

## Section I

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:** 6A-6.0573  
**RULE TITLE:** Industry Certification Process  
**PURPOSE AND EFFECT:** The purpose of this rule development is to incorporate changes made by the 2011 Legislature to the governing statutes. In addition, new certifications will be added to the 2011-2012 Industry Certification Funding List.

**SUBJECT AREA TO BE ADDRESSED:** Career and Technical Education and Industry Certification Funding List.

**RULEMAKING AUTHORITY:** 1003.492(2), 1003.4935 FS.  
**LAW IMPLEMENTED:** 1003.491, 1003.492, 1003.493, 1003.4935 FS.

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

**DATE AND TIME:** June 13, 2011, 2:00 p.m.  
**PLACE:** Conference Call #: 1(888)808-6959, Conference Code: 2459001

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Tara Goodman, Bureau Chief, Budget, Accountability and Assessment, 325 West Gaines St., Suite 744, Tallahassee, FL 32399-0400, (850)245-9002, tara.goodman@fldoe.org. To comment on this rule development go to <https://app1.fldoe.org/rules/default.aspx>

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

**STATE BOARD OF ADMINISTRATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
19-11.001	Procedures Regarding Employer Contributions
19-11.006	Enrollment Procedures for New Hires
19-11.007	Second Election Enrollment Procedures for the FRS Retirement Programs
19-11.011	Employer and Employee Contributions

**PURPOSE AND EFFECT:** To amend Rule 19-11.001, F.A.C., to include all pertinent definitions contained in Rule Chapters 19-11, 19-12 and 19-13, F.A.C., to adopt the latest versions of enrollment forms in view of new legislation; to remove unnecessary provisions in Rules 19-11.006 and 19-11.007, F.A.C., as such information is fully set forth in the adopted

forms; to create new Rule 19-11.011, F.A.C., to address employer and employee contributions and to consolidate all applicable information into one rule rather than in several different rules.

**SUBJECT AREA TO BE ADDRESSED:** Updated information concerning enrollment procedures and employer and employee contributions; consolidation of definitional provisions currently scattered in several rules contained in several rule chapters; removal of unnecessary and redundant rule provisions; and to adopt updated forms.

**RULEMAKING AUTHORITY:** 121.4501(8)(a) FS.  
**LAW IMPLEMENTED:** 121.051, 121.055, 121.35, 121.4501(2), (3), (4), (5), (6), (8), (10), (13), (15), (20), 121.71, 121.72, 121.74, 121.76, 121.77, 121.78, 215.44(8)(b), 1012.875(3) FS.

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

**DATE AND TIME:** Monday, June 6, 2011, 9:00 a.m – 11:00 a.m.

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

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: Tina Joanos, Office of the General Counsel, State Board of Administration, 1801 Hermitage Blvd., Tallahassee, FL 32308, (850)413-1197, tina.joanos@sbafla.com. 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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Ruth A. Smith, Assistant General Counsel, Office of the General Counsel, 1801 Hermitage Blvd., Suite 100, Tallahassee, FL 32308, (850)413-1182, ruth.smith@sbafla.com

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

**DEPARTMENT OF CORRECTIONS**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
33-601.314	Rules of Prohibited Conduct and Penalties for Infractions

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rulemaking is to create disciplinary charges associated with the use, possession, introduction, and trafficking of tobacco and tobacco products.

SUBJECT AREA TO BE ADDRESSED: Rules of prohibited conduct.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.14, 944.279, 944.28, 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: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.314 Rules of Prohibited Conduct and Penalties for Infractions.

The following table shows established maximum penalties for the indicated offenses. As used in the table, "DC" means the maximum number of days of disciplinary confinement that may be imposed and "GT" means the maximum number of days of gain time that may be taken. Any portion of either penalty may be applied.

Maximum Disciplinary Actions

SECTIONS 1 through 2 No change.

