclassification, by rule, as a Species of Special Concern.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE BY ANY PERSON WHOSE SUBSTANTIAL INTERESTS WOULD BE AFFECTED BY THE PROPOSED ACTION, AN EVIDENTIARY PROCEEDING IN ACCORDANCE WITH SECTIONS 120.54(3)(c)2., 120.569 AND 120.57, FLORIDA STATUTES, SHALL BE

CONVENED. THIS PROCEEDING SHALL BE FOR EVIDENTIARY PURPOSES ONLY, AND NO FINDINGS OF FACT OR CONCLUSIONS OF LAW SHALL BE PROMULGATED THEREFROM. THE FWCC SHALL SUSPEND FURTHER RULEMAKING PROCEEDINGS UNTIL THE CONCLUSION OF THE EVIDENTIARY PROCEEDING. ANY REQUEST FOR AN EVIDENTIARY PROCEEDING SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.201, FLORIDA ADMINISTRATIVE CODE. ALL SIMILARLY SITUATED AFFECTED PERSONS ARE REQUESTED TO JOIN AND PARTICIPATE IN THE EVIDENTIARY PROCEEDING IF ONE IS CONVENED, PURSUANT TO SECTION 120.54(3)(C), FLORIDA STATUTES.

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

NAME OF PERSON ORIGINATING THE NOTICE: Preston T. Robertson, Assistant General Counsel, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764.

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN January 22, 2002  
 and January 25, 2002

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF STATE**

**Division of Elections**

1S-2.028	1/22/02	2/11/02	27/45	27/51
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**DEPARTMENT OF INSURANCE**

4-189.005	1/25/02	2/14/02	27/44	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF EDUCATION**

**State Board of Education**

6A-1.09981	1/22/02	2/11/02	27/46	27/52
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**PUBLIC SERVICE COMMISSION**

25-6.065	1/22/02	2/11/02	27/41	27/52
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**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid Program Office**

59G-4.190	1/25/02	2/14/02	27/45	
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59G-4.240	1/25/02	2/14/02	27/45	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF MANAGEMENT SERVICES**

**Florida Commission on Human Relations**

60Y-9.007	1/22/02	2/11/02	27/41	27/49
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

61G3-15.006	1/22/02	2/11/02	27/49	
61G3-21.002	1/22/02	2/11/02	27/49	

**Florida Building Code Administrators and Inspector**

61G19-9.0045	1/24/02	2/13/02	27/47	
61G19-9.007	1/24/02	2/13/02	27/47	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

64B15-14.0075	1/23/02	2/12/02	27/44	27/51
64B15-14.0076	1/23/02	2/12/02	27/44	
64B15-14.0077	1/23/02	2/12/02	27/44	

**Board of Physical Therapy Practice**

64B17-2.002	1/25/02	2/14/02	27/52	
64B17-2.004	1/25/02	2/14/02	27/52	
64B17-3.002	1/25/02	2/14/02	27/52	
64B17-4.002	1/25/02	2/14/02	27/52	
64B17-9.001	1/25/02	2/14/02	27/52	

Section XIV  
List of Rules Affected

This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.

- w - Signifies Withdrawal of Proposed Rule(s)
  - c - Rule Challenge Filed
  - v - Rule Declared Valid
  - x - Rule Declared Invalid
  - d - Rule Challenge Dismissed
  - dw - Dismissed Upon Withdrawal
- | Rule No. | Proposed Vol./No. | Amended Vol./No. | Adopted Vol./No. |
|----------|-------------------|------------------|------------------|
|----------|-------------------|------------------|------------------|

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
3C-100.03852	27/50		28/5
3C-110.045	28/4		
3C-110.053	28/3		
3C-140.002	28/3		
3C-560.902	28/3		
3C-560.903	27/39		28/3w
	28/3		
3C-560.906	27/39	27/51	
	27/49c		
3C-560.907	28/3		
3C-560.908	28/3		
3C-560.909	28/3		
3C-560.910	28/3		
3C-560.911	28/3		
3C-560.912	28/3		
3D-20.0021	27/41c		
3D-20.0022	27/41c		
3D-20.030(11)	27/41c		
3D-30.0055	27/49		
3D-30.041	28/6		
3D-30.060	27/50	28/3	
3D-40.242	27/40	27/50	28/4
3E-500.016	27/45		27/52
INSURANCE			
4ER01-1	27/32c		
4ER01-2	27/32c		
4ER01-3	27/32c		
4ER01-4	27/32c		
4ER01-5	27/32c		
4ER01-6	27/32c		
4ER01-7	27/32c		
4ER01-8	27/32c		
4ER01-9	27/32c		
4ER01-10	27/32c		
4ER01-11	27/32c		
4ER01-12	27/32c		
4ER01-13	27/32c		
4ER01-14	27/32c		
4ER01-15	27/32c		
4ER01-16	27/32c		
4ER01-17	27/32c		
4ER01-18	27/32c		
4ER01-19	27/32c		
4ER01-20	27/32c		
4ER01-21	27/32c		
4ER01-22	27/32c		
4ER01-24			27/41
4ER01-25			27/41
4ER01-26			27/41
4ER01-27			27/41
4ER01-28			27/41
4ER01-29			27/41
4ER01-30			27/41
4ER01-31			27/41

STATE

1B-2.011	28/3		
1B-24.002	26/43		
1K-1.013	27/42		27/52
1K-2.001	27/42		27/52
1K-2.002	27/42		27/52
1K-2.003	27/42		27/52
1K-2.010	27/42		27/52
1K-6.009	27/42		27/52
1K-7.002	27/42		27/52
1K-7.003	27/42		27/52
1K-7.004	27/42		27/52
1SER01-1			27/43
1S-2.007	27/44		27/52
1S-2.012	27/44		27/52
1S-2.027	27/40	28/4	
1S-2.028	27/45	27/51	28/6
1S-2.029	27/45		27/51w
1S-2.030	27/45		27/51w
1S-2.031	27/40	28/4	
1S-2.032	27/50		
1S-5.001	27/52		

