

the District office. Applications may be submitted to the District and considered by the Board at any time during the year.

(2) The District shall only fund applicants that have identified derelict vessels to be removed and have a current ~~an~~ outstanding bid for removal for such vessels, or have completed the removal of such vessels within the 6 months preceding the application, subject to eligibility under these program rules.

(3) The program must be sponsored by an eligible government agency or not-for-profit organization.

(4) District funding shall be limited to \$10,000.00 per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-2.005(3), F.A.C.

(5) The eligible applicant must provide the remaining matching funds for project completion. In no case shall the District's cost-share contribution exceed 50% of the total project costs. In-house project management or administration costs are not eligible costs or matching costs.

(6) The derelict vessel must be located in, or immediately adjacent to, the Atlantic Intracoastal Waterway or the Okeechobee Waterway.

(7) The District shall be recognized when possible in all written, audio or video advertising and promotions as a participating sponsor of the program.

(8) The funding provided by the District shall only be allocated for removal of derelict vessels. The District is providing program reimbursement funds only and shall be held harmless with regards to the activities initiated by the applicant.

(9) The applicant shall be responsible for all maintenance, management, disposal and operating expenses associated with the program.

(10) Funds derived from the sale of any derelict vessels or vessel parts removed through this grant program must be reinvested into the applicant's derelict vessel removal program.

(11) The District Board shall make all final decisions concerning the provision of funding for this program.

Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 4-24-06, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Mark T. Crosley, Assistant Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number: (561)627-3386

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE IS: David K. Roach, Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, Telephone Number: (561)627-3386

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 19, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 25, 2006

### Section III Notices of Changes, Corrections and Withdrawals

#### DEPARTMENT OF EDUCATION

##### State Board of Education

RULE NO.: 6A-1.09401                      RULE TITLE: Student Performance Standards

#### NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 45, November 9, 2006 Florida Administrative Weekly has been continued from December 12, 2006 to January 16, 2007.

#### DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-2.022	Public Inspection and Copying
12-2.023	Final Orders Required to be Indexed
12-2.025	Designation of Official Reporter
12-2.026	Numbering of Final Orders

#### 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. 32, No. 40, October 6, 2006 issue of the Florida Administrative Weekly.

These changes are in accordance with subparagraph 120.54(3)(d)1., F.S., and in response to comments received from the Joint Administrative Procedures Committee.

Paragraph (c) of subsection (1) of Rule 12-2.022, F.A.C., has been changed, so that, when adopted, the paragraph will read as follows:

(c) A list of all final orders which are not indexed, which must be listed pursuant to Rule 1S-6.001 ~~1S-6.005~~, F.A.C.

Subsection (5) and the Specific Authority statement of Rule 12-2.022, F.A.C., have been changed, so that, when adopted, the subsection and statement will read as follows:

(5) Certified copies of final orders pertaining to child support enforcement may be obtained from the Deputy Agency Clerks at their office designations, as provided in subsection (2). Certified copies of other final orders may be obtained from the Office of the Agency Clerk. The Department will charge fees, as provided in Section 119.07(4), F.S., for certified copies of final orders. The list of final orders not indexed and published is maintained at the Office of the Agency Clerk and is available for public inspection and copying at cost.

Specific Authority ~~120.533~~, 213.06(1), 409.2557(3), 409.256(17), 409.2563(16) FS.

The introductory sentence of subsection (1) of Rule 12-2.023, F.A.C., has been changed so that, when adopted, the subsection will read as follows:

(1) For purposes of this part, final orders issued pursuant to Sections 120.565, 120.569, 120.57(1), (2), and (3), 409.256, and 409.2563, F.S., which are required to be indexed pursuant to Rule 1S-6.001 ~~1S-6.004~~, F.A.C., shall be indexed.

The Specific Authority statement for Rule 12-2.023, F.A.C., has been changed so that, when adopted, the statement will read as follows:

Specific Authority ~~120.533~~, 213.06(1), 409.2557(3)(p), 409.256(17), 409.2563(16) FS.

Subsection (2) of Rule 12-2.025, F.A.C., has been changed so that, when adopted, the subsection will read as follows:

(2) For all other Department final orders, the ~~The~~ Department designates the Florida Administrative Law Reports as its official reporter for purposes of publishing and indexing by subject matter all Department final orders required to be indexed by Section 120.53, ~~120.533~~, F.S., and Rule 1S-6.001, ~~1S-6.004~~, F.A.C.