SECTION 3 – CONTRABAND – ANY ARTICLE NOT SOLD IN THE CANTEEN, OR ISSUED BY THE INSTITUTION, OR FOR WHICH YOU DO NOT HAVE A SPECIFIC PERMIT AUTHORIZED BY THE INSTITUTION WHERE PRESENTLY HOUSED

3-1	Possession of or manufacture of weapons, ammunition, or explosives	60 DC + All GT
3-2	Possession of escape paraphernalia	60 DC + All GT
3-3	Possession of narcotics, unauthorized drugs and drug paraphernalia	60 DC + 180 GT
3-4	Trafficking in drugs or unauthorized beverages	60 DC + All GT
3-5	Manufacture of drugs or unauthorized beverages	60 DC + 180 GT
3-6	Possession of unauthorized beverages	30 DC + 90 GT
3-7	Possession of aromatic stimulants or depressants, such as paint thinner, glue, toluene, etc.	60 DC + 180 GT
3-8	Possession of negotiables – unauthorized amounts of cash where cash is permitted, cash where cash is not permitted, other inmate’s canteen coupons, other inmate’s cashless canteen or identification cards or gift certificates, checks, credit cards or any other negotiable item which is not authorized	15 DC + 30 GT
3-9	Possession of unauthorized or altered identification – driver’s license, Social security card, cashless canteen identification card, etc.	15 DC + 30 GT
3-10	Possession of unauthorized clothing or linen – State or personal	15 DC + 30 GT
3-11	Possession of stolen property – State or personal	15 DC + 30 GT
3-12	Possession of any other contraband or transfer of item to another inmate resulting in item becoming contraband	15 DC + 30 GT
3-13	Introduction of any contraband	60 DC + All GT
3-14	Possession or use of a cellular telephone or any other type of wireless communication device, or any components or peripherals to such devices, including but not limited to SIM cards, Bluetooth items, batteries, and charging devices; any other technology that is found to be in furtherance of possessing or using a communication device prohibited under Section 944.47(1)(a)6., F.S.	60 DC + All GT
3-15	Possession of gang related paraphernalia or related material, gang symbols, logos, gang colors, drawings, hand signs, or gang related documents Possession.	30 DC + 30 GT
3-16	<u>Non-death row inmates – possession, introduction, or trafficking of tobacco or tobacco-related products such as lighters or cigarette papers.</u>	<u>30 DC + 60 GT</u>

3-17 Death row inmates – Possession of tobacco, other than authorized smokeless tobacco, or possession of tobacco-related products intended for use with smoking tobacco such as lighters or cigarette papers; introduction of tobacco or tobacco-related products to non-death row housing or trafficking in such products. 30 DC + 60 GT

SECTIONS 4 through 11 No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.14, 944.279, 944.28 FS. History–New 3-12-84, Amended 1-10-85, Formerly 33-22.12, Amended 12-30-86, 9-7-89, 11-22-90, 6-2-94, 10-1-95, 3-24-97, 7-9-98, 8-13-98, Formerly 33-22.012, Amended 9-30-99, 6-7-00, 4-18-02, 10-10-04, 1-9-05, 4-17-05, 6-5-05, 10-27-05, 10-12-06, 11-8-07, 5-18-08, 11-9-08, 5-11-09, 12-12-10,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: RULE TITLE:

33-601.721 Visiting Operations

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to remove reference to smoking.

SUBJECT AREA TO BE ADDRESSED: Visiting.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.23 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: Kendra Lee Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.721 Visiting Operations.

(1) through (6) No change.

~~(7) Smoking shall be permitted only in an outdoor smoking area designated by the warden.~~

(8) through (11) renumbered (7) through (10) No change.

Rulemaking Specific Authority 944.09, ~~944.23~~ FS. Law Implemented 944.09, 944.23, 944.8031 FS. History–New 11-18-01, Amended 5-27-02, 9-16-03, 7-17-07,\_\_\_\_\_.

Editorial Note: Formerly 33-601.708, F.A.C.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Cost Management and Control**

RULE NOS.: RULE TITLES:

59B-16.001 Definitions

59B-16.002 Universal Patient Authorization Forms

PURPOSE AND EFFECT: The purpose and effect of the rule development is to revise the Universal Patient Authorization Form for Full Disclosure of Health Information for Treatment and Quality of Care incorporated by reference as AHCA Form FC4200-004 and the Universal Patient Authorization Form for Limited Disclosure of Health Information incorporated by reference as AHCA Form FC4200-005 to provide that the effective period of authorization ends at withdrawal of permission or date of death whichever occurs earlier, to adopt Spanish versions of the forms incorporated by reference as AHCA Form FC4200-006 and AHCA Form 4200-007 under the provisions of Section 408.051(4), F.S, remove an incorrect reference to Rule 59B-16.003, F.A.C., and correct the rulemaking authority citations under Rules 59B-16.001 and 59B-16.002, F.A.C. The Universal Patient Authorization forms need to be amended due to Federal guidance issued on June 16, 2010, by U.S. Health and Human Services (HHS), Substance Abuse and Mental Health Services Administration. This federal guidance requires a change to the form to comply with HHS’s interpretation of the federal law governing patient consent for the release of patient records from federally funded substance abuse treatment programs that are subject to Title 42 Code of Federal Regulations (CFR) Chapter 1, Part 2, Confidentiality of alcohol and drug abuse patient records.