LEGAL AFFAIRS

2-37	27/15		
2B-1.0025	27/35	27/47	27/52
2B-1.003	27/35		27/52
2B-1.004	27/35		27/52
2B-1.0052	27/35		27/52

BANKING AND FINANCE

3-1	26/43c		
	27/2c		
	27/49c		
3A-31.108	27/44		27/51
3A-31.226	27/44		27/51
3A-31.231	27/44		27/51
3C-1.022	21/25		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4ER01-32			27/41	4-138.001	27/42	27/46	27/51
4ER01-33			27/41	4-141.0016	21/2c		
4ER01-34			27/41	4-144.002	27/35		
4ER01-35			27/41	4-144.005	27/35		
4ER01-36			27/41	4-144.010	27/35		
4ER01-37			27/41	4-144.055(4)(e)	27/43c		
4ER01-38			27/41	4-149	24/3c		
4ER01-39			27/41		24/3c		
4ER01-40			27/41	4-149.001	23/45	26/22	
4ER01-41			27/41		24/46	26/22	
4ER01-42			27/41	4-149.002	23/45	26/22	
4ER01-43			27/41		24/46	26/22	
4ER01-44			27/41	4-149.003	23/45	26/22	
4ER01-45			27/41		24/46	26/22	
4-1	26/44c				27/49		
	27/16c			4-149.004	23/45	26/22	
	27/35c				24/46	26/22	
	27/45c		28/2d	4-149.005	23/45	26/22	
4-5.074	27/15				24/46	26/22	
4-128.001	27/38c			4-149.006	23/45	26/22	
4-128.002	27/38c				24/46	26/22	
4-128.005	27/38c			4-149.007	23/45	26/22	
4-128.006	27/38c				24/46	26/22	
4-128.007	27/38c			4-149.008	23/45	26/22	
4-128.008	27/38c				24/46	26/22	
4-128.009	27/38c			4-149.009	23/45	26/22	
4-128.010	27/38c				24/46	26/22	
4-128.011	27/38c			4-149.010	23/45	26/22	
4-128.012	27/38c				24/46	26/22	
4-128.013	27/38c			4-149.020	23/45	26/22	
4-128.014	27/38c				24/46	26/22	
4-128.015	27/38c			4-149.021	23/45	26/22	
	27/40c				24/46	26/22	
4-128.016	27/38c				27/49		
	27/40c			4-149.022	23/45	26/22	
4-128.017	27/38c				24/46	26/22	
	27/40c				27/49		
4-128.018	27/38c				27/49		
	27/40c			4-149.023	23/45	26/22	
4-128.019	27/38c				24/46	26/22	
	27/40c			4-149.024	23/45	26/22	
4-128.020	27/38c				24/46	26/22	
	27/40c			4-149.035	23/45	26/22	
4-128.021	27/38c				24/46	26/22	
	27/40c			4-149.101	23/45	24/31	
4-128.022	27/38c				24/3c		
	27/40c				24/3c		
4-128.023	27/38c				24/46	26/22	
	27/40c			4-149.102	23/45	24/31	
4-128.024	27/40c					26/12	
4-137.001	27/42	27/46	27/51			26/22	
4-137.003	27/49				24/3c		
4-137.011	27/49				24/3c		
					24/46	26/22	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-149.103	23/45	24/31 26/12 26/22		4-149.112	23/45	24/31 26/12 26/22	
	24/3c 24/3c 24/46				24/3c 24/3c 24/46		
4-149.104	23/45	26/22 24/31 26/12 26/22		4-149.113	24/3c 24/3c	26/22	
	24/3c 24/3c			4-149.114	24/3c		
4-149.105	23/45	26/22 24/31 26/12 26/22		4-149.115	24/3c		
	24/3c 24/3c			4-149.116	24/3c		
	24/46	26/22		4-149.117	24/3c		
	24/3c	24/31		4-149.118	24/3c		
	24/3c	26/12		4-149.119	24/3c		
	24/46	26/22		4-149.120	23/45	24/31 26/12 26/22	
4-149.106	23/45	26/22 24/31 26/12 26/22			24/3c 24/3c 24/46		
	24/3c 24/3c			4-149.121	23/45	26/22 24/31 26/12 26/22	
	24/46	26/22			24/3c		
4-149.107	23/45	24/31 26/12 26/22			24/3c 24/3c 24/46	26/22	
	24/3c 24/3c			4-149.122	23/45	24/31 26/12 26/22	
	24/46	26/22			24/3c		
4-149.108	23/45	24/31 26/12 26/22			24/3c 24/3c 24/46	26/22	
	24/3c 24/3c			4-149.123	23/45	24/31 26/12 26/22	
	24/46	26/22			24/3c		
4-149.109	23/45	24/31 26/12 26/22			24/3c 24/3c 24/46	26/22	
	24/3c 24/3c			4-149.124	24/3c		
	24/46	26/22		4-149.125	24/3c		
4-149.110	23/45	24/31 26/12 26/22		4-149.126	24/3c		
	24/3c 24/3c			4-149.127	24/3c		
	24/46	26/22		4-149.128	24/3c		
	23/45	24/31 26/12 26/22		4-149.129	24/3c		
	24/3c 24/3c			4-149.130	24/3c 24/3c		
	24/46	26/22		4-149.131	24/3c		
4-149.1105	23/45	24/31		4-149.132	24/3c		
	24/3c				24/3c		
4-149.111	23/45	24/31 26/12 26/22		4-149.1325	24/20	24/20	
	24/3c 24/3c			4-149.133	24/3c 24/3c		
	24/46	26/22		4-149.190	23/45 24/3c 24/46	26/22 26/22	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
4-149.204	28/6			4-211.029	27/44		
4-149.205	28/6			4-211.030	27/44		
4-149.206	28/6			4-211.031	27/44		
4-149.207	28/6			4-211.040	27/44		
4-154	27/3			4-211.041	27/44		
4-154.520	24/3c			4-211.042	27/44		
4-156.006	28/4			4-228.055	26/35		
4-156.007	28/4			4-231.010	27/44		
4-156.0095	28/4			4-231.020	27/44		
4-157.001	27/41		28/5w	4-231.030	27/44		
4-157.002	27/41		28/5w	4-231.080	27/44		
4-157.003	27/41		28/5w	4-231.150	27/44		
4-157.004	27/41		28/5w	4A-3.002	27/12		
4-157.006	27/41		28/5w	4A-62.003	27/6c		
4-157.007	27/41			4C-6.003	27/50		
4-157.009	27/41		28/5w	4J-1.001	27/49c		
4-157.016	27/41		28/5w	4K-1.001	27/8		
4-157.017	27/41		28/5w	4K-1.002	27/8		
4-157.018	27/41		28/5w	4K-1.003	27/8	27/12	
4-157.019	27/41		28/5w	4K-1.004	27/8		
4-157.020	27/41		28/5w				
4-157.023	27/41		28/5w				
4-157.024	27/41		28/5w				
4-157.025	27/41		28/5w	5BER01-1	37/34c		27/43w
4-157.026	27/41		28/5w	5B-2.010	27/51		
4-157.027	27/41		28/5w	5B-36.001	27/42		28/6w
4-157.028	27/41		28/5w	5B-36.002	27/42		28/6w
4-157.029	27/41		28/5w	5B-36.0024	27/42		28/6w
4-157.030	27/41		28/5w	5B-36.0028	27/42		28/6w
4-157.031	27/41		28/5w	5B-36.005	27/42		28/6w
4-167.002	27/14			5B-58.001	27/29		
4-170.135(5)	27/49c				27/42	27/49	
4-171.002	27/37	27/42	27/52	5B-58.001(16)	27/50c		
4-176.013	27/45		28/3	5B-60.004	27/51		
4-186.001	27/21		28/4	5B-60.010	27/51		
4-186.002	27/21		28/4	5B-60.012	27/51		
4-186.003	27/21	27/49	28/4	5B-61.001	28/4		
4-186.006	27/21		28/4	5C-11.015	28/4		
4-186.008	27/21	27/49	28/4	5C-13.004	28/4		
4-186.012	27/21		28/4	5C-24.003	28/4		
4-186.014	27/21		28/4	5EER01-2			27/41
4-189.005	27/44		28/6	5E-2.028	28/4		
4-191.037	27/36			5E-9.019	27/51		
	27/45c			5E-9.021	27/51		
4-193.065	26/41			5E-9.024	27/51		
	27/27			5E-9.027	27/51		
4-204.001	27/45			5E-9.028	27/51		
4-204.002	27/45			5E-9.029	27/51		
4-204.004	27/45			5E-9.033	27/51	28/5	
4-204.006	27/45			5E-9.034	27/51		
4-204.010	27/45			5E-14.102(5)	27/37c		
4-204.012	27/45			5E-14.113	28/6		
4-204.022	27/45			5E-14.117	28/6		
4-204.025	27/45			5E-14.123	28/6		
4-211.0031	27/11	27/15		5E-14.132	28/6		
				5E-14.136	28/6		