The Specific Authority statement for Rule 12-2.025, F.A.C., has been changed so that, when adopted, the statement will read as follows:

Specific Authority ~~120.533~~, 213.06(1) FS.

The Specific Authority statement for Rule 12-2.026, F.A.C., has been changed so that, when adopted, the statement will read as follows:

Specific Authority ~~120.533~~, 213.06(1) FS.

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

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

**STATE BOARD OF ADMINISTRATION**

RULE NO.:                    RULE TITLE:  
19-15.001                    Insurance Capital Build-Up Incentive Program

**INCORPORATED FORM TO BE CHANGED**

Insurance Capital Build-Up Incentive Program Surplus Note, Form SBA 15-2.

NOTICE IS HEREBY GIVEN by the State Board of Administration of Florida that Rule 19-15.001, F.A.C., has changed from the Notice of Proposed Rulemaking published in the June 30, 2006 edition of the Florida Administrative

Weekly, Vol, 32, No. 26 and from the Notice of Change published in the September 29, 2006 edition of the Florida Administrative Weekly, Vol. 32, No. 39.

Paragraph (8)(e) has been removed and language has been added to the acknowledgement by the notary to indicate whether the document is signed by one personally known to the notary or who presented identification.

Paragraph (8)(e) which read as follows has been stricken:

~~(e) A late fee in the amount of 5% of the invoiced amount may be charged if a payment is received five calendar days after the due date except such fee will not be charged if it results from a delay beyond the control of the insurer arising from the Office's disapproval of the payments or delay in issuing approval of the payment of interest or principal.~~

**Incorporated Form:** Insurance Capital Build-Up Incentive Program Surplus Note, Form SBA 15-2. The insurer is required to provide its NAIC number on page 1. Under the Terms and Conditions section, the following changes have been made: subparagraph (e) in paragraph (4), which addresses late fees, has been removed.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Retirement**

RULE NO.:                    RULE TITLE:  
60S-1.005                    Special Risk Class; Legislative Intent and Procedures

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above Proposed Rule as noticed in Vol. 32, No. 18, May 5, 2006, of the Florida Administrative Weekly has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Administrator, Division of Retirement, Department of Management Services, P. O. Box 9000, Tallahassee, Florida 32315-9000, (850)488-5706

**DEPARTMENT OF MANAGEMENT SERVICES**

**Enterprise Information Technology Services**

RULE NO.:                    RULE TITLE:  
60EE-1.005                    Compliance

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 41, October 13, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.:                    RULE TITLE:  
61-20.508                    Continuing Education Renewal Requirements

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 32, No. 46, of the

November 17, 2006, issue of the Florida Administrative Weekly. The correction is as follows:

The date Notice of Proposed Rule Development published in FAW is to read February 24, 2006 instead of February 2, 2006.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Regulatory Council of Community Association Managers, 1940 N. Monroe Street, Tallahassee, Florida 32399-0790

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

RULE NO.: 61G6-5.001  
 RULE TITLE: Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 23, June 9, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

RULE NO.: 61G6-10.0065  
 RULE TITLE: Reinstatement of Null and Void License Pursuant to Section 455.271(6)(b) of the Florida Statutes

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 33, August 18, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Surveyors and Mappers**

RULE NO.: 61G17-3.0021  
 RULE TITLE: Education

NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule development, as noticed in Vol. 32, No. 30, July 28, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NO.: 64B15-9.007  
 RULE TITLE: Forms and Instructions

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 32, No. 47, November 22, 2006 issue of the Florida Administrative Weekly.

The above-proposed rule was published in the November 22, 2006 issue of the Florida Administrative Weekly, Vol. 32, No. 47. The date of publishing for the original notice of rule development was erroneously given as October 12, 2006. The correct date is October 27, 2006. The foregoing change does not affect the substance of the proposed rule.

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CHANGE IS: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3256

**Section IV  
 Emergency Rules**

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**Section V  
 Petitions and Dispositions Regarding Rule Variance or Waiver**

**DEPARTMENT OF LAW ENFORCEMENT**

The Department of Law Enforcement, Criminal Justice Standards and Training took action at its November 16, 2006, meeting on a petition for waiver received from Sharon Graham, on September 13, 2006. Notice of receipt of this petition was published in the F.A.W., Vol. 32, No. 42, October 20, 2006. No public comment was received. Petitioner requested a waiver of paragraph 11B-35.001(3)(c), F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department grant her CMS Instructor certification retroactive to February 13, 2006.