SUBJECT AREA TO BE ADDRESSED: The Agency is proposing to revise the English version of the Universal Patient Authorization Form for Full Disclosure of Health Information for Treatment and Quality of Care and the English version of the Universal Patient Authorization Form for Limited Disclosure of Health Information incorporated by reference in Rule 59B-16.002, amend Rule 59B-16.002, F.A.C., to incorporate by reference a Spanish version of the Universal Patient Authorization Form for Full Disclosure of Health Information for Treatment and Quality of Care and a Spanish version of the Universal Patient Authorization Form for Limited Disclosure of Health Information, revise Rule 59B-16.001, F.A.C., to remove an incorrect rule reference, and correct the rulemaking authority citations under Rules 59B-16.001 and 59B-16.002, F.A.C.

RULEMAKING AUTHORITY: 408.15(8) FS.

LAW IMPLEMENTED: 408.051(4) FS.

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

DATE AND TIME: June 17, 2011, 10:00 a.m.

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

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 hours before the workshop/meeting by contacting: Carolyn H. Turner at (850)412-3782. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Carolyn Turner, Florida Center for Health Information and Policy Analysis, 2727 Mahan Drive, Tallahassee, Florida 32308

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59B-16.001 Definitions.

As used in Rules 59B-16.001 through 59B-16.002 ~~59B-16.003~~, F.A.C.:

(1) "Health care provider" means any other person or organization that furnishes, bills, or is paid for health care services in the normal course of business.

(2) "Electronic format" means an electronic copy of the forms provided in Rule 59B-16.002, F.A.C., in a Portable Document Format (PDF).

Rulemaking Authority 408.051(4)(b), 408.15(8) FS. Law Implemented 408.051(4) FS. History–New 7-28-10, Amended.

59B-16.002 Universal Patient Authorization Forms.

(1) The Universal Patient Authorization Form for Full Disclosure of Health Information for Treatment and Quality of Care including instructions for completing the form is posted at: www.FHIN.net. The form may be printed, completed, signed and scanned into an electronic format as provided in subsection 59B-16.001(2), F.A.C. The Universal Patient Authorization Form for Full Disclosure of Health Information for Treatment and Quality of Care dated 7-1-11 ~~3-1-10~~ is incorporated by reference as AHCA Form FC4200-004 and the Spanish language version is incorporated by reference as AHCA Form FC4200-006.

(2) The Universal Patient Authorization Form for Limited Disclosure of Health Information including instructions for completing the form is posted at: www.FHIN.net. The form may be printed, completed, signed and scanned into an electronic format as provided in subsection 59B-16.001(2), F.A.C. The Universal Patient Authorization Form for Limited Disclosure of Health Information dated 7-1-11 ~~3-1-10~~ is

incorporated by reference as AHCA Form FC4200-005 and the Spanish language version is incorporated by reference as AHCA Form FC4200-007.

Rulemaking Authority 408.051(4)(b), 408.15(8) FS. Law Implemented 408.051(4) FS. History–New 7-28-10, Amended.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.050  
RULE TITLE: Community Behavioral Health Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.050, F.A.C., is to incorporate by reference the Florida Medicaid Community Behavioral Health Services Coverage and Limitations Handbook, October 2011. The handbook was revised to remove the enrollment requirement for Medicaid behavioral health providers to have an active contract with the Substance Abuse and Mental Health (SAMH) circuit or regional office for the location in which the agency will provide services. This handbook adds descriptions and policy for the Medicaid behavioral health managed care plans. In addition, this handbook modifies and clarifies various staff qualifications and policy for community behavioral health services.

SUBJECT AREA TO BE ADDRESSED: Community Behavioral Health Services. An additional area to be addressed during the workshop will be the potential regulatory impact the amendment to Rule 59G-4.050, F.A.C., will have as provided for under Sections 120.54 and 120.541, F.S.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.9081, 409.912, 409.913 FS.