AGRICULTURE AND CONSUMER SERVICES

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
5E-14.142	28/6			COMMUNITY AFFAIRS			
5F-1.040	28/1			9BER02-1			28/3
5F-1.050	28/1			9B-1.003(16)(a)	27/20c		27/51d
5F-8.001	27/43	27/49	28/3	9B-3.047	26/51c		
5F-8.012	27/43	27/49	28/3	9B-7.003	27/36	27/46	28/3
5F-11.060	27/35	27/47	28/2	9B-7.0042	27/36	27/46	28/3
5F-11.061	27/35	27/47	28/2	9B-43.003	27/46	28/6	
5F-11.062	27/35	27/47	28/2	9B-43.004	27/46	28/6	
5F-11.063	27/35	27/47	28/2	9B-43.005	27/46		
5F-11.064	27/35	27/47	28/2	9B-43.006	27/46	28/6	
5F-11.065	27/35	27/47	28/2	9B-43.007	27/46		
5L-1.001	27/39	27/51	28/5w	9B-43.008	27/46		
5L-1.002	27/39	27/51	28/5w	9B-43.009	27/46	28/6	
5L-1.004	27/39	27/51	28/5w	9B-43.010	27/46	28/6	
5L-1.005	27/39	27/51	28/5w	9B-43.012	27/46	28/6	
5L-1.006	27/39	27/51	28/5w	9B-43.013	27/46	28/6	
5L-1.007	27/39	27/51	28/5w	9B-43.014	27/46	28/6	
5L-1.008	27/39	27/51	28/5w	9B-72.010	27/31		
5L-1.009	27/39	27/51	28/5w	9B-72.030	27/31		
5L-1.010	27/39	27/51	28/5w	9B-72.040	27/31		
5L-1.011	27/39	27/51	28/5w	9B-72.050	27/31		
5L-1.012	27/39	27/51	28/5w	9B-72.060	27/31		
5L-1.013	27/39		28/5w	9B-72.070	27/31		
				9B-72.080	27/31		
				9B-72.090	27/31		
				9B-72.100	27/31		
				9B-72.110	27/31		
				9B-72.120	27/31		
				9B-72.130	27/31		
				9B-72.160	27/31		
				9B-72.170	27/31		
				9B-72.180	27/31		
				9B-72.190	27/31		
				9B-74.010	27/50		
				9B-74.020	27/50		
				9B-74.030	27/50		
				9B-74.040	27/50		
				9B-74.050	27/50		
				9C-600.002	26/33		
				9G-22.001	27/45		
				9G-22.002	27/45	27/52	
				9G-22.003	27/45	27/52	
				9G-22.004	27/45		
				9G-22.005	27/45		
				9G-22.006	27/45	27/52	
				9G-22.007	27/45	27/52	
				9I-31.005	16/35		
				9I-35.006	19/31	19/43	
				9I-47.035	23/25		
				9J-5.0055	18/40		
				9J-8.004	22/39		
				9J-8.006	22/39		
				9J-41.003	20/47		
				9J-200.146	26/42		
EDUCATION							
6-1	26/39c						
6A-1.083	27/46		28/3				
6A-1.09422	27/46		28/3				
6A-1.0996	25/27	25/34					
6A-1.09981	27/46	27/52	28/6				
6A-4.0021	27/43	28/6					
6A-4.00821	27/43	28/6					
6A-4.0151	28/6						
6A-4.01792	28/6						
6A-4.01793	28/6						
6A-4.01795	28/6						
6A-4.01796	28/6						
6A-4.0232	28/6						
6A-4.0243	28/6						
6A-4.0281	28/6						
6A-4.0283	28/6						
6A-4.030	28/6						
6A-4.0323	28/6						
6A-4.03321	28/6						
6A-4.060	28/6						
6A-6.080	16/30						
6A-20.05281	26/1						
6C-600.002	26/33						
6D-1.002	27/45	27/48					
6D-1.003	27/45	27/48					
6D-1.004	27/45	27/48					
6D-1.008	27/45	27/48					
6D-1.012	27/45	27/48					
6D-1.013	27/45	27/48					
6F-16.001	27/22						
6S-16.026	26/2						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
HEALTH AND REHABILITATIVE SERVICES				TRANSPORTATION			
10-5.011(1)(v)	15/46c			14-15.003	26/46		
10D-6.046(7)(f)2.	20/11c			14-15.0081	27/49		
10M-9.001	22/1			14-15.010	28/3		
10M-9.026	22/1			14-17.011	27/51		
10M-9.045	22/1			14-17.012	27/51		
LAW ENFORCEMENT				14-17.014	27/51		
11B-27.006	27/17			14-17.015	27/51		
11B-30.014	19/40			14-22.012	26/44c		
REVENUE				14-40.003	27/51		
				14-40.030		24/1	28/5
12-24.001	27/47					24/13	28/5
12-24.002	27/47	27/50			27/41	24/17	28/5
12-24.003	27/47			14-49.003	27/43	24/36	28/5
12-24.004	27/47			14-80.001	27/43	27/49	28/5
12-24.005	27/47	28/4		14-80.0011	27/43		28/2
12-24.006	27/47			14-80.002	27/43		27/52
12-24.007	27/47	28/4			27/52		
12-24.008	27/47	28/4		14-80.003	27/43		27/52
12-24.009	27/47	28/4		14-80.004	27/43		27/52
12-24.010	27/47			14-80.005	27/43		27/52
12-24.021	27/47			14-80.0051	27/43		27/52
12-24.022	28/4			14-80.006	27/43		27/52
12-24.023	27/47	28/4		14-84.0011	27/51		
12-24.024	27/47			14-98.001	27/51		
12-24.025	27/47	28/4		14-98.002	27/51		
12-24.026	27/47			14-98.003	27/51		
12-24.027	27/47			14-98.004	27/51		
12-24.028	27/47			14-98.005	27/51		
12-24.029	27/47			14-98.006	27/51		
12-24.030	27/47	28/4		14-98.007	27/51		
12A-1.096	27/47			14-98.008	27/51		
12A-19.010	27/42		28/4	14B-1.001	26/3	26/24	
12A-19.020	27/42	27/49	28/4		27/32		
12A-19.030	27/42		28/4	14B-1.002	26/3	26/24	
12A-19.041	27/42		28/4		27/32		
12A-19.042	27/42		28/4	14B-1.003	26/3	26/24	
12A-19.043	27/42		28/4		27/32		
12A-19.050	27/42		28/4	14B-1.004	26/3	26/24	
12A-19.060	27/42		28/4		27/32		
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12B-8	23/8c				27/32		
12D-16.002		20/46	27/51	14B-1.006	26/3	26/24	
		23/45	27/51		27/32		
		25/51	27/51	14B-1.007	26/3	26/24	
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12E-1.027	27/47			17-503.430	16/15		
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				17-660.300	15/50	16/8	



