

governing the payments and conditions relating to payments for services to youth or young adults provided under Section 409.1451, F.S.

The Department has the obligation to ensure the equitable treatment of young adults formerly in foster care and to ensure their safety and well-being. The health, safety, and welfare of young adults formerly in foster care are in danger. The inability to fully sustain the needs of these young adults may result in them becoming victims of crimes, homeless and destitute and it could lead to statewide inequitable treatment of these young adults. These changes will provide increased fiscal oversight and accountability at all levels including the Department, Community-Based Care Lead Agencies, and young adults so as to maximize the effective and efficient operation of the Independent Living Program.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure is fair under the circumstances because it ensures equitable treatment of young adults formerly in foster care.

SUMMARY: This rule makes changes to permanent Rule 65-2, relating to continuances for appeal hearings for the Independent Living Services Program.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Marci Kirkland, Office of Family Safety, 1317 Winewood Boulevard, Tallahassee, Florida 32399, Phone: (850)487-2464, Email: Marci_Kirkland@dcf.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

65ER10-14 (65-2.059) Continuances.

(1) The hearings officer may in his discretion grant a continuance of the hearing for good cause, or upon stipulation of all parties of record and the consent of the hearings officer.

(2) In appeals related to the Food Stamp Program, the household may request and is entitled to receive a postponement of the scheduled hearing. The postponement shall not exceed 30 days and the time limit for action on the decision may be extended for as many days as the hearing is postponed.

(3) In appeals related to the Independent Living Services Program for young adults pursuant to Section 409.1451, F.S., a continuance must be requested at least seven (7) days in advance of the scheduled hearing and good cause shown. A hearing officer may only grant a continuance for a hearing received less than seven days in advance upon a showing of emergency circumstances. The rescheduled hearing must take place within thirty (30) days, unless stipulated to by all parties. Any requests for a subsequent continuance may only be granted upon a showing of emergency circumstances. This amendment to be effective March 1, 1979.

Rulemaking Specific Authority 409.285 FS. Law Implemented 409.285 FS. History--New 5-17-78, Amended 3-1-79, Formerly 10-2.59, 10-2.059, Amended 9-7-10.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: September 7, 2010

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on September 3, 2010, the Agency for Health Care Administration, received a petition for Petition for Variance or Waiver from of subsection 59A-1.005(35), Florida Administrative Code, from INTERNATIONAL BIOLOGICS. The petition requests a variance of rule provisions requiring HTLV testing for donor tissue. The specific provision on which the waiver is sought is subparagraph 59A-1.005(35)(a)2., Florida Administrative Code. The Petitioner in its request seeks a temporary variance from the rule due to substantial hardship.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jamie L. Jackson, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308.

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

NOTICE IS HEREBY GIVEN THAT on September 1, 2010, the Board of Orthotists and Prosthetists received a petition for waiver or variance filed by Jeremy McDowell, from paragraph 64B14-4.110(1)(b), F.A.C., with regard to the licensure requirement of Rule 64B14-4.110, F.A.C. that applicants successfully complete required courses before acquiring the two years of direct supervision experience.

Comments on this petition should be filed with the: Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

For a copy of the petition, contact: Bruce Deterding, Executive Director, Board of Orthotists and Prosthetists, at the above address, or telephone (850)245-4355.

NOTICE IS HEREBY GIVEN THAT on September 1, 2010, the Board of Orthotists and Prosthetists received a petition for waiver or variance filed by Susan B. McDowell, from paragraph 64B14-4.110(1)(b), F.A.C., with regard to the licensure requirement of Rule 64B14-4.110, F.A.C. that applicants successfully complete required courses before acquiring the two years of direct supervision experience.

Comments on this petition should be filed with the: Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

For a copy of the petition, contact: Bruce Deterding, Executive Director, Board of Orthotists and Prosthetists, at the above address, or telephone (850)245-4355.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE OF CORRECTION – NOTICE IS HEREBY GIVEN THAT on August 3, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, assigned Case No.: 10-042W, from Anglea Pagliarini. Subsection 65C-15.017(3), F.A.C., requires agency staff responsible for supervision shall have a bachelor's or master's degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT on August 31, 2010, the Florida Office of Financial Regulation, received a petition for a variance or waiver.

Petitioner's Name: Mickey P. McLellan

Rule No.: 69W-600.0021, F.A.C.

Nature of the rule for which variance or waiver is sought: The rule relates to the effect of law enforcement records on applications for registration as associated persons. The petitioner seeks a variance from or waiver of the rule on the basis that the rule imposes a substantial hardship on and is unfair to the petitioner.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mary Howell, Agency Clerk, Office of Financial Regulation, Legal Services Office, 200 East Gaines

Street, The Fletcher Building, Suite 526 Tallahassee, Florida 32399-0379, (850)410-9896. The petition is also available on the agency's website at www.flofr.com.

Any interested person or other agency may submit written comments within 14 days after the publication of this notice. To be considered, such comments must be received on or before 5:00 p.m. (Eastern Daylight Time), on the 14th day after publication by: Mary Howell, Agency Clerk, Office of Financial Regulation, Legal Services Office, 200 East Gaines Street, The Fletcher Building, Suite 526 Tallahassee, Florida 32399-0379.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **State Historical Records Advisory Board** announces a public meeting to which all persons are invited.

DATE AND TIME: September 29, 2010, 9:30 a.m. – 12:00 Noon

PLACE: Florida State Records Center, Training Room, 4319 Shelfer Road, Tallahassee, FL 32305

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review the status of the Board's Statewide Partnership Grant; discuss the revision of the Board's Strategic Plan for 2011-2012; discuss the status of the Preserving the American Historical Record Act; receive an update on the State Library and Archives' programs.

A copy of the agenda may be obtained by contacting: Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at (850)245-6750 or a copy of the agenda is available at <http://dliis.dos.state.fl.us/archives/shrab/meetings/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at (850)245-6750. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jim Berberich, Coordinator, Florida State Historical Records Advisory Board at (850)245-6750.

The **Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 29, 2010, 10:00 a.m.