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

DATE AND TIME: Monday, June 13, 2011, 1:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308-5407

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 48 hours before the workshop/meeting by contacting: Bill Hardin at the Bureau of Medicaid Services, (850)412-4242. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Bill Hardin, Medicaid

Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4242, e-mail: william.hardin@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.050 Community Behavioral Health Services.

(1) This rule applies to all community behavioral ~~mental~~ health services providers enrolled in the Medicaid program.

(2) All community behavioral health services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Community Behavioral Health Coverage and Limitations Handbook, October 2011 ~~2004~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated by reference in Rule 59G-4.001, F.A.C. The handbooks are available on the Medicaid fiscal agent's Web site at mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Provider Contact Center at 1(800)289-7799 and selecting Option 7. Next, click on Provider Support, and then click on Handbooks.

(3) The following forms that are included in the Florida Medicaid Community Behavioral Health Coverage and Limitations Handbook are incorporated by reference: Temporary Limited Service Authorization, October 2011 ~~2004~~; Authorization for Comprehensive Behavioral Health Assessment, October 2011 ~~2004~~; Comprehensive Behavioral Health Assessment Agency and Practitioner Provider Certification, October 2011 ~~2004~~; Specialized Therapeutic Foster Care Provider Agency Certification, October 2011 ~~2004~~; Authorization for Specialized Therapeutic Foster Care, October 2011 ~~2004~~; Authorization for Crisis Intervention, October 2011 ~~2004~~; Provider Agency Self Certification for Form Behavioral Health Overlay Services in Juvenile Justice settings —Department of Juvenile Justice, October 2011 ~~2004~~; Provider Agency Certification for Form Behavioral Health Overlay Services in Juvenile Justice Settings —Department of Juvenile Justice, October 2011 ~~2004~~; Certification of Eligibility for Behavioral Health Overlay Services in Juvenile Justice settings —Department of Juvenile Justice, October 2011 ~~2004~~; Provider Agency Acknowledgement Self Certification Form Therapeutic Group Home Services, October 2011 ~~2004~~; Therapeutic Group Care Services Provider Agency Certification, October 2011 ~~2004~~; Authorization for Therapeutic Group Care Services, October 2011 ~~2004~~; Certification of Eligibility for Behavioral Health Overlay Services in Child Welfare settings —Child Welfare, October 2011 ~~2004~~; Provider Agency Self-Certification for Form Behavioral Health Overlay Services in Child Welfare settings —Child Welfare, October 2011 ~~2004~~; Provider Agency Certification for Form Behavioral Health Overlay Services in

Child Welfare settings —Child Welfare, October 2011 ~~2004~~; and Procedure Codes and Fee Schedule, October 2011. These forms are available by photocopying them from the Florida Medicaid Community Behavioral Health Services Coverage and Limitations Handbook. The handbook is available from the Medicaid fiscal agent.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.9081, 409.912, 409.913 FS. History—New 1-27-82, Amended 10-25-84, Formerly 10C-7.525, Amended 1-19-94, Formerly 10C-7.0525, Amended 9-21-98, 11-14-00, 1-19-05, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

RULE NO.:

RULE TITLE:

61G6-7.001

Specialty Electrical Contractors

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify language concerning the scope of work for the limited energy systems specialty; to clarify that certified and registered licensees in Unlimited Electrical Contractor, Alarm System Contractor I, Alarm System Contractor II, and Residential Electrical Contractor may perform the scope of work of a limited energy systems specialty certification.

SUBJECT AREA TO BE ADDRESSED: Specialty Electrical Contractors.

RULEMAKING AUTHORITY: 489.511(5) FS.

LAW IMPLEMENTED: 489.503(14), 489.505(19), 489.511(5) 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: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G6-7.001 Specialty Electrical Contractors.

The following types of specialty electrical contractors may apply to be certified under the provisions of Part II, Chapter 489, F.S., and Chapter 61G6-5, F.A.C., above. In order to be admitted to a specialty contractor examination, the person must show 6 years of comprehensive training, technical education, or broad experience on the type of electrical or alarm system work for which certification is desired.

(1) through (3) No change.