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17-671.200	15/32			27E-4.005	20/11		
17-671.300	15/32			27E-4.006	20/11		
17-671.310	15/32			27E-4.007	20/11		
<b>BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST</b>				27E-4.008	20/11		
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18-24.005	27/15			27M-1.003	27/39		
<b>STATE BOARD OF ADMINISTRATION</b>				27M-1.004	27/39	27/52	
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19-7.010	27/49			27M-1.006	27/39	27/52	
19-7.011	27/49	28/6		27M-1.007	27/39	27/52	
19-7.012	27/49	28/6		27M-1.008	27/39	27/52	
19-7.013	27/49	28/6		27M-1.009	27/39	27/52	
19-7.014	27/49			27M-1.010	27/39	27/52	
19-7.015	27/49	28/6		27M-1.011	27/39	27/52	
19-7.016	27/49	28/6		27M-1.012	27/39		
19-7.017	27/49			27M-1.013	27/39	27/52	
19-8.010	28/6			27M-1.014	27/39	27/52	
19-8.012	28/6			27M-1.015	27/39	27/52	
19-8.029	28/6			<b>ADMINISTRATION COMMISSION</b>			
<b>CITRUS</b>				28-18	27/52c		
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20-39.003	27/36		27/51	28-20	27/52c		
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21M-50.007	19/6c			33-3.0084	25/35	25/43	
21M-50.009	19/6c			33-3.0085	25/35	25/43	
<b>FLORIDA PAROLE COMMISSION</b>				33-3.015	21/43		
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25-17.0832	27/38			33-22.009	17/12		
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				33-38.011	25/35	25/43	
				33-38.012	25/35	25/43	
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33-208.506	26/43	27/43	27/51w	34-12.310	27/42		27/51
	28/5			34-12.330	27/42		27/51
33-208.507	26/16			LABOR AND EMPLOYMENT SECURITY			
33-208.510	28/5			38-1	26/43c		
33-210.102	28/5			38E-106.401	24/1		
33-210.103	28/5			38F-6.008	28/2		
33-302.101	27/48		28/5	38F-6.009	28/2		
33-401.201	27/48		28/5	38F-6.014	28/2		
33-401.501	27/48	28/4		38F-6.016	28/2		
33-601.202	27/45		28/5	38F-8.055	22/4		
33-601.226	28/6			38F-56.001	28/2		
33-601.233	27/45		28/2	38F-56.002	28/2		
33-601.234	27/45		28/2	38F-56.100	28/2		
33-601.236	27/45		28/2	38F-56.110	28/2		
33-601.237	27/45		28/2	38I-60.200	20/7		
33-601.238	27/45		28/2	38K-1.0045	23/27		
33-601.239	27/45		28/2	WATER MANAGEMENT DISTRICTS			
33-601.241	27/45		28/2	40-1	27/45c		
33-601.242	27/45		28/2	40B-4.1020(12),(30)	28/2c		
33-601.243	27/45		28/2	40B-4.1030	28/2c		
33-601.314	28/3			40B-4.1040(1)(b),(c)	28/2c		
33-601.606	28/3			40B-4.3010	28/2c		
33-601.708(12)(e)	27/35c			40B-4.3020	28/2c		
33-601.711	28/2			40B-4.3030	28/2c		
33-601.712	27/52			40B-4.3040	28/2c		
33-601.713	28/4			40B-400.046	28/3		
33-601.714	28/4			40B-400.051	28/3		
33-601.715	28/4			40B-400.091	28/3		
33-601.717	28/4			40B-400.115	28/3		
33-601.719	28/4			40B-400.191	28/3		
33-601.721	28/4			40B-400.483	28/3		
33-601.723	28/4			40C-1.1008	27/52		
33-601.725	28/4			40C-1.101	27/52		
33-601.726	28/4			40C-1.181	20/18		
33-601.727	28/4			40C-1.603	27/52		
33-601.729	28/4			40C-2.101	27/52		
33-601.730	28/4			40C-4.051(12)(b)	25/12c		
33-601.731	28/4			40C-4.091	25/12c		
33-601.732	28/4				27/52		
33-601.733	28/4			40C-8.021	27/52		
33-601.734	28/4			40C-8.031	27/52		
33-601.736	28/4			40C-42.091	27/52		
33-601.738	26/48	27/38		40C-44.091	27/52		
33-602.112	27/51	28/4		40C-400.201	21/48	21/48	
33-602.205	27/34	27/42	27/51w	40D-0.201	20/3		
33-602.210	28/5			40D-1.202	19/36	19/42	
33-602.220		26/50	28/5	40D-2.031	20/48		
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33-602.222		26/50	28/5				
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40D-2.301	22/48			40E-3.041	28/5		
	28/6			40E-3.051	28/5		
40D-2.321	20/48			40E-3.0511	28/5		
40D-2.331	20/48			40E-3.101	28/5		
40D-2.381	20/48			40E-3.301	28/5		
	28/6			40E-3.321	28/5		
40D-2.501	20/48		28/5w	40E-3.341	28/5		
40D-2.601	20/48			40E-3.411	28/5		
40D-2.621	20/48			40E-3.451	28/5		
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40D-4.051	27/47			40E-3.512	28/5		
40D-4.091	22/48			40E-3.517	28/5		
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40D-4.201	21/22			40E-3.531	28/5		
40D-6.521	24/50			40E-4.091	25/18		
40D-8.624	23/38	24/48		40E-6	20/26c		
40D-8.6240	23/38	24/48		40E-7.611	27/23	27/32	27/51
40D-45.341	19/42	20/3				27/39	27/51
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40E-1.510	20/18	21/36		40E-7.628	27/23	27/32	27/51
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40E-1.606	19/4c					27/39	27/51
40E-1.607	19/43			40E-7.633	27/23	27/32	27/51
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40E-1.612	20/18	21/36		40E-7.637	27/23	27/32	27/51
40E-1.614	20/18	21/36				27/39	27/51
40E-1.659	19/4c			40E-7.639	22/23	22/37	
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	28/5			40E-7.645	27/23	27/32	27/51
40E-2	26/38c					27/39	27/51
40E-2.011	28/5					27/45	27/51
40E-2.041	27/26	27/31		40E-7.647	27/23	27/32	27/51
40E-2.091	28/5			40E-7.651	27/23	27/32	27/51
40E-2.101	28/5					27/39	27/51
40E-2.301	28/5			40E-7.653	27/23	27/32	27/51
40E-2.331	28/5					27/39	27/51
40E-2.381	28/5			40E-7.654	27/23	27/32	27/51
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40E-3.021	28/5					27/45	27/51
40E-3.031	28/5			40E-7.655	27/23	27/32	27/51
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40E-3.037	28/5						

