

Section III
Notices of Changes, Corrections and
Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-4.0012 Application Information
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 50, December 15, 2006 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: RULE TITLES:
6A-20.020 Seminole and Miccosukee Indian
 Scholarships
6A-20.025 Grants for Teachers for Special
 Training in Exceptional Student
 Education
6A-20.039 Florida Teacher Scholarship and
 Forgivable Loan Program
6A-20.040 Occupational Therapist or Physical
 Therapist Tuition Reimbursement
 Program
6A-20.041 Occupational Therapist or Physical
 Therapist Student Loan Forgiveness
 Program
6A-20.042 Occupational Therapist or Physical
 Therapist Scholarship Loan
 Program
6A-20.044 Limited Access Competitive Grant

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 50, December 15, 2006 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: RULE TITLE:
12C-1.051 Forms

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. 52, December 29, 2006 issue of the Florida Administrative Weekly. The changes proposed in paragraph (b) of subsection (8) of Rule 12C-1.051, F.A.C., to incorporate, by reference, changes to Form F-1120XN (Instructions for Preparing Form F-1120X

Amended Florida Corporate Income/Franchise and Emergency Excise Tax Return) have been withdrawn. When adopted, that paragraph will reflect "No change."

**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

Florida Prepaid College Board

RULE NO.: RULE TITLE:
19B-8.004 Scholarship Programs

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to Rule 19B-8.003 which was noticed as a proposed rule in Vol. 32, No. 45, November 9, 2006 issue of the Florida Administrative Weekly and adopted on January 1, 2007. The above-referenced Rule which was proposed and adopted as Rule 19B-8.003 shall be corrected and renumbered as Rule 19B-8.004.

The foregoing correction does not affect the substance of the Rule.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-4.230 Physician Services

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 44, November 3, 2006 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-22.0105 Standard for Laws and Rules Course
 Providers

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 31, August 4, 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 JUVENILE JUSTICE

Detention Services

RULE NOS.:	RULE TITLES:
63G-1.005	Fiscally Constrained Counties
63G-1.007	Quarterly Reporting
63G-1.008	Annual Reconciliation
63G-1.009	Dispute Resolution and Collection

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 50, December 15, 2006 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Medicine

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

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 32, No. 43, October 27, 2006 issue of the Florida Administrative Weekly.

The correction is in response to written comments submitted by the Staff of the Joint Administrative Procedures Committee. The correction is as follows so that the rule reads as:

- 64B8-55.002(5)a. Reference to Rule 64B8-51.006(g)(4), F.A.C. will be corrected to 64B8-51.006(3)(g)4.
- 64B8-55.002(5)c. Reference to Rule 64B8-51.006(g)(9), F.A.C. will be corrected to 64B8-51.006(3)(g)(9), F.A.C.
- 64B8-55.002(5)d. Reference to Rule 64B8-51.006(g)(6), F.A.C. will be corrected to 64B8-51.006(3)(g)6., F.A.C.
- 64B8-55.002(5)e. Reference to Rule 64B8-51.006(g)(8), F.A.C. will be corrected to 64B8-51.006(3)(g)8., F.A.C.
- 64B8-55.002(5)h. Reference to Rule 64B8-51.006(4)(e), F.A.C. will be corrected to 64B8-51.006(4)(c), F.A.C.
- 64B8-55.002(5)j. Reference to Rule 64B8-51.006(g)(7), F.A.C. will be corrected to 64B8-51.006(3)(g)7., F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Love, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.:	RULE TITLE:
64B32-2.001	License by Endorsement

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. 37, September 15, 2006 issue of the Florida Administrative Weekly.

The Board held a public hearing on this rule on April 7, 2006, in Tampa, Florida, and determined a change to this rule should be made.

The changes are as follows:

(d) An applicant who has been out of the practice of respiratory care for 2 years or more must complete a Board-approved comprehensive review course in order to ensure that he or she has the sufficient skills to re-enter the profession. Board-approved comprehensive course means any course or courses which includes, at a minimum, fourteen (14) direct contact education hours in the topics and numbers of hours as follows (for the purpose of this section, home study courses are not permitted):

General respiratory care (including medication) _____ 1 hour

Specific Authority 468.353(1), 468.358(3) FS. Law Implemented 468.358(2), (3), 468.365 FS. History—New 4-29-85, Formerly 21M-34.02, 21M-34.002, 61F6-34.002, 59R-71.002, 64B8-71.002, Amended 7-22-02, 8-28-05,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susie Love, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.:	RULE TITLE:
69A-62.021	General Guidelines for Firefighter Employer Comprehensive Safety and Health Programs

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32, No. 3, January 20, 2006 issue of the Florida Administrative Weekly has been withdrawn.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.:	RULE TITLE:
69O-186.017	Certificate of Mortgage Release

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. 47, November

22, 2006, of the Florida Administrative Weekly. These changes are being made to address concerns expressed at the public hearing.

Rule 69O-186.017 is changed to read:

69O-186.017 Certificate of Mortgage Release.

(1) The actuarially sound premium that may be charged for recording a certificate of mortgage release pursuant to Section 701.041, Florida Statutes, is a reasonable fee for actual work performed during the recording of the certificate of mortgage release, not to exceed twenty-five dollars.

Specific Authority 701.041(9) FS. Law Implemented 701.041(9) FS. History--New_____.

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 TRANSPORTATION

NOTICE IS HEREBY GIVEN that, on January 2, 2007, the Florida Department of Transportation issued an order granting the Petition of Polk County, seeking a variance from the provisions of Rule Chapter 14-94, F.A.C. The Petition was received by the Department on September 27, 2006. The Department published its notice of receipt of the petition in the October 20, 2006, edition of the F.A.W. Rule Chapter 14-94, F.A.C., establishes the statewide minimum level of service standards. The Department's order, issued in DOT Case No. 06-117, granted the petition because the variance serves the purpose of Rule 14-94.003, F.A.C., and the statutes implemented.

A copy of the Department's order may be obtained from: Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458. For additional information, contact James C. Myers at (850)414-5393.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that on September 11, 2006, the Florida Public Service Commission has issued an order.

Grove Utilities, Inc.'s petition for waiver of paragraphs 25-30.033(1)(h), (j), (k), (m), (r), (t), (u), (v), and (w), Florida Administrative Code, filed September 11, 2006, in Docket No. 060601-WS, was approved by the Commission at its November 21, 2006 Agenda Conference. Proposed Agency Action (PAA) Order No. PSC-06-1015-PAA-WS, issued December 11, 2006 memorialized the decision, and was consummated and finalized by Consummating Order No. PSC-07-0014-CO-WS, issued on January 3, 2007. The rules address the preliminary setting of rates and charges in an original certificate application. The petition was approved on the basis that the utility had shown that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the Florida Administrative Weekly on September 29, 2006, with an amendatory notice being published on October 6, 2006.

A copy of the Order can be obtained from either the Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770 or the Commission's website <http://www.psc.state.fl.us>.

NOTICE IS HEREBY GIVEN that on December 29, 2006, the Florida Public Service Commission, received a petition for a rule variance from paragraph 25-30.033(1)(l), Florida Administrative Code, from Silver Lake Utilities, Inc., in Docket No. 060726-WS. That Rule requires an application for original certificate to include a description of the water and wastewater service territory proposed to be served according to the technical legal description requirements of subsection 25-30.030(2), Florida Administrative Code. The petition requests to abbreviate the legal description required by paragraph 25-30.033(1)(l), Florida Administrative Code.