(4) Limited Energy Systems Specialty. The scope of certification of a limited energy systems specialty contractor includes the installation, repair, fabrication, erection, alteration, addition to, or design of electrical wiring, fixtures, appliances, thermostats, apparatus, raceways, conduit, and fiber optics (transmission of light over stranded glass) or any part thereof not to exceed 98 volts (RMS). The scope of work of this license does not include installation, repair, fabrication, erection, alteration, addition to, or design of electrical wiring, fixtures, appliances, thermostats, apparatus, raceways, conduit, that are part of an alarm system, when those items are for the purpose of transmitting data, proprietary video (satellite systems which are not part of a community antenna television, cable television, or radio distribution system), radio frequency, central vacuum, or electric locks, data distribution networks, home theater systems, surround sound systems, public address systems or telephone systems.

(a) The scope of certification is limited to electrical circuits and equipment as set forth in Section 489.505(7), F.S. governed by the applicable provisions of Articles 725 (Class 2 and 3 circuits only), 770, 800, 810, and 820 of the National Electrical Code, 1984 Edition, or 47 C.F.R. Part 68.

(b) No change.

(c) The scope of work of this license may also be performed by the following certified and registered license categories: Unlimited Electrical Contractor, Alarm System Contractor I, Alarm System Contractor II, and Residential Electrical Contractor.

(5) No change.

Rulemaking Specific Authority 489.511(5) FS. Law Implemented 489.503(14), 489.505(19), 489.511(5) FS. History–New 1-2-80, Amended 7-29-84, 10-14-84, Formerly 21GG-7.01, Amended 2-23-86, 12-24-87, 6-21-89, 3-3-92, Formerly 21GG-7.001, Amended 1-28-96, 12-25-96, 6-11-97, 12-24-97, 7-19-98, 10-7-99, 2-17-00, 4-30-01, 4-30-03, 9-16-07, 12-2-08, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors’ Licensing Board**

RULE NO.: 61G6-10.0065  
 RULE TITLE: Reinstatement of Null and Void License

PURPOSE AND EFFECT: The Board proposes the rule promulgation in order to provide instruction for reinstatement of a null and void license pursuant to Section 455.271(6)(b), F.S. and to provide instruction for the application form.

SUBJECT AREA TO BE ADDRESSED: Reinstatement of Null and Void License.

RULEMAKING AUTHORITY: 455.271(6)(b) FS.

LAW IMPLEMENTED: 455.271(6)(b) 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: Juanita Chastain, Executive Director, Electrical Contractors’ Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61G6-10.0065 Reinstatement of Null and Void License.

(1) An individual applying to have his or her null and void electrical contractor’s certification or registration reinstated pursuant to Section 455.271(6)(b), Florida Statutes, shall submit an application on a form provided by the Department.

(2) Any license reinstated pursuant to this rule shall be reinstated to inactive status.

Rulemaking Authority 455.271(6)(b), FS. Law Implemented 455.271(6)(b), FS. History–New \_\_\_\_\_.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.: 69K-12.001  
 RULE TITLE: Installation of Monuments

PURPOSE AND EFFECT: This rulemaking action implements changes to Section 497.278, Florida Statutes, as enacted by the Florida legislature in Chapter 2010-125, Laws of Florida. This proposed rule was approved by the Board of Funeral, Cemetery, and Consumer Services at its monthly meeting on January 6, 2011.

SUBJECT AREA TO BE ADDRESSED: Requirements by cemeteries that monument establishments show proof of insurance as a condition of entering cemetery grounds.

RULEMAKING AUTHORITY: 497.103(5), 497.455, 497.103(1)(o) FS.

LAW IMPLEMENTED: 497.455 FS.

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

DATE AND TIME: June 15, 2011, 10:30 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, Tallahassee, Florida

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 days before the workshop/meeting by contacting: LaTonya Bryant-Parker, (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.: 69K-17.0042  
RULE TITLE: Approval of Continuing Education Courses

PURPOSE AND EFFECT: This rulemaking action implements changes to Section 497.378, F.S., and repeal of Section 497.367, F.S., as enacted by the Florida legislature in Chapter 2010-125, Laws of Florida. This proposed rule was approved by the Board of Funeral, Cemetery, and Consumer Services at its monthly meeting on January 6, 2011.

SUBJECT AREA TO BE ADDRESSED: Continuing education for renewal of funeral director and embalmer licenses.

RULEMAKING AUTHORITY: 497.103(5), 497.37, 497.103(1)(q), (r) FS.

LAW IMPLEMENTED: 497.378 FS.