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		27/39	27/51	42U-1.002	27/50		
40E-7.664	27/23	27/32	27/51	EXPRESSWAY AUTHORITIES			
		27/39	27/51	45A-2.001	21/49		
		27/45	27/51	MARINE FISHERIES COMMISSION			
40E-7.6645	27/23	27/32	27/51	46-15.002	21/35		
40E-7.665	27/23	27/32	27/51	46-21.007(1)	18/2		
40E-7.667	27/23	27/32	27/51	46-24.003	21/27		
40E-20.010	28/5			46-37.001	20/18		
40E-20.011	28/5			46-37.002	20/18	20/25	
40E-20.031	28/5			46-37.003	20/18		
40E-20.042	28/5			46-37.004	20/18	20/25	
40E-20.061	28/5			46-37.005	20/18		
40E-20.091	28/5			46-37.006	20/18	20/25	
40E-20.101	28/5			46-42.003	20/35		
40E-20.112	28/5			46-47.007	22/27		
40E-20.141	28/5			LOTTERY			
40E-20.301	28/5			53ER01-63			27/41
40E-20.302	28/5			53ER01-65			27/45
40E-20.321	28/5			53ER01-66			27/41
40E-20.331	28/5			53ER01-67			27/41
40E-20.341	28/5			53ER01-68			27/41
40E-20.351	28/5			53ER01-69			27/43
40E-20.381	28/5			53ER01-70			27/43
40E-20.391	28/5			53ER01-71			27/45
40E-63.223	27/2	27/9		53ER01-72			27/45
40E-63.400	27/23	27/50	28/3				27/48
40E-63.401	27/23	27/50	28/3	53ER01-73			27/50
40E-63.402	27/23	27/50	28/3	53ER01-74			27/48
40E-63.404	27/23	27/50	28/3	53ER01-75			27/45
40E-63.406	27/23	27/50	28/3	53ER01-76			27/52
40E-63.410	27/23		28/3	53ER01-77			27/51
40E-63.415	27/23	27/50	28/3	53ER01-78			28/2
40E-63.420	27/23	27/50	28/3	53ER01-79			28/2
40E-63.430	27/23		28/3	53ER01-80			28/1
40E-63.432	27/23		28/3	53ER01-81			27/52
40E-63.434	27/23	27/50	28/3	53ER01-82			27/52
40E-63.436	27/23		28/3	53ER01-83			28/1
40E-63.440	27/23	27/50	28/3	53ER01-84			28/1
40E-63.442	27/23	27/50	28/3	53ER02-1			28/4
40E-63.444	27/23	27/50	28/3	53ER02-2			28/4
40E-63.450	27/23	27/50	28/3	53ER02-3			28/5
40E-63.452	27/23	27/50	28/3	53ER02-4			28/5
40E-63.454	27/23		28/3	53ER02-5			28/6
40E-63.456	27/23	27/50	28/3	53-1	27/37c		
40E-63.458	27/23	27/50	28/3	53-14.009	28/5		
40E-63.460	27/23	27/50	28/3	53-16.007	28/5		
40E-63.470	27/23	27/50	28/3				
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53-19.0035	25/43				27/7c		
					27/10c		28/2d
					27/10c		28/2d
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58A-4.001	27/42	27/50	28/5	59C-1.003	26/30c		
58A-4.002	27/42	27/50	28/5	59C-1.008	27/45		28/1
58A-5.0131	27/42		28/1	59C-1.033	26/51	27/18	28/3
58A-5.0241	27/42		28/1			27/24	28/3
58A-5.0242	27/42		28/1		27/7c		28/2d
58A-5.033	27/42		28/1		27/7c		
					27/7c		
					27/10c		28/2d
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<b>AGENCY FOR HEALTH CARE ADMINISTRATION</b>							
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59A-3.170	21/20			59C-1.033(7)	27/31c		
59A-3.180	21/3				27/21c		28/2d
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59A-3.203	27/44				27/23c		28/2d
59A-3.204	27/44				27/23c		28/2d
59A-3.2055	22/52	23/10			27/23c		28/2d
59A-4.103	27/44				27/23c		
59A-4.106	27/44				27/23c		
59A-4.123	27/44			59C-1.0355(4)(d)	27/49c		
59A-4.128	27/44			59C-1.036	28/3		
59A-4.166	27/10c			59C-1.0365	28/3		
59A-5.022	26/39	27/10		59E-1.001	20/27		
59A-7.020	20/25			59E-1.002	20/27		
59A-12.020	26/32	26/36		59E-1.003	20/27		
	26/38c			59E-1.004	20/27		
59A-18.003	26/25			59E-1.005	20/27		
59A-23.002	27/44		28/3	59E-1.006	20/27		
59A-23.004	27/44		28/3	59E-1.007	20/27		
59A-23.005	27/44		28/3	59F-1.002	20/33		
59A-23.006	27/44		28/3	59G-4.055	21/39	21/45	
59AA-17.004	21/46			59G-4.070	27/6	27/18	
59B-7.020	19/30			59G-4.100	27/37		27/52
59B-7.021	19/30			59G-4.190	27/45		28/6
59B-7.022	19/30			59G-4.200	27/40c		
59B-7.023	19/30			59G-4.240		21/51	28/6
59B-7.024	19/30				27/45		28/6
59B-7.025	19/30			59G-4.340	27/40		28/3
59B-7.026	19/30			59G-6.010	27/44		
59B-7.027	19/30			59G-6.020	27/51		
59B-7.028	19/30			59G-6.080	27/36		27/51
59B-7.029	19/30			59G-8.200	27/32	27/44	28/1
59B-9.010	27/43			59G-208.101	27/4	27/16	
59B-9.011	27/43			59H-1.00352	26/3	26/17	
59B-9.013	27/43			59M-3.005	21/25		
59B-9.015	27/43	27/52		59O-2.002	22/34	24/49	
59B-9.018	27/43			59O-2.003	22/34	24/49	
59B-9.019	27/43			59O-3.002	22/34	24/49	
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59R-62.040	21/5					27/52	28/3
59T-11.013	23/22	23/35		60L-32.0013	27/45	27/49	28/3
59T-14.004	23/22	23/35				27/52	28/3
59T-15.002	23/22	23/35		60L-32.002	27/45	27/52	27/52
59T-16.001	23/22	23/35		60L-32.003	27/45	27/46	28/1
59T-16.002	23/22	23/35				27/47	28/1
59U-11.019	20/51	21/7				27/52	28/1
59U-14.002	23/24	23/35		60L-32.0031	27/45	27/46	27/52
59V-3.007	20/34	20/48		60L-32.0032	27/45	27/47	
59Y-5.001	23/11					27/49	
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				60L-32.004	27/45	27/52	27/52
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60-1	27/43c			60L-32.005	27/45	27/47	27/52
60A-1.001(2)	26/39c					27/52	27/52
60BB-1.001	28/4			60L-32.006	27/45	27/47	28/1
60BB-1.002	28/4					27/52	28/1
60BB-1.003	28/4			60L-32.007	27/45		27/52
60BB-1.004	28/4			60L-32.008	27/45	27/47	
60BB-1.005	28/4			60L-33.001	27/45	27/47	27/52
60BB-1.006	28/4			60L-33.002	27/45	27/47	28/3
60BB-1.007	28/4					27/49	28/3
60BB-1.008	28/4			60L-33.003	27/45	27/47	28/3
60BB-1.009	28/4					27/49	28/3
60BB-1.010	28/4			60L-33.0031	27/45		27/52
60BB-1.011	28/4			60L-33.0032	27/45		27/52
60BB-1.012	28/4			60L-33.0033	27/45		27/52
60BB-1.013	28/4			60L-33.0034	27/45	27/47	28/1
60BB-1.014	28/4			60L-33.004	27/45	27/52	27/52
60BB-1.015	28/4			60L-33.005	27/45	27/52	27/52
60BB-1.016	28/4			60L-33.006	27/45	27/52	27/52
60BB-1.017	28/4			60L-33.007	27/45	27/52	27/52
60BB-1.018	28/4			60L-33.008	27/45		27/52
60G8-24.001	27/50			60L-34.001	27/45		27/52
60G8-24.002	27/50			60L-34.002	27/45	27/49	28/3
60G8-24.0425	27/50			60L-34.003	27/45		27/52
60L-29.001	27/45		27/52	60L-34.0031	27/45	27/49	28/3
60L-29.002	27/45	27/49	28/3	60L-34.0032	27/45	27/49	28/3
60L-30.001	27/45	27/52	27/52	60L-34.004	27/45	27/49	28/3
60L-30.002	27/45	27/52	27/52	60L-34.0041	27/45	27/49	28/3
60L-30.003	27/45	27/46	28/3	60L-34.0042	27/45	27/49	27/52
		27/49	28/3	60L-34.0043	27/45		27/52
		27/52	28/3	60L-34.0044	27/45		27/52
60L-30.007	27/45			60L-34.0051	27/45	27/49	27/52
60L-31.001	27/45		27/52	60L-34.0052	27/45		27/52
60L-31.002	27/45	27/52	27/52	60L-34.0061	27/45	27/47	28/3
60L-31.003	27/45	27/52	28/1			27/49	28/3
60L-31.004	27/45	27/47	28/3	60L-34.0062	27/45		27/52
		27/49	28/3	60L-34.0071	27/45		27/52
		27/52	28/3	60L-34.0072	27/45		27/52
60L-31.005	27/45	27/47		60L-35.001	27/45	27/47	
60L-32.001	27/45		28/1	60L-35.002	27/45	27/47	
60L-32.0011	27/45	27/46	27/52	60L-36.001	27/45		27/52
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60L-36.003	27/45	27/49	27/52	60P-3.017	27/49		28/4
60L-36.004	27/45		28/3	60P-3.018	27/49		28/4
60L-36.005	27/45	27/46	28/3	60P-6.006	27/49		
		27/49	28/3	60P-6.0063	27/49		
60L-37.001	27/45		27/52	60P-6.0065	27/49		
60L-37.002	27/45		27/52	60P-6.0068	27/49		
60L-37.003	27/45		27/52	60P-6.007	27/49		
60L-38.001	27/45		27/52	60P-6.0075	27/49		
60L-38.002	27/45		27/52	60P-6.0079	27/49		
60L-38.003	27/45		27/52	60P-6.0081	27/49		
60L-38.004	27/45		27/52	60P-6.009	27/49		
60L-38.005	27/45		27/52	60P-6.010	27/49		
60L-39.001	27/45		27/52	60P-9.001	27/49		28/4
60L-39.002	27/45	27/47	28/1	60P-9.002	27/49		28/4
60L-39.003	27/45	27/47	28/1	60P-9.003	27/49		28/4
60L-39.004	27/45	27/47	28/1	60P-9.004	27/49		28/4
60L-39.005	27/45		27/52	60P-9.005	27/49		28/4
60L-39.006	27/45	27/47	28/1	60P-9.006	27/49		28/4
60L-39.007	27/45	27/47	28/1	60P-9.007	27/49		28/4
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60P-1.003	27/49		28/4	60P-10.001	27/49		28/4
60P-1.004	27/49		28/4	60P-10.002	27/49		28/4
60P-2.001	27/49		28/4	60P-10.003	27/49		28/4
60P-2.002	27/49		28/4	60P-10.004	27/49		28/4
60P-2.003	27/49		28/4	60P-10.005	27/49		28/4
60P-2.0035	27/49		28/4	60P-10.006	27/49		28/4
60P-2.0036	27/49		28/4	60P-10.007	27/49		28/4
60P-2.004	27/49		28/4	60P-10.008	27/49		28/4
60P-2.005	27/49		28/4	60P-10.009	27/49		28/4
60P-2.006	27/49		28/4	60S-9.001	27/47	28/4	
60P-2.007	27/49		28/4	60T-25.001	18/41	18/44	
60P-2.008	27/49		28/4	60T-25.002	18/41	18/44	
60P-2.009	27/49		28/4	60Y-5.004	26/34		
60P-2.010	27/49		28/4	60Y-9.007	27/41	27/49	28/6
60P-2.011	27/49		28/4				
60P-2.012	27/49		28/4	BUSINESS AND PROFESSIONAL REGULATION			
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60P-2.014	27/49		28/4	61A-1	28/2c		
60P-2.015	27/49		28/4	61A-4.0271	22/47		
60P-2.016	27/49		28/4	61BER02-1			28/6
60P-2.017	27/49		28/4	61BER02-2			28/6
60P-2.019	27/49		28/4	61BER02-3			28/6
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60P-3.004	27/49		28/4	61B-30.004	20/19		
60P-3.005	27/49		28/4	61B-30.006	22/45		
60P-3.006	27/49		28/5	61B-31.001	23/2		