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

DATE AND TIME: June 15, 2011, 11:30 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, Tallahassee, Florida

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 days before the workshop/meeting by contacting: LaTonya Bryant-Parker, (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery,

and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.: 69K-18.003  
RULE TITLE: Concurrent Internships

PURPOSE AND EFFECT: This rule implements Section 497.377, F.S., and changes made to Chapter 497, F.S., by Chapter 2010-125, Laws of Florida. This proposed rule was approved by the Board of Funeral, Cemetery, and Consumer Services at its monthly meeting on December 2, 2010.

SUBJECT AREA TO BE ADDRESSED: Procedures and criteria applicable to application for a concurrent intership. Provisions applicable to the length and conduct of a concurrent intership.

RULEMAKING AUTHORITY: 497.103(5), 497.103(1)(g), 497.377, 497.370(3), 497.375(2) FS.

LAW IMPLEMENTED: 497.377 FS.

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

DATE AND TIME: June 15, 2011, 9:30 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, Tallahassee, Florida

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 days before the workshop/meeting by contacting: LaTonya Bryant-parker, (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com. 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire

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

## Section II Proposed Rules

### DEPARTMENT OF EDUCATION

#### State Board of Education

RULE NO.: 6A-10.045                      RULE TITLE: Tuition and Fees Exemptions for Florida National Guard

**PURPOSE AND EFFECT:** In 2009, the Legislature amended Section 250.10, Florida Statutes, removing the responsibility of the State Board of Education as it relates to the Educational Duty for Dollars (EDD) program, which is designed to provide financial assistance to members of the Florida National Guard. The EDD program remains active but the statute was amended to shift the responsibility for processing financial assistance to eligible students to the Adjutant General. The Adjutant General works directly with the postsecondary institution to ensure the student receives the financial assistance according to the eligibility criteria. This rule is recommended for repeal as the State Board of Education no longer has rulemaking authority.

**SUMMARY:** The rule is to be repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. An SERC has not been prepared by the agency.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 250.10 FS.

**LAW IMPLEMENTED:** 250.10 FS.

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

**DATE AND TIME:** June 21, 2011, 8:30 a.m.

**PLACE:** Orlando, Florida (Please contact Lynn Abbott, Department of Education, (850)245-9661 or lynn.abbott@fldoe.org for the exact location.)

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Julie Alexander, Florida Department of Education, Division of Florida Colleges, 325 West Gaines St., Tallahassee, FL 32399, julie.alexander@fldoe.org

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

6A-10.045 Tuition and Fees Exemptions for Florida National Guard.

Rulemaking Specific Authority 229.053(1), 240.235 FS. Law Implemented 240.235(8), 240.35(4)(a), 250.10(7) FS. History—New 2-18-93, Repealed \_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Dr. Will Holcombe, Chancellor, Florida College System

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Dr. Eric Smith, Commissioner, Department of Education

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** May 12, 2011

### STATE BOARD OF ADMINISTRATION

RULE NOS.: 19-8.029                      RULE TITLES: Insurer Reporting Requirements  
19-8.030                              Insurer Responsibilities

**PURPOSE AND EFFECT:** The State Board of Administration, Florida Hurricane Catastrophe Fund, seeks to amend the rules listed above to implement Section 215.555, Florida Statutes.

**SUMMARY:** The rules are being amended to adopt 2011/2012 Contract Year forms. Substantive changes are as follows: Rule 19-8.029, F.A.C., Insurer Reporting Requirements, is being amended to adopt the 2011/2012 Data Call and the 2011/2012 Interim and Proof of Loss forms. Rule 19-8.030, F.A.C., Insurer Responsibilities, is being amended to adopt the 2011/2012 Exposure and Loss Examination Advance Preparation Instructions and to adopt the 2011/2012 Interim and Proof of Loss forms.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** A SERC has been prepared by the agency for Rule 19-8.029, F.A.C. and is available by contacting Tracy Allen at the address, telephone number, or e-mail address listed below. A SERC has not been prepared for Rule 19-8.030, F.A.C. The following is a summary of the SERC: No adverse impact on economic growth, private-sector job creating or employment, or private sector investment. No adverse impact on business competitiveness or innovation. Minimal regulatory costs for the 172 participating insurers to make minor one-time programming changes. No increased spending for the Agency anticipated. No costs to other states, local governmental entities, small counties or small cities. No impact on state or local revenues.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 215.555(3) FS.

**LAW IMPLEMENTED:** 215.555(2), (3), (4), (5), (6), (7), (10), (16), (17) FS.