60P-3.007	27/49		28/4	61B-31.002	23/2		
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60P-3.009	27/49		28/4	61B-39.001	22/33		
60P-3.010	27/49		28/4	61B-39.002	22/33		
60P-3.011	27/49		28/4	61B-60.002	27/52		
60P-3.012	27/49		28/4	61B-60.003	27/52		
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61C-3.002	22/23	22/36		61G8-33.003	28/6		
61C-4.023	27/33	27/39		61G8-33.004	28/6		
		27/43		61G8-33.005	28/6		
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61C-5.001	26/24			61G10-12.001	26/24		
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61C-5.007	27/52			61G14-15.003	27/43		28/1
61C-5.013	27/52			61G15-18.005	27/46		28/1
61C-76.0061	21/35			61G15-18.0071	27/46		28/1
61C-76.0062	21/35			61G15-20.007	27/46		28/1
61D-2.021	27/31	27/43	27/52	61G15-24.001	27/52		
61D-3.003	23/36	23/44		61G16-2.001	23/12		
61D-3.004	23/36	23/44		61G16-5.003	21/43	21/50	
61D-6.002(1)	26/12c			61G17-1.006	21/6		
	26/39c			61G18-16.002	26/29		
	26/39c			61G18-16.003	26/29		
61D-6.008	28/4			61G18-16.0035	26/29		
61D-11.010	24/3			61G18-30.003	27/51		
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61F9-6.0035	19/36			61G19-7.0010	26/41		
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61F9-6.013	19/36					28/4	
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61G3-19.013	27/49		28/4w	61J1-4.002	26/45	27/36	
61G3-20.009	27/11			61J1-4.003	26/45		
61G3-21.002	27/49		28/6	61J1-4.005	26/45		
61G3-30.001	28/2			61J1-4.006	27/45		
61G4-15.002	27/23			61J1-4.008	26/45	27/36	
61G4-17.001	19/29			61J1-4.240	27/45		
61G4-18.011	19/38			61J2-10.032	27/34		28/2
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61G5-30.001	28/2			61J2-24.001	27/34		
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61G8-24.042	27/47		28/4	62-4.050	20/21	21/22	
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62-204.800	28/6			62-343.100	21/22		
62-210.990	20/36			62-343.110	21/22		
62-213.430	20/52	21/7		62-343.120	21/22		
62-296.401	22/32	22/38		62-343.130	21/22		
62-302	28/4			62-343.140	21/22		
62-302.540	27/52			62-343.900	21/22		
62-303	27/17c			62-503.200	27/46		28/5
	27/18c			62-503.300	27/46		28/5
	27/18c			62-503.350	27/46		28/5
	27/18c			62-503.400	27/46		28/5
	27/18c			62-503.420	27/46		28/5
	27/18c			62-503.430	27/46		28/5
	27/18c			62-503.500	27/46		28/5
	27/21c			62-503.600	27/46		28/5
62-303.100	27/12	27/19		62-503.650	27/46		28/5
62-303.150	27/12	27/19		62-503.655	27/46		28/5
62-303.200	27/12	27/19		62-503.680	27/46		28/5
62-303.300	27/12			62-503.700	27/46		28/5
62-303.310	27/12			62-503.800	27/46		28/5
62-303.320	27/12	27/19		62-504.200	27/46		28/5
62-303.330	27/12	27/19		62-504.300	27/46		28/5
62-303.340	27/12	27/19		62-504.400	27/46		28/5
62-303.350	27/12			62-504.420	27/46		28/5
62-303.351	27/12			62-504.430	27/46		28/5
62-303.352	27/12			62-504.500	27/46		28/5
62-303.353	27/12			62-504.600	27/46		28/5
62-303.360	27/12			62-504.650	27/46		28/5
62-303.370	27/12			62-504.655	27/46		28/5
62-303.380	27/12	27/19		62-504.680	27/46		28/5
62-303.400	27/12			62-504.700	27/46		28/5
62-303.410	27/12			62-504.800	27/46		28/5
62-303.420	27/12	27/19		62-524.400	20/45		
62-303.430	27/12	27/19		62-532	28/1		
62-303.440	27/12	27/19		62-550.310	20/47		
62-303.450	27/12			62-550.730	20/19		
62-303.460	27/12			62-561.100	24/52		
62-303.470	27/12	27/19		62-602.200	27/45	27/52	28/5
62-303.480	27/12	27/19		62-602.230	27/45		28/5
62-303.500	27/12			62-602.250	27/45		28/5
62-303.600	27/12			62-602.270	27/45		28/5
62-303.700	27/12			62-602.300	27/45		28/5
62-303.710	27/12			62-602.360	27/45	27/52	28/5
62-303.720	27/12			62-602.400	27/45		28/5
62-303.810	27/12			62-602.410	27/45		28/5
62-312.122	24/18			62-602.420	27/45		28/5
62-330.2001	26/9			62-602.430	27/45		28/5
62-341.602	21/22	21/22		62-602.450	27/45		28/5
62-343.010	21/22			62-602.530	27/45		28/5
62-343.020	21/22			62-602.550	27/45		28/5
62-343.030	21/22			62-602.560	27/45		28/5
62-343.040	21/22			62-602.600	27/45		28/5
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62-602.800	27/45		28/5	62C-38.008	27/41		27/52
62-602.850	27/45		28/5	62C-39.002	27/41		27/52
62-602.880	27/45		28/5	62C-39.013	27/41		27/52
62-602.900	27/45		28/5	62D-2.014	21/52	22/13	
62-610.814	24/52			62N-3.002	21/43		
62-620.610	27/51			62N-36.004	21/43		
62-621.200	21/52			62R-7.002	21/17		
62-701	22/42c			62R-7.010	23/34		
62-707.500	22/30			62R-7.020	21/17		
62-712.100	21/34			62R-7.022	21/17		
62-712.200	21/34			62R-7.025	21/17		
62-712.300	21/34			62R-7.026	21/17		
62-712.400	21/34			62R-7.028	21/17		
62-712.410	21/34				22/47		
62-712.420	21/34			62R-7.032	21/17		
62-712.430	21/34						
62-712.440	21/34						
62-712.450	21/34						
62-712.460	21/34			64-1	27/49c		
62-712.500	21/34			64B-1.016	27/48	28/3	
62-712.800	21/34			64B-21.0015	27/39		
62-712.810	21/34			64B-21.004	27/39		
62-712.900	21/34			64B-21.006	27/39		
62-730.050	23/7			64B1ER02-1			28/5
62-761.891	24/14			64B1-3.001	26/51c		
62-771.300	21/52			64B1-4.011		26/49	
62-775.500	21/52	22/15				26/50	
62-788.400	25/5					27/7	
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62B-33.007	27/43		27/52	64B2-11.003	28/5		
62C-16.0051	27/50			64B2-12.003	28/5		
62C-22.001	28/3			64B2-12.012	28/5		
62C-22.002	28/3			64B2-12.015	28/3		
62C-22.003	28/3			64B2-13.0045	28/5		
62C-22.004	28/3			64B2-16.003	28/5		
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62C-22.006	28/3			64B3-2.002	22/34	24/49	
62C-22.007	28/3			64B3-2.003	22/34	24/49	
62C-22.008	28/3				27/51		
62C-22.009	28/3			64B3-3.003	23/51		
62C-22.010	28/3			64B3-3.004	23/51		
62C-22.011	28/3			64B3-4.001	27/52		
62C-22.012	28/3			64B3-5.003	27/51		
62C-35.003	27/41		28/3	64B3-5.004	27/24	27/52	28/2w
62C-36.002	27/41		27/52		28/5		
62C-37.002	27/41		28/3	64B3-5.007	27/52		
62C-37.003	27/41		28/3	64B3-5.007(2)(a)	26/35c		
62C-37.004	27/41		28/3	64B3-6.001	27/5	27/17	
62C-37.005	27/41		28/3			27/26	
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64B3-13.001	28/1			64B8-40.008	27/52		
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64B3-13.003	28/1			64B8-42.004	27/52		
64B3-13.004	28/1			64B8-44.004	27/52		
64B4-3.001	25/22			64B8-44.005	27/52		
64B4-4.017	25/32			64B8-45.001	27/52		
64B4-4.018	25/32			64B8-45.005	27/41	27/43	27/51
64B4-5.007	25/32			64B8-50.008	28/5		
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64B13-3.012	27/45		27/52	64B17-3.003	28/2		
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64B13-15.009	27/38	27/45	27/51		27/52		28/6
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64B14-2.004	28/3			64B18-12.004	28/3		
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64B15-14.0077	27/44		28/6	64B32-3.005		26/16	28/1
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64E-6.020	28/3			66B-1.010	27/52		
64E-6.021	28/3			66B-1.011	27/52		
64E-6.023	28/3			66B-1.012	27/52		
64E-6.027	28/3			66B-2.004	27/52		
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64E-23.004	27/47	28/4		66B-2.010	27/52		
64E-24.001	27/47	28/4		66B-2.011	27/52		
64E-24.002	27/47	27/52		66B-2.012	27/52		
64E-24.003	27/47				27/52		
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65A-4.213	25/32			67-21.009	27/50		
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67-37.011	25/37			68-1	27/11c		
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67-39.008	27/45		28/1	68B-31.008	27/51		
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67-39.014	27/45		28/1	68C-22.005(2)(i)	26/13c		
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67-48.002	27/50	28/5			27/25c		
67-48.003	27/50				27/25c		
67-48.004	27/50	28/5			27/25c		
67-48.005	27/45c				27/25c		
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67-48.006	27/50	28/5		68C-22.021	27/16		
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67-48.009	27/50	28/5		68D-23.003	27/4	27/19	
67-48.0095	27/50	28/5			27/31		27/51
67-48.010	27/50	28/5		68D-23.101	27/4		
67-48.0105	27/50	28/5			27/31		27/51
67-48.012	27/50	28/5		68D-23.102	27/4		
67-48.013	27/50	28/5			27/31		27/51
67-48.014	27/50	28/5		68D-23.103	27/4	27/19	
67-48.015	27/50				27/31		27/51
67-48.017	27/50			68D-23.104	27/4	27/19	
67-48.018	27/50				27/31		27/51
67-48.019	27/50	28/5		68D-23.105	27/4	27/19	
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67-48.021	27/50	28/5			27/31		27/51
67-48.022	27/50	28/5		68D-23.107	27/4		
67-48.023	27/50	28/5			27/31		27/51
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67-48.026	27/50	28/5			27/31		27/51
67-48.027	27/50	28/5		68D-23.109	27/4		
67-48.028	27/50				27/31		27/51
67-48.029	27/50			68D-23.110	27/